

IN THE SUPREME COURT OF THE DISTRICT COURT FOR THE
NORTHWEST TERRITORIES OF OKLAHOMA

United States of Mexico - - - - - Plaintiff,
vs
Certain parcels of land in Ottawa
County, Oklahoma et al - - - - - Defendants.

No. 1168-Civil,
Tract No. 13,
(51 ST-1361-Rev)

ORDER OF DISBURSEMENT

Now this 11th day of October, 1945, same being a judicial day of
said court, this matter comes on for hearing on the application of W. J.
Simpson asking the disbursement to him of certain funds and moneys.

Plaintiff and applicant each appear by their respective attorneys of
record whereupon said matter is presented to and considered by the court
and being well advised in the premises the court finds that plaintiff has
condemned, appropriated and is now in the enjoyment of a fivodge easement
on the above described tract of land; that the parties have agreed on
the damages resulting from said appropriation at the sum of \$2260.50 on
which the applicant has been paid \$2056.00, leaving a balance due appli-
cant of \$204.50.

The court finds that applicant is the lawful owner of said land in
actual possession, that there are no mortgages or liens or unpaid taxes
against same nor are there any adverse claimants to said land, so that
applicant is entitled to the whole thereof.

It is therefore ordered that the Clerk of this court do forthwith
disburse and pay the sum of \$204.50 to applicant, W. J. Simpson.

Approved
B. L. Davidson
Attorney for plaintiff
W. J. Simpson
Attorney for applicant

Ray H. Lavy
Judge

IN THE UNITED STATES DISTRICT COURT FOR THE NORTH-
WEST DISTRICT OF OKLAHOMA

United States of America - - - - - Plaintiff,)
vs) No. 1168-Civil,
Certain parcels of land in Ottawa)
County, Oklahoma et al - - - - - Defendants.) (52 FW-1504)

ORDER OF DISBURSEMENT

Now this 11th day of October, 1945, same being a judicial day of said court, said cause comes on for hearing on the application of William Gielt and his wife Bertie Gielt asking the court to order the clerk thereof to forthwith disburse and pay the sum of \$351.00 to applicants.

Plaintiff and applicant appear by their respective attorneys of record whereupon said application was presented to and considered by the court and being well advised in the premises the court finds that plaintiff has herein condemned, appropriated and is now in the use and enjoyment of a flowage easement on and over said tract of land ; that the parties hereto have stipulated and agreed upon the damages caused by the appropriation of such easement at the sum of \$2050.00 which money has been paid into the office of the Clerk of this court ; that applicants have heretofore been paid out of said moneys the sum of \$1699.00, leaving a balance due them of \$351.00 ; that applicants are the lawful owners and in possession of said lands ; that said lands are clear of all mortgages, taxes, liens and incumbrances ; that no person is making adverse claim to said moneys and applicants are entitled to have said sum of \$351.00.

IT IS THEREFORE ORDERED that the Clerk of this court do forthwith disburse and pay the sum of \$351.00 to William Gielt and Bertie Gielt.

APPROVED

B. L. London
Attorney for plaintiff
Frank Thomas
Attorney for applicants

Roy H. Lavy
Judge

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF COLUMBIA

RECEIVED
OCT 15 1945
U.S. DISTRICT COURT
NO. 1191-CIVIL
TRACT NO. 9, 10,
(DC 7-1859, 1860)

United States of America - - - - - Plaintiff,
vs
Rest in pieces of land in Ottawa
County, Oklahoma et al - - - - - Defendants.

ORDER OF DISBURSE

Now this 11th day of October, 1945, same being a judicial day of said court, this matter comes on for hearing on the application of Tobe Pooler and his wife Jessa Pooler asking the court for an order directing the clerk thereof to forthwith disburse and pay the sum of \$393.50 to them.

Plaintiff and applicants appear by their respective attorneys of record whereupon said application is presented to and considered by the court. The court being well advised of the premises finds plaintiff has condemned, appropriated and is now in the use of a floodage easement on and over said tracts of land; that plaintiff's own estimate of the damage caused by the appropriation of an easement on and over said land is as follows:

Tract No. 9 (DC 7-1859) - - - - - \$307.50,
Tract No. 10 (DC 7-1860) - - - - - 86.00

that plaintiff has paid said sums of money into the office of the clerk of said court; that applicants are the lawful owners and in actual possession of said tracts of land; that said land is clear of all mortgages, taxes, liens and incumbrances of every character and that the applicants are entitled to said moneys.

IT IS THEREFORE ORDERED that the clerk of this court do forthwith disburse and pay said sum of \$393.50 to the applicants.

Approved

R. L. Delmonico
Attorney for plaintiff,
Frank B. ...
Attorney for applicants

Royce H. Sawyer
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 240.20
acres, more or less; and Lulu B. Huggins, et al.,

Defendants.

CIVIL NO. 1126

ORDER FIXING TITLE, DECREERING JUST COMPENSATION
AND MAKING PARTIAL DISTRIBUTION AS TO TRACT NO.
36 (25 FW 992)

Now, on this 12th day of October, 1945, there coming on for hearing the application of the defendant, S. R. Saunders, for an order fixing title, decreeing just compensation and making distribution as to Tract No. 36 (25 FW 992), and the Court being fully advised in the premises, finds:

That the defendant, S. R. Saunders, was the owner of the land designated as Tract No. 36 (25 FW 992) 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 \$387 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 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 easement.

That on the 7th day of December, 1944, the commissioners appointed by the Court to inspect, consider the injury, and assess the damages sustained by reason of the condemnation and appropriation of said tract returned into Court their report assessing and awarding damages upon said Tract No. 36, in the amount of \$550.

That the deficiency of \$163 has not been paid into the registry of the court, but that the award of commissioners was made more than sixty days prior hereto; that no demands for jury trial or exceptions to said report have been filed herein; that the award has become final and that distribution of the sum of \$387, the estimated just compensation now on deposit should be made to this defendant.

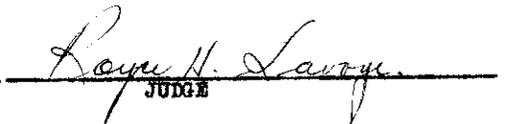
The Court further finds that the sum of \$550 is just compensation for the injuries and damages sustained by said defendant.

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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, S. R. Saunders, was the owner of the land designated as Tract No. 36 (25 FW 992) when this proceeding was commenced, and that the sum of \$550 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

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 estimated just compensation for the taking of said tract, as follows, to-wit:

TO: S. R. Saunders, Owner,
Tract No. 36 (25 FW 992).....\$387


JUDGE

UNITED STATES DISTRICT COURT OF THE DISTRICT OF COLUMBIA

DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CIVIL NO. 1129

CERTAIN ACRES OF LAND IN DELAWARE AND
OTHER JURISDICTIONS, INCLUDING, containing
approximately 100.20 acres, more or less;
and J. H. BICKS, et al.,

Defendants.

ORDER FIXING TITLE, DETERMINING JUST COMPENSATION
AND MAKING DISTRIBUTION AS TO TRACT NO. 2
(30 FW 925)

12th Oct.

NOW, on this ~~31st~~ day of ~~August~~, 1945, there coming on for hearing
the application of the defendant, John W. McCuen for an order fixing title,
decreeing just compensation and making distribution as to Tract No. 2
(30 FW 925), and the Court being fully advised in the premises, finds:

That the defendant, John W. McCuen was the owner of the land designated
as Tract No. 2 (30 FW 925) 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 \$31.50 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 receive just
compensation for the taking of said easement.

The Court further finds that the Commissioners appointed by the
Court made and filed their report herein on December 30, 1944, awarding
damages upon said tract No. 2 (30 FW 925), in the sum of \$42.00; that

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 80.50
acres, more or less; and Herbert D. Gamble,
et al.,**

Defendants.

CIVIL NO. 1149

FILED
OCT 12 1945

H. P. WARFIELD
CLERK OF DISTRICT COURT

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

11 (42 FW 1280 Rev.)

Now, on this 12th day of **October**, 1945, there
coming on for hearing the application of the defendant, **Charles W. Grimes,**

for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. **11 (42 FW 1280 Rev.)**

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

That the defendant, **Charles W. Grimes,** was

the owner of the land designated as Tract No. **11 (42 FW 1280 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 \$**6.40** 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 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 easement**

The Court further finds that the defendant, **Charles W. Grimes**,
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 **\$6.40**,
which was accepted by the petitioner.

The Court further finds that the sum of **\$6.40**, is
just compensation for the injuries and damages sustained by said defendant

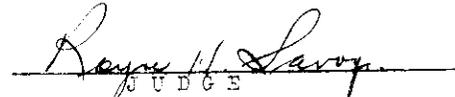
The Court further finds that no person, firm, corporation, or
taxing subdivision of the state other than said defendant have any right,
title or interest in and to said just compensation, except

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that
the defendant, **Charles W. Grimes**, was
the owner of the land designated as Tract No. **11 (42FW 1280 Rev.)**
when this proceeding was commenced, and that the sum of **\$6.40**

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

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: **Charles W. Grimes, Owner,**
Tract No. 11 (42 FW 1280 Rev.).....\$6.40



JUDGE

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

ROBERT STEWART,

Plaintiff,

vs

No. 1550-Civil —

GREAT NORTHERN LIFE INSURANCE COMPANY,
a corporation, and THE CITY OF TULSA,
a municipal corporation,

Defendants.

FILED
OCT 11 1945
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA
TULSA, OKLAHOMA

ORDER OF DISMISSAL.

Now, this 11th day of October, 1945, it appearing to this Court from the Application For An Order Dismissing Plaintiff's Cause of Action filed herein by the plaintiff and the defendant, the City of Tulsa, Oklahoma, a municipal corporation, that plaintiff's cause of action against the defendants has been fully compromised and settled and that this cause of action should be dismissed with prejudice.

IT IS THEREFORE ORDERED that plaintiff's cause of action against the defendants and each of them be, and the same is hereby dismissed with prejudice, and the City of Tulsa having joined in said application, it is further order that the cross-petition of said City be dismissed with prejudice.

Rayne H. Lavy
Judge.

O.K. E.M. Scholer
Attorney for Plaintiff

O.K. John A. Johnson
Attorney for defendant
Great Northern Life Insurance Co.,

O.K. A.M. Meadows
Attorney for defendant
The City of Tulsa, Oklahoma,
a municipal corporation.

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

CHESTER BOWLES, ADMINISTRATOR
OFFICE OF PRICE ADMINISTRATION,

PLAINTIFF

VS.

MIAMI ROCK PRODUCTS COMPANY,
A CORPORATION,

DEFENDANT

CIVIL NO. 1551

J U D G M E N T

On this 27th day of September, 1945, the above cause came on for trial in its regular order, and the plaintiff appeared by his attorney, John J. D. Cobb, and the defendant appeared by his attorneys, Ray McNaughton and Perry Porter, and announced ready for trial.

After considering the pleadings, the evidence and argument of counsel, and being fully advised in the premises, the court finds that the plaintiff is entitled to recover from the defendant, Miami Rock Products Company, a Corporation, the sum of \$1337.30 by reason of sales by defendant of Roofing Chat at above ceiling prices, and that the prayer of the plaintiff for an injunction should be denied.

It is therefor Ordered, Adjudged, and Decreed, that the plaintiff recover from the defendant the sum of \$1337.30, and all costs of this action.

It is further Ordered that the prayer of the plaintiff for an injunction be and the same is hereby denied.

Approved
(s) O. B. Martin
Attorney for Plaintiff

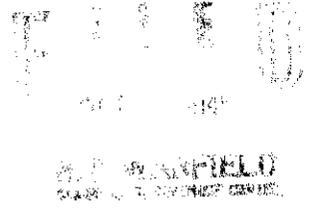
Ray McNaughton - Perry Porter
Attorneys for Defendant

(s) Ray McNaughton
United States District Judge

FILED
SEP 27 1945

U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF CALIFORNIA.



Hargrove Hudson, Plaintiff,
vs.
Mabee Oil and Gas Company, Corporation, Defendant.

No. 1386-Civil

ORDER OVERRULING MOTIONS FOR NEW TRIAL, FOR
ADDITIONAL FINDINGS OF FACT, CONCLUSIONS OF
LAW AND TO AMEND THE JUDGMENT.

Now on this 14th day of October, 1945, comes on to be heard defendant's motion to amend findings of fact and conclusions of law, to make additional findings of fact and conclusions of law and to amend the judgment, and both parties appearing by their attorneys of record, and the court after hearing said motion, the argument of counsel, and being well and fully advised in the premises, doth overrule said motion.

And on this 14th day of October, 1945, comes on to be heard defendant's motion for new trial, and the parties appearing by counsel, and the court after hearing said motion, the arguments of counsel thereon, and being well and fully advised in the premises doth overrule said motion.

C.C. as to form.

Raymond H. Savage
Judge

Ray S. Dillows
Walter H. Kimmel
Attorneys for plaintiff

Samuel Hardy
Dogge H. Henson
J. C. Swinbell
W. M. Jackson
Attorneys for defendant.
W. M. Hardy

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

Charlotte Gleson, her issue,
Lizzie Gleson, her issue,
Joe Gleson, Marie Gleson, her
issue, the Gleson, Bertha
Gleson, minors by Charlotte
Gleson, his guardian and next
friend,

Plaintiffs,

vs

The Gleson Oil and Gas Company,
a corporation, Phillips Petroleum
Company, a corporation, the heirs
and next of kin, executors, admi-
nistrators, devisees, trustees and
assigns, in whole and remote of Thomas
Gleson, deceased, the State of Oklahoma
and the United States of America,

Defendants.

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

C. 1622 Civil

Verdict

On this 21st day of September, 1945 were the plaintiffs by
... calling their attorney, and also the defendants the Gleson
Company, a corporation, Phillips Petroleum Company, a
corporation by their attorney, and the United States
of America by their attorney, appearing for all
the Cherokee Indians as set in its complaint in intervention on file
herein and it appears on said court records that the defendants the
Phillips Petroleum Company appeared and filed its disclaimer herein
and it further appears on the court records on said court records, the
heirs and next of kin, executors, administrators, devisees, trustees
and assigns, in whole and remote of Thomas Gleson, deceased, were
fully notified by publication notice in the best possible manner
authorized to the said publications and that a successive issue of said
14, 21, 28 and 30 days, 1945, more fully shown by proof of publication
on file herein resulting said defendants to appear and answer the
plaintiffs petition in the District Court of the County of Lincoln
State of Oklahoma and to appear and answer the same on the 21st day of July,
1945 or until the said court records were closed and judgment rendered for
the plaintiffs in favor of the said plaintiffs and against the said
defendants and the said State of Oklahoma and the United States of America

notice were each as required by law and by reason thereof said court and this court obtained and have jurisdiction of said defendants named in said notice; that the plaintiffs did not know and with due diligence were unable to learn the residence, place of business or whereabouts of said defendants named in said notice by publication within six days after said first publication or any time since and were therefore unable to mail copies of the petition and said notice and no appearance having been made for said defendants named in said notice by publication they are each adjudged in default.

The Court further finds that the plaintiffs have filed an affidavit showing that plaintiffs are not able to determine whether or not any of the defendants are in military service of the United States and the Court now appoints *Married Ellison* an attorney to this bar to represent all of said defendants who may be in the military service, who now files his answer denying the allegations of plaintiffs petition and the Court now finds that it has jurisdiction of all the parties in this action and this cause being at issue is now submitted to the Court for trial and the Court having heard the evidence and being duly advised finds for the plaintiffs that the material allegations of their complaint are true; that Thomas Blosson was a full blood Cherokee Indian enrolled opposite Roll No. 29669 and as such there was allotted and conveyed to him by the United States of America through the Principal Chief of the Cherokee Tribe the following described real estate in Tulsa County, Oklahoma, to-wit:

The North Half of the Southeast quarter of Section Five (5), Township 21 North, Range 12 East, containing 80 acres, more or less.

Also the following described real estate in Delaware County, Oklahoma, to-wit:

The Northwest quarter of the Northwest quarter of the Southwest quarter of Section 34, Township 20 North, Range 22 East containing 10 acres, more or less.

That pursuant to said allotment and conveyance the said Thomas Blosson became the owner of said real estate in fee simple and went into and remained in possession thereof until his death, intestate, in 1905

County, Oklahoma, on the 10th day of September, 1937.

That all of said real estate was restricted against alienation or encumbrance and was tax exempt and tax certificate filed thereon dated March 15, 1929 and recorded in Book 913 at Page 478, County Clerk's Office of Tulsa County, Oklahoma.

That there has been no administration upon the estate of Thomas Blossom, deceased, and none is necessary or proper at this time because all debts against him or his estate have been fully paid or barred by limitation and because said real estate was restricted and was not liable for his debts or debts of his estate.

That upon the death of the said Thomas Blossom he left as his only heirs at law who inherited said real estate in fee simple, to-wit:

The plaintiff Charlotte Blossom, the widow of Thomas Blossom, his second wife; the plaintiff's son Blossom, Lizzie Blossom, now Hitchcliff, Joe Blossom, Minnie Blossom, now English, Adam Blossom and Abraham Blossom, as his only heirs, and he left no other heirs surviving; that there was a determination of the heirs of Thomas Blossom, deceased, made in the County Court of Hayes County, Oklahoma, but a determination should be made by this Court in accordance with the heirs hereinafter set out.

That the said Abraham Blossom is a minor and brings this action by and through his mother Charlotte Blossom, who is his guardian and acting as his next friend herein.

That upon the death of the said Thomas Blossom said heirs inherited said property in the following proportions: Charlotte Blossom, widow and second wife, an undivided $1/7$ interest, Sam Blossom, Lizzie Blossom now Hitchcliff, Joe Blossom, Minnie Blossom, now England, Adam Blossom and Abraham Blossom, each an undivided $1/7$ interest.

That the plaintiffs are in possession of said real estate and desire that partition thereof be made, if that can be done without manifest injury and if not that said real estate be appraised and sold, as provided by law.

That the defendants General Oil and Gas Company and the Phillips Petroleum Company have, as alleged in their answer, a valid and subsisting oil and gas lease and ~~cash~~ contract upon said above described real estate situate

in Tulsa County, Oklahoma, more fully shown of record in Tulsa County, Oklahoma and/or in the Department of the Interior, and said lease has been amended to provide for a 1/8 royalty on oil and to extend "as long as oil or gas is found in paying quantities"; and the said Keener Oil and Gas Company and Phillips Petroleum Company also have a valid and subsisting grazing and hay cutting lease covering the real estate situate in Tulsa County, which became effective on January 1, 1944, and does not expire until December 31, 1948; that the consideration for said grazing and hay cutting lease for the full term thereof was paid in advance; that said lease terminates by its terms on December 31, 1948, and thereafter neither of the parties named in this paragraph will have any right under said grazing and hay cutting lease. That the interest of the said Keener Oil and Gas Company and Phillips Petroleum Company should be protected and any partition or sale of said real estate should be made subject thereto.

That the heirs and unknown heirs, executors, administrators, devisees, trustees and assigns, immediate and remote, of Thomas Blossom, deceased, have been properly made parties herein to answer as to any interest they have or claim in said real estate and in this connection the Court finds that the plaintiffs have named all the heirs of said Thomas Blossom, deceased, and said unknown heirs, executors, administrators, devisees, trustees and assigns, immediate and remote, of Thomas Blossom, deceased, have no right, title or interest in and to said real estate; that the State of Oklahoma was made a party and has filed its disclaimer herein and has no interest or claim for inheritance or transfer taxes; that the United States of America has no interest in said real estate except as the guardian of all the plaintiffs who are full blood Cherokee Indians for whom it has appeared and filed its answer of intervention showing the plaintiffs as the only heirs at law of Thomas Blossom, deceased, and the interests the same as set out by the plaintiffs in their complaint but not joining in plaintiffs' prayer for partition in said real estate and requesting that it be advised as to the various steps taken in this cause.

The Court further finds that the plaintiffs are the owners of said real estate and in possession as herein set out and that they are entitled to partition of said real estate subject to the rights of the defendants Keener Oil and Gas Company and Phillips Petroleum Company and to have Commissioners appointed for that purpose and if partition cannot be made without manifest injury that they appraise said respective parcels of real estate and report back to this Court.

IT IS THEREFORE CONSIDERED, ADJUDGED AND DECREED by the Court that the plaintiffs are the only heirs at law of Thomas Blossom, deceased, and as such inherited and became and are now the owners in fee simple and in possession of all of said real estate; that their titles to their respective one-seventh (1/7) interests be and the same are hereby quieted and forever set at rest against all of the defendants except the Keener Oil and Gas Company and the Phillips Petroleum Company; that the plaintiffs are entitled to have partition of said real estate if that can be done without manifest injury and for that purpose the Court now appoints Emmet Brown, C. C. Weber and Cullis Mayes, commissioners to partition said real estate if that can be done without manifest injury, and if not that they appraise said respective parcels of real estate as required by law; that any partition or sale of said real estate be subject to the oil and gas lease and casinghead gas contract and the grazing and hay cutting lease held by the defendants Keener Oil and Gas Company and the Phillips Petroleum Company; that said Commissioners take oath as required by law and report back to this Court as soon as they can reasonably do so.

Walter H. Savage
Judge

O.K.

H. J. Fullerton
Attorney for Plaintiffs

O.K. as to form:

Philip M. Mangan
U. S. Attorney

O.K.

Walter H. Sullivan
Attorney for defendants Keener Oil
and Gas Company and Phillips Petroleum
Company.

Chas. E. ...

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

Martin England, Plaintiff,)
vs.)
Juanita Fogleman, nee England, Jensie)
Freeman, nee England, Lucy Clay, nee)
England, Aca McClain, nee England, and)
Betty Jean Robertson, nee England; and)
the Unknown Heirs, Devisees, Executors,)
Administrators, Claimants, Trustees and)
Assigns, both immediate and remote of)
Charles England, deceased Cherokee)
Indian, Roll No. 19980, and of Mary)
England, nee Crittenden, deceased Cher-)
okee Indian, Roll No. 19610; and)
The State of Oklahoma; and the)
United States of America, Defendants.)
The United States of America, Intervener.)

NO. 1635 -
CIVIL.

FILED

H. F. MARPLE
CLERK

ORDER MODIFYING ORDER MADE IN THE
ABOVE ACTION ON SEPTEMBER 24th, 1945.

NOW, on this the 15th day of October, 1945, there coming on for hearing the Motion of the plaintiff, asking that the Order of Sale made in this action on the 24th day of September, 1945, directing the Honorable Jno. P. Logan, United States Marshal for the Northern District of Oklahoma, to sell the following described land, involved in this action, located in Adair County, Oklahoma, to-wit:

E/2 of SE/4 of SW/4, and SW/4 of SE/4, of Section 5, Township 16 North, Range 25 East; Appraised in the sum of - - - \$90.00

The SW/4 of SE/4 of NW/4, and E/2 of SE/4 of NW/4, and W/2 of SW/4 of NE/4, of Section 34, Township 17 North, Range 24 East,

Appraised in the sum of \$75.00,

so as to authorize the Honorable Granville T. Norris, Marshal of the Eastern District of Oklahoma, to make sale of said real estate, in the same manner as in case of sales under execution issued out of this court to other judicial districts in Oklahoma; and, the Court, having heard said motion, and being fully advised in the premises, finds: that the Order made in this cause on September 24th, 1945, insofar as it provides for the sale of the

above property to be made by the United States Marshal for the Northern District of Oklahoma, should be set aside and held for naught; and that, in lieu thereof, it should be ordered that the Honorable Granville T. Norris, United States Marshal for the Eastern District of Oklahoma, to make said sale.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that the Honorable Granville T. Norris, U. S. Marshal for the Eastern District of Oklahoma, be and he is hereby ordered and directed to advertise and sell the land hereinbefore described, at public sale, for cash, in the same manner as in the sale of land under execution, under the laws of the State of Oklahoma, and as provided for sales under execution issued by the Clerk of this Court, to other judicial districts in the State of Oklahoma; and that he make a report of his proceedings to the Clerk of this Court, for approval, or other proceedings to be held thereon.



U. S. District Judge

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, and G. P. McGhee, et al.,

Defendants.

CIVIL NO. 1623

FILED
OCT 20 1945
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

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

3A GR-D 1007

Now, on this 18th day of October, 1945, there
coming on for hearing the application of the defendant, W. M. Allison,
for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. 3A GR-D 1007
and the Court being fully advised in the premises, finds:

That the defendant, W. M. Allison,

the owner of the land designated as Tract No. 3A GR-D 1007
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 \$ 100.00 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 said tract

The Court further finds that the defendant, W. M. Allison, , in writing, agreed to grant and sell to the petitioner ~~the entire fee simple title in and to~~ said tract of land for the sum of \$100.00 which was accepted by the petitioner.

The Court further finds that the sum of \$ 100.00, 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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, W. M. Allison, was the owner of the land designated as Tract No. 34 GR-2 1007 when this proceeding was commenced, and that the sum of \$ 100.00

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

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: W. M. Allison, OWNER,
Tract 34 GR-2 1007.....\$100.00



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

ORDER FIXING TITLE, DECREETING JUST COMPENSATION
AND MAKING PARTIAL DISTRIBUTION AS TO TRACT NO.
3 (56 FW 1554)

Now, on this 19th day of October, 1945, there coming on for
hearing the application of the defendants, R. V. Higginbotham and Florence
Higginbotham, for an order fixing title, decreeing just compensation and
making distribution as to Tract No. 3 (56 FW 1554), and the Court being fully
advised in the premises, finds:

That the defendants, R. V. Higginbotham and Florence Higginbotham,
were the owners of the land designated as Tract No. 3 (56 FW 1554) 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 \$119.50 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 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
easement.

That on the 2d day of April, 1944, the commissioners appointed by
the Court to inspect, consider the injury, and assess the damages sustained
by reason of the condemnation and appropriation of said tract returned into
Court their report assessing and awarding damages upon said Tract No. 3, in
the amount of \$197.50.

That the deficiency of \$78 has not been paid into the registry of the court, but that the award of commissioners was made more than sixty days prior hereto; that no demands for jury trial or exceptions to said report have been filed herein; that the award has become final and that distribution of the sum of \$119.50, the estimated just compensation now on deposit should be made to this 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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendants, R. V. Higginbotham and Florence Higginbotham, were the owners of the land designated as Tract No. 3 (56 FW 1554) when this proceeding was commenced, and that the sum of \$197.50 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

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 estimated just compensation for the taking of said tract, as follows, to-wit:

TO: R. V. Higginbotham and
Florence Higginbotham, Owners,
Tract No. 3 (56 FW 1554).....\$119.50

Royce L. Sawyer

JUDGE

John J. ...
State of ...

plaintiff,

vs.

John J. ...

defendant.

No. 156 Civil
Evidence

...

The court in the ... trial comes on for trial. ... The defendant ... evidence ...

... administrative ...

... with ...

...
...
...

...

... introduced ...
...
...

The court further held that the plaintiff is entitled to recover under the above conditions, and from the defendant the sum of \$10,000.

In the event that the plaintiff is entitled to recover under the above conditions, the court further held that the defendant shall be liable for the costs of this action.

It is further ordered, that the defendant do pay to the plaintiff the sum of \$10,000, and the costs of this action, within the time specified in the first cause of action, or until the plaintiff has received the sum of \$10,000 and the costs of this action, and 10/100ths of 1 cent per annum thereafter.

It is further ordered, that the defendant do pay to the plaintiff as administratrix the sum of \$10,000 and the costs of this action, and 10/100ths of 1 cent per annum thereafter.

It is further ordered, that the defendant do pay to the plaintiff as administratrix the sum of \$10,000 and the costs of this action, and 10/100ths of 1 cent per annum thereafter, and the sum of \$10,000 and the costs of this action, and 10/100ths of 1 cent per annum thereafter, and the sum of \$10,000 and the costs of this action, and 10/100ths of 1 cent per annum thereafter.

It is further ordered, that the defendant do pay to the plaintiff as administratrix of the estate of the said deceased the sum of \$10,000 and the costs of this action, and 10/100ths of 1 cent per annum thereafter, and the sum of \$10,000 and the costs of this action, and 10/100ths of 1 cent per annum thereafter, and the sum of \$10,000 and the costs of this action, and 10/100ths of 1 cent per annum thereafter.

W. H. ...

L. H. ...
Attorney for Plaintiff

...
Attorney for Defendant

WITNESSES my hand and seal of office this ... day of ... 19...

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CIVIL NO. 1157 ←

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.

ORDER FIXING INTEREST, DECREERING JUST COMPENSATION
AND MAKING DISTRIBUTION AS TO TRACT NO. 7 (48 FW 1293)

Now, on this 27th day of October, 1945, there comes on for hearing the application of the defendant, Robert Atkinson, for an order fixing interest, decreeing just compensation, and making distribution as to damages to growing crops on Tract No. 7 (48 FW 1293), and the Court being fully advised in the premises, finds:

That on the 28th day of February, 1944, when this proceeding was begun, Robert Atkinson was the tenant upon Tract No. 7 (48 FW 1293); that the petitioner filed a declaration of taking and deposited the sum of \$146 as the estimated just compensation for the taking of said tract, and that said amount included \$45 as damages to growing crops occasioned by the taking of a perpetual flowage easement upon and over said tract.

That on the 24th day of May, 1945, the commissioners, appointed by the Court to inspect, consider the injury, and assess the damages occasioned by said taking, returned into Court their report awarding damages for the taking of said tract in the sum of \$187, which amount included \$45 for damages to growing crops upon said tract; that said award was made more than sixty (60 days prior hereto; that no demand for jury trial or exceptions to the report of commissioners have been filed; that said award has become final; that no person has any right, title or interest in and to said growing crops other than the defendant, Robert Atkinson, and that the sum of \$45 is full

and just compensation for the damages sustained to said growing crops on Tract No. 7 (48 FW 1293).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Robert Atkinson, tenant on Tract No. 7 (48 FW 1293) is entitled to receive the sum of \$45 as just compensation for damages to growing crops occasioned by the taking of said perpetual flowage easement upon and over said tract.

IT IS FURTHER ORDERED that the Clerk of this Court be and he is hereby authorized and directed to make distribution from the funds now on deposit, as follows, to-wit:

TO: Robert Atkinson, Tenant,
Tract No. 7 (48 FW 1293).....\$45



U.S. District Judge
JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

--vs--

CIVIL NO. 1623

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,
OKLAHOMA, and Q. P. McGhee, et al.,

Defendants.

ORDER APPOINTING COMMISSIONERS

NOW, On this 22nd day of October, 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 lands hereinafter described and the acquisition of said lands is necessary for the completion, maintenance and operation of the Grand River Dam (Pensacola) Project in the State of Oklahoma.

The Court finds that pursuant to the Act of August 1, 1888, 25 Stat. 357 (40 U. S. C., Sec. 257); the Act of February 26, 1931, 46 Stat. 1421(40 U. S. C. Secs., 258(a) to 258 (e)); 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. 9373, dated August 30, 1943, the Secretary of the Interior is authorized to acquire in the name of the United States of America, 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, certain lands situate, lying and being in the County of Delaware, in the Northern District of the State of Oklahoma, within the jurisdiction of this Court, and more particularly described as follows, to-wit:

TRACT NO. 1 (3A GR-D 1006)

Fee Title

Lot 24 in Block 9 as shown on the recorded plat of the Townsite of Tia Juana in Delaware County, Oklahoma, and all that part of the street and avenue adjacent to said Lot 24 and incident to the ownership thereof.

TRACT NO. 2 (3A GR-D 1007)

Fee Title

Lot 24 in Block 10 as shown on the recorded plat of the Townsite of Tia Juana in Delaware County, Oklahoma, and all that part of the street and avenue adjacent thereto and incident to the ownership thereof.

TRACT NO. 3 (3A GR-D 1008)

Fee Title

Lot 25 in Block 10 as shown on the recorded plat of the Townsite of Tia Juana in Delaware County, Oklahoma, and all that part of the street and avenue adjacent to said Lot 25 and incident to the ownership thereof.

TRACT NO. 4 (3A GR-D 1009)

Fee Title

Lot 24 and Lot 25 in Block 15 as shown on the recorded plat of the Townsite of Tia Juana in Delaware County, Oklahoma, and all those parts of the street and avenues adjacent to said Lots 24 and 25 and incident to the ownership thereof.

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 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 Kenneth Cronin of Delva County, Oklahoma, J. G. Grant of Delva County, Oklahoma, and J. B. Sharp of Craig 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 said lands.

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 at the United States Post Office Building, in Vinita, Oklahoma, on the 29th day of October, 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.

Raymond Savage
J U D G E

IN SENATE
JANUARY 1945
HOUSE REPORT NO. 1000

James M. Millard,
Plaintiff,
vs.
Douglas Aircraft Company, Inc.,
a corporation,
Defendant.

No. 1627
Civil

ORDER OF DISMISSAL

Upon motion of the plaintiff informing the court that all claims, demands and controversies have been, adjusted, settled and fully settled between the parties out of court, it is hereby,

ORDERED ADJUDGED AND DECREED by the court that the above entitled and numbered cause, be dismissed with prejudice to a future action.

Made and entered this 22nd day of October, 1945.

Frederic V. Garagi
Judge.

C.K. 93
J. St. Thomas
Att'y for Plaintiff

Wm. J. Paschke
Att'y for Defendant

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CIVIL NO. 1160

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA, containing approximately 452.50
acres, more or less; and Nancy Rowe Dickson,
et al.,

Defendants.

ORDER FIXING TITLE, DECREERING JUST COMPENSATION
AND MAKING PARTIAL DISTRIBUTION AS TO TRACT NO.
23 (47 FW 1584)

Now, on this 27th day of October, 1945, there coming on for hearing the application of the defendants, George A. Follis and Elsie M. Follis, for an order fixing title, decreeing just compensation and making distribution as to Tract No. 23 (47 FW 1584), and the Court being fully advised in the premises, finds:

That the defendants, George A. Follis and Elsie M. Follis, were the owners of the land designated as Tract No. 23 (47 FW 1584) 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 \$373.20 for the taking of a perpetual flowage easement upon and over said tract; 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 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 easement.

That on the 15th day of March, 1945, the commissioners appointed by the Court to inspect, consider the injury, and assess the damages sustained by reason of the condemnation and appropriation of said tract returned into Court their report assessing and awarding damages upon said Tract No. 23, in the amount of \$376.50.

That the deficiency of \$43.70 has not been paid into the registry of the court, but that the award of commissioners was made more than sixty days prior hereto; that no demands for jury trial or exceptions to said report have been filed herein; that the award has become final and that distribution of the sum of \$333.20, the estimated just compensation now on deposit should be made to these defendants.

The Court further finds that no person, firm, corporation or taxing subdivision of the state other than said defendants have any right, title or interest in and to said just compensation, except

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendants, George A. Follis and Elsie M. Follis, were the owners of the land designated as Tract No. 23 (47 FW 1584) when this proceeding was commenced, and that the sum of \$376.50 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

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 estimated just compensation for the taking of said tract, as follows, to-wit:

TO: George A. Follis and Elsie M. Follis, Owners,
Tract No. 23 (47 FW 1584).....\$333.20

W. H. Bayart
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, and M. R. Tidwell, Jr., et al.,

Defendants.

CIVIL NO. 1203

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

26 (58 FW 1854)

Now, on this *24th* day of **October**, 1945, there
coming on for hearing the application of the defendant, **Claude E. Donica**,
for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. **26 (58 FW 1854)**
and the Court being fully advised in the premises, finds:

That the defendant, **Claude E. Donica**, was
the owner of the land designated as Tract No. **26 (58 FW 1854)**
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 \$ **100.00** 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 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 easement**

The Court further finds that the defendant, **Claude E. Donica**,
in writing, agreed to grant and sell to the pe-
titioner a perpetual flowage easement upon and over
said tract of land for the sum of \$100.00,
which was accepted by the petitioner.

The Court further finds that the sum of \$100.00 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 **Joplin Federal Savings and
Loan Association, Mortgagee**

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that
the defendant, **Claude E. Donica**, was
the owner of the land designated as Tract No. 26 (58 NW 1854)
when this proceeding was commenced, and that the sum of \$100.00

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 **Joplin Federal Savings and Loan
Association, mortgagee;**

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: **Claude E. Donica, Owner, and Joplin Federal
Savings and Loan Association, Mortgagee; ; ; ; ;\$100.00**

W. Royce Savage
JUDGE

CHARLES H. ... Administrator,
Office of Price Administration,
Plaintiff,

vs.

J. H. ... and ...
Defendants.

Civil No. 1438

J U D G E M E N T

On this 19th day of September, 1945, this matter came on for hearing at a pre-trial conference in its regular order, the plaintiff was represented by his counsel of record, James C. ... and the defendants appeared and through their counsel of record, Senator Harry ... Counsel for plaintiff read that the defendants had made an effort to secure the selling price for ... which was in question in this case. The violation was not willful and therefore, the plaintiff was not entitled to treble damages nor the injunction sought, but that the plaintiff was entitled to recover from the defendants the single amount of the overcharge. Counsel for the defendants agreed that a judgment might be entered by the Court at this hearing in accordance with the above.

And the Court being otherwise well and fully informed of the facts, finds that judgment entered by the plaintiff and against the defendants for single amount of overcharge because the violation was not willful and an effort had been made to secure the selling price and for this reason the Court finds that the permanent injunction prayed for in the complaint should be denied.

And the Court further finds, based on the evidence presented by the Court that the plaintiff have the recover of date from the defendant Roy ... as an individual, the sum of \$11,442; and judgment against the defendants Roy ... and ... Brown ... as co-partners ... the sum of \$43,147; and for judgment against the defendant ... Brown ... as an individual in the sum of \$43,147.

And the Court further finds, based on the evidence presented by the Court that the permanent injunction prayed for in the complaint should be hereby denied.

And the Court further finds, based on the evidence presented by the Court that

the plaintiff to be and recover from the defendants J. W. Stansell and Roy
Wicham the costs of this action.

Royce H. Stansell
United States District Judge for the
Northern District of Oklahoma

Approved as to form:

Terry Porter
Senator Terry Porter
Attorney for defendants

Filed

Oct. 24, 1945

H. P. Warfield, Clerk,

U. S. District Court.

Martha England, Plaintiff,
vs.

No. 1018
Civil

Juanita Peoplesman, nee England,
Jensie Freeman, nee England,
Lucy Clay, nee England, Ada
McClain, nee England, and
Betty Jean Robertson, nee
England; and the Unknown Heirs,
Executors, Administrators, Claim-
ants, Trustees and Assigns, both
immediate and remote of Charles
England, deceased Cherokee Indian,
Will No. 19930; and of Mary England,
nee Edgerton, deceased Chickasaw
Indian, Will No. 19619; and the
State of Oklahoma; and the Heirs,
State of Oklahoma.
Defendants;
The Heirs of Charles England,
Intervenor.

FILED - OCT 1946

The above case coming on for hearing this the 17th day of
October, 1946, upon the motion of the Plaintiff for an order
Nunc Pro Tunc, correcting a mistake in the valuations as ap-
pears by the Commissioners cover date the 17th day of Sep-
tember, 1945, and filed herein on the 17th day of September,
1946, and pursuant to a decree of this Court entered on the
25th day of August, 1946, and

The Court having heard said matter and being fully advised
finds said report of the Commissioners should be corrected
so as to speak the truth, and that page 2 of the order of this
Court entered September 24, 1946, approving said report of the
Commissioners should be corrected by this order so as to con-
form to said report, and when so corrected to be approved as
to all things pertaining thereto.

It is therefore ordered, adjudged and decreed by the Court,
that the said Commissioners report be changed to read, as to
the valuations placed on the several tracts of land as fol-
lows, to-wit:

Also the following land in Washington County, Oklahoma,
said allotted to said Charles England, deceased:

The N. 20;00 acres of Lot 3, Section 1, Township 26, North,
Range 13 East, - - - - - \$250.00

The N. 10 acres of Lot 3, Section 1, Township 26, North,
Range 13 East, - - - - - \$125.00

The N. 1/4, S. 1/4 of Section 28, Township 27 North,
Range 13 East, - - - - - \$250.00.

and it is further ordered, adjudged and decreed by the court,
that the several valuations appearing on page 2 of the order of
September 24, 1946, in so far as the same pertains to the land in
Washington County, Oklahoma, be corrected so as to read as fol-
lows, to-wit:

Estate of CHARLES SKOLSKY, deceased:
The north 20;00 acres of Lot 3, Section 1, Twp.
26 North, Range 13 East, in Washington County, Oklahoma, \$250.00

The N. 10 acres of Lot 3, Section 1, Twp. 26 North,
Range 13 East, in Washington County, Oklahoma, \$125.00

The N. 1/4, S. 1/4 of Section 28, Twp 27 North, Range
13 East, in Washington County, Oklahoma, \$250.00

It is further ordered by the court, that the above correc-
tions be made as of the 24th day of September, 1946, and that this
order and the same take effect from and after said date, and
that said report and said order of the 24th day of September, 1946,
be and the same remain in full force and effect as to all other
provisions and parts hereof.

W. J. District Judge.

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

CHESTER BOWLES, Administrator)
Office of Price Administration)
Plaintiff)
vs)
Max McSoud)
Defendant)

CIVIL ACTION NO. 1624

FINAL INJUNCTION

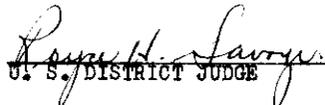
Now on this 20th day of September, 1945, the above styled and numbered cause of action comes on for hearing before the Court for a pre-trial conference and the Court having heretofore heard the testimony of witnesses sworn and examined in open Court in reference to the allegations contained in the complaint and both parties agreeing that said cause being determined by the Court upon testimony previously submitted and the Court being fully advised in the premises finds that the preliminary injunction heretofore made and entered in said cause on the 10th day of August, 1945, should be by the Court made final and permanent and the plaintiff have and recover from the defendant the sum of \$37.50.

It is therefore ordered that the defendant, his agents, servants, employees and representatives and each of them be and they are hereby enjoined pending the final determination of this action from directly or indirectly:

- (1) Demanding and receiving rent in excess of the maximum legal rent of \$25.00 per month for the use and occupancy of the housing accommodation owned and managed by the defendant, located at 112 $\frac{1}{2}$ East Seventh Street, Bristow, Oklahoma.
- (2) Evicting the tenant, Ruby Leplant, from said housing unit, from attempting or taking any steps toward such eviction and from disquieting the tenant with threats of eviction.
- (3) Violating any provision of the Rent Regulation for Housing.

It is further ordered that this injunction remain in full force and effect until further order of the Court.

Be it further ordered that the plaintiff have and recover from the said defendant the sum of \$37.50 and that the defendant pay the costs of this action.


U. S. DISTRICT JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CIVIL NO. 1167

**CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA, etc., and Pauline F. Newton,
et al.,**

Defendants.

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

10 (305 - 44.4)

Now, on this 26 day of Oct, 1945, there
coming on for hearing the application of the defendant **s, Wayne Anderson and
Neva L. Anderson,**
for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. **10 (305 - 44.4)**
and the Court being fully advised in the premises, finds:

That the defendant **s, Wayne Anderson and Neva L. Anderson,** were
the owners of the land designated as Tract No. **10 (305 - 44.4)**
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 \$ **106.00** for the
taking of a **perpetual easement for transmission line purposes 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 easement for transmission line purposes upon and over**
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 perpetual easement**

The Court further finds that the defendant s, Wayne Anderson and Neva L. Anderson, in writing, agreed to grant and sell to the petitioner a perpetual easement for transmission line purposes upon and over said tract of land for the sum of \$ 106.00, which was accepted by the petitioner.

The Court further finds that the sum of \$ 106.00 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, Wayne Anderson and Neva L. Anderson, were the owner s of the land designated as Tract No. 10 (305 - 44.4) when this proceeding was commenced, and that the sum of \$ 106.00 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: Wayne Anderson and
Neva L. Anderson, Owners,
Tract No. 10 (305 - 44.4).....\$106.00

Rayce A. Savage
JUDGE

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 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 5th day of May, 1946, 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 (50 - FW-1329)

Flowage Easement

All that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 29, T 27 N, R 24 E of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 8.40

TRACT NO. 2 (50 - FW-1330)

Flowage Easement

All that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, and all that part of Lot 3, and all that part of Lot 4, in Sec. 29, T 27 N, R 24 E of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.4 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 4.80

TRACT NO. 3 (50 - FW-1331)

Flowage Easement

All that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the S $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 29, T 27 N, R 24 E of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, lying below Elev. 758 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 7.5 acres.

SEPARATE JUDGMENT OBTAINED.

TRACT NO. 4 (50 - FW-1332)

Flowage Easement

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. 29, T 27 N, R 24 E of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 14.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$1,400.00

TRACT NO. 5 (50 - FW-1334)

Flowage Easement

All that part of the north 15.0 acres of the NE 1/4 SW 1/4 of Sec. 23, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 11.0 acres.

COMPENSATION FIXED BY STIPULATION AS HEREINAFTER SET FORTH

TRACT NO. 6 (50 - FW-1340)

Flowage Easement

All that part of Lot 65 fronting on Broadway Street as shown on the dedication plat of the original Townsite of Wyandotte, Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$250.00

TRACT NO. 7 (50 - FW-1344)

Flowage Easement

All that part of Lot 60 fronting on Broadway Street as shown on the dedication plat of the original Townsite of Wyandotte, Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum.

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

TRACT NO. 8 (50 - FW-1348)

Flowage Easement

All that part of Lot 16 fronting on Main Street as shown on the dedication plat of the original Townsite of Wyandotte, Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 15.00

TRACT NO. 9 (50 - FW-1349)

Flowage Easement

All that part of Lot 14 fronting on Main Street as shown on the dedication plat of the original Townsite of Wyandotte, Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum.

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

TRACT NO. 10 (50 - FW-1360)

Flowage Easement

All that part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 27, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except 1.3 acres St. C. & S. F. R.R. R/W, containing 7.1 acres, more or less.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$444.00

TRACT NO. 11 (50 - FW-1370)

Flowage Easement

All that part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 28, T 27 N, R 24 E of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.5 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$237.50

TRACT NO. 12 (51 - FW-1361)

Flowage Easement

All that part of the E $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$, and all that part of the SE $\frac{1}{2}$ SE $\frac{1}{2}$ of Sec. 21, T 27 N, R 24 E of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, except that portion owned by the Grand River Dam Authority, containing approximately 40.0 acres.

PENDING STATUTORY ENACTMENT GRANTING RIGHT TO FLOW.

TRACT NO. 13 (51 FW 1362 Rev.)

Flowage Easement

All that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ (otherwise divided and described as Lots 1 and 2) of Sec. 21, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey in Ottawa County, Oklahoma, particularly described as follows, to wit:

Beginning at the SE corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, 21-27-24, thence West 939.1 ft. to a point on South line thence North 20°47' W for 70 ft., thence North 2°29' W for 100.8 feet, thence N 15°54' E for 94.6 feet, thence N 31°42' E for 144.1 feet, thence N 49°50' E for 84.6 feet., thence N 71°49' E for 142.5 ft., thence N 0° 18' E 833.0 feet to a point in the north boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, thence easterly along said north boundary a distance of 758.34 feet (11.49 chains) to the NE corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, thence southerly along the east boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ to the point of beginning, lying below Elev. 760.0 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 17.8 acres.

And all that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 22, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum less 0.9 acre St. Louis - San Francisco Railway Company rights-of-way containing approximately 32.3 acres.

The total acreage being in all approximately 50.1 acres.

SEPARATE JUDGMENT ENTERED.

TRACT NO. 14 (51 FW 1363)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, and all that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 22, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, less 0.3 acre St. Louis-San Francisco Railway Company right-of-way, containing approximately 0.9 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$261.60

TRACT NO. 15 (51 FW 1364)

Flowage Easement

All that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, and all that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 22, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, containing approximately 14.4 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$637.60

TRACT NO. 16 (51 FW 1365 Rev.)

Flowage Easement

All that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 22, T 27 N, R 24 E of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 31.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY: \$1,397.50

TRACT NO. 17 (51 FW 1366)

Flowage Easement

All that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 22, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, containing approximately 1.2 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY: \$246.00

TRACT NO. 18 (51 FW 1366A Rev.)

Flowage Easement

TRACT A

All that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 21, except the following described tract of land, to wit:

Beginning at a point on the quarter section line of said Section 21, 958.5 feet east of the center of said section; thence east on said line 361.5 feet to the NE corner of NW $\frac{1}{4}$ SE $\frac{1}{4}$, thence south 361.5 feet, thence west 361.5 feet, thence north 361.5 feet to the place of beginning containing 3 acres, more or less, lying below Elev. 760.0 Sea Level Datum containing approximately 20.7 acres.

TRACT B

All that part of the S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 21, particularly described as follows:

Beginning at the SE corner of the NE $\frac{1}{4}$ of said Sec. 21, thence North 28.28 rods, thence West 28.28 rods, thence South 28.28 rods, thence East 28.28 rods to place of beginning containing 5 acres, more or less, lying below Elev. 760.0 Sea Level Datum, containing approximately 0.2 acre.

TRACT C

All that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ (otherwise described as Lots 1 and 2) situated west of the following described line;

Beginning at a point in the south boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ 989.1 feet from the SE corner thereof, thence N 20° 47' W for 70.0 feet, thence N 2° 29' W for 100.8 feet, thence N 15° 54' E for 94.6 feet, thence N 31° 42' E for 144.1 feet, thence N 49° 56' E for 84.6 feet, thence N 71° 49' E for 142.5 feet, thence N 0° 18' E for 933.0 feet to a point in the north boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ 11.49 chains (758.34 feet) from the NE corner thereof, lying below Elev. 760.0 Sea Level Datum containing approximately 7.8 acres.

All in Sec. 21, T 27 N, R 24 E of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, the three tracts containing in all approximately 20.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY: \$1,980.00

TRACT NO. 19 (52 - FW-1395 Rev.)

Flowage Easement

All that part of the $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ and all that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 9, T 27 N, R 24 E, of the Indian Base and Meridian, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, containing approximately 15.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$1,075.00

TRACT NO. 20 (51 - FW-1366)

Flowage Easement

All that part of the $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 21, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.3 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$200.00

TRACT NO. 21 (51 - FW-1369)

Flowage Easement

All that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 21, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, containing approximately 1.3 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$32.50

TRACT NO. 22 (51 - FW-1372)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 20, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, containing approximately 3.0 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$126.00

TRACT NO. 23 (51 - FW-1375)

Flowage Easement

All that part of the East 15 feet of the S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 20, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 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 \$ 15.00

TRACT NO. 24 (51 - FW-1376)

Flowage Easement

All that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 20, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 10.0 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$355.00

TRACT NO. 25 (51 - FW-1379)

Flowage Easement

All that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, and all that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 20, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 15.3 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$666.00

TRACT NO. 26 (51 - FW-1380)

Flowage Easement

All that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, and all that part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 20, T 27 N, R 24 E of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, lying below Elev. 760 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 \$318.10

TRACT NO. 27 (51 - FW-1381)

Flowage Easement

All that part of the south 330 feet of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.5 acre.

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

TRACT NO. 28 (51 - FW-1382)

Flowage Easement

All that part of the E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ less the south 330 feet thereof, all in Sec. 17, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.0 acre.

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

TRACT NO. 29 (51 - FW-1383)

Flowage Easement

All that part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.2 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$ 2.40

TRACT NO. 30 (51 - FW-1384)

Flowage Easement

All that part of Lots 1, 2 and 3 in Sec. 17, and all that part of Lot 1 in Sec. 16, all in T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.8 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$ 26.60

TRACT NO. 31 (51 - FW-1509)

Floorage Easement

All that part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 17, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 24.9 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$1,100.00

TRACT NO. 32 (51 - FW-1510)

Floorage Easement

All that part of Lot 10 in Sec. 17, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$ 32.00

TRACT NO. 33 (51 - FW-1513)

Floorage Easement

All that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 17, T 27 N, R 24 E of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$315.50

TRACT NO. 34 (52 - FW-1835)

Floorage Easement

All that part of Lot 4 in Sec. 9, T 27 N, R 24 E of the Indian Base and Meridian, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.9 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$ 22.80

TRACT NO. 35 (52 - FW-1386)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 9, T 27 N, R 24 E of the Indian Base and Meridian, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$ 75.50

TRACT NO. 36 (52 - FW-1387)

Flowage Easement

All that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 9, T 27 N, R 24 E of the Indian Base and Meridian, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 7.0 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$ 92.40

TRACT NO. 37 (52 - FW-1388)

Flowage Easement

All that part of the E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 9, T 27 N, R 24 E of the Indian Base and Meridian, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 2.3 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$138.00

TRACT NO. 38 (52 - FW-1392)

Flowage Easement

All that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, all that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, and all that part of the SE 10.0 acres of Lot 3, all in Sec. 9, T 27 N, R 24 E of the Indian Base and Meridian, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 21.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$1,007.00

TRACT NO. 39 (52 - FW-1394 Rev.)

Flowage Easement

All of Lot 1 in Section 9; and all that part of Lot 5 lying below Elev. 760.0 Sea Level Datum in Section 4, all in T 27 N, R 24 E, of the Indian Base and Meridian in Ottawa County, Oklahoma, except that portion owned by the Grand River Dam Authority, containing approximately 43.3 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$2,470.00

TRACT NO. 40 (52 - FW-1396)

Flowage Easement

All that part of Lot 2, and all that part of Lot 3, and all that part of Lot 4, in Sec. 4, T 27 N, R 24 E of the Indian Base and Meridian, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.9 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$ 10.00

TRACT NO. 41 (52 - FW-1499)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 5, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, containing approximately 33.5 acres.

PENDING JURY TRIAL.

TRACT NO. 42 (52 - FW-1501)

Flowage Easement

All that part of the E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 4, T 27 N, R 24 E of the Indian Base and Meridian, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 12.0 acres.

PENDING JURY TRIAL.

TRACT NO. 43 (52 - FW-1503)

Floorage Easement

All that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 5, T 27 N, R 24 E of the Indian Base and Meridian, Guapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, containing approximately 10.1 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY \$500.00

TRACT NO. 44 (52 - FW-1504)

Floorage Easement

All that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 4, T 27 N, R 24 E of the Indian Base and Meridian, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 23.1 acres.

SEPARATE JUDGMENT ENTERED.

TRACT NO. 45 (52 - FW-1505)

Floorage Easement

All that part of the west 20.0 acres of Lot 5, and all that part of Lot 6 in Sec. 9; and all that part of Lot 1, all that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the S $\frac{1}{2}$ NE $\frac{1}{4}$, and all that part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 8, all in T 27 N, R 24 E of the Indian Base and Meridian in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 121.3 acres.

PENDING JURY TRIAL.

TRACT NO. 46 (52 - FW-1507)

Floorage Easement

All that part of the E $\frac{1}{2}$ SE $\frac{1}{4}$, and all that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 8, T 27 N, R 24 E of the Indian Base and Meridian, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 55.6 acres.

PENDING JURY TRIAL.

TRACT NO. 47 (S2 - 77-1503)

Plowage Easement

All that part of the S2 $\frac{1}{2}$ S2 $\frac{1}{2}$ of Sec. 8, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, containing approximately 7.2 acres.

TOTAL FAIR CASH MARKET VALUE OF THIS ESTATE TAXED (PERPETUAL
LEASE LEASE) AND ALL DAMAGES TO THE REVENUE, IF ANY \$288.00

TOTAL \$16,517.60

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. 5 (50 - PW-1334)

Flowage Easement

STIPULATED TOTAL FAIR CASH MARKET VALUE THIS DATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY . . .	\$862.00
TOTAL	\$862.00

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 \$17,379.60.

(9) That the United States of America did, on the 13th 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 the persons entitled thereto, the following sums, to-wit:

TRACT NO. 1 (50 - FW-1329)	8.40
TRACT NO. 2 (50 - FW-1330)	4.80
TRACT NO. 4 (50 - FW-1332)	1,381.00
TRACT NO. 5 (50 - FW-1334)	990.00
TRACT NO. 6 (50 - FW-1340)	100.00
TRACT NO. 7 (50 - FW-1344)	25.00
TRACT NO. 8 (50 - FW-1349)	15.00
TRACT NO. 9 (50 - FW-1349)	20.00
TRACT NO. 10 (50 - FW-1350)	444.00
TRACT NO. 11 (50 - FW-1370)	237.50
TRACT NO. 14 (51 - FW-1363)	211.80
TRACT NO. 15 (51 - FW-1364)	237.90
TRACT NO. 16 (51 - FW-1365 Rev.)	1,397.50
TRACT NO. 17 (51 - FW-1366)	249.00
TRACT NO. 18 (51 - FW-1366-A Rev.)	1,980.00
TRACT NO. 19 (52 - FW-1395 Rev.)	865.00
TRACT NO. 20 (51 - FW-1368)	200.00
TRACT NO. 21 (51 - FW-1369)	50.50
TRACT NO. 22 (51 - FW-1372)	125.00
TRACT NO. 23 (51 - FW-1373)	5.00
TRACT NO. 24 (51 - FW-1376)	130.00
TRACT NO. 25 (51 - FW-1379)	866.00
TRACT NO. 26 (51 - FW-1380)	209.50
TRACT NO. 27 (51 - FW-1381)	6.00
TRACT NO. 28 (51 - FW-1382)	12.00
TRACT NO. 29 (51 - FW-1383)	2.40
TRACT NO. 30 (51 - FW-1384)	23.50
TRACT NO. 31 (51 - FW-1509)	670.00
TRACT NO. 32 (51 - FW-1510)	32.00
TRACT NO. 33 (51 - FW-1516)	815.50
TRACT NO. 34 (52 - FW-1385)	22.80
TRACT NO. 35 (52 - FW-1386)	75.50

TRACT NO. 36 (52 - FW-1387)	92.40
TRACT NO. 37 (52 - FW-1388)	52.20
TRACT NO. 38 (52 - FW-1392)	854.00
TRACT NO. 39 (52 - FW-1394 Rev.)	2,470.00
TRACT NO. 40 (52 - FW-1396)	7.20
TRACT NO. 43 (52 - FW-1503)	403.50
TRACT NO. 47 (52 - FW-1509)	216.00
TOTAL	\$16,095.40

(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 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. Secs. 401-403) as amended and supplemented; Executive Order No. 9368, 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. 256 (a) to 256 (e)); Title II of the Act of March 27, 1942, 56 Stat. 177 (50 U. S. C. 171 (a)), is of the opinion that the United States of America was and is entitled to take said property and have the title to the estate therein taken vested in it, and that the alleged public purpose and use, as set out in said petition for condemnation, is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purpose of the above designated Acts of Congress.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the report of commissioners filed herein, 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 (50 - FW-1329)	0.40
TRACT NO. 2 (50 - FW-1330)	4.80
TRACT NO. 4 (50 - FW-1332)	1,400.00
TRACT NO. 6 (50 - FW-1340)	250.00
TRACT NO. 7 (50 - FW-1344)	25.00

TRACT NO. 8 (50 - FW-1348)	15.00
TRACT NO. 9 (50 - FW-1349)	25.00
TRACT NO. 10 (50 - FW-1350)	444.00
TRACT NO. 11 (50 - FW-1377)	287.50
TRACT NO. 14 (51 - FW-1395)	261.80
TRACT NO. 15 (51 - FW-1394)	687.80
TRACT NO. 16 (51 - FW-1396 Rev.)	1,397.50
TRACT NO. 17 (51 - FW-1396)	240.00
TRACT NO. 18 (51 - FW-1395 Rev.)	1,900.00
TRACT NO. 19 (52 - FW-1395 Rev.)	1,397.50
TRACT NO. 20 (51 - FW-1398)	300.00
TRACT NO. 21 (51 - FW-1399)	52.50
TRACT NO. 22 (51 - FW-1372)	125.00
TRACT NO. 23 (51 - FW-1373)	10.00
TRACT NO. 24 (51 - FW-1376)	355.00
TRACT NO. 25 (51 - FW-1379)	360.00
TRACT NO. 26 (51 - FW-1380)	317.10
TRACT NO. 27 (51 - FW-1381)	0.00
TRACT NO. 28 (51 - FW-1382)	12.00
TRACT NO. 29 (51 - FW-1387)	2.40
TRACT NO. 30 (51 - FW-1384)	27.50
TRACT NO. 31 (51 - FW-1500)	1,100.00
TRACT NO. 32 (51 - FW-1510)	52.00
TRACT NO. 33 (51 - FW-1516)	815.50
TRACT NO. 34 (52 - FW-1385)	22.50
TRACT NO. 35 (52 - FW-1386)	75.50
TRACT NO. 36 (52 - FW-1537)	52.20
TRACT NO. 37 (52 - FW-1389)	107.00
TRACT NO. 38 (52 - FW-1392)	1,007.00
TRACT NO. 39 (52 - FW-1394 Rev.)	2,475.00
TRACT NO. 40 (52 - FW-1393)	10.00
TRACT NO. 43 (52 - FW-1503)	500.00

TRACT NO. 47 (52 - FW-1508) \$ 298.00

TOTAL \$16,517.00

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 of land and the sum of money as set forth, as follows, to-wit:

TRACT NO. 5 (5 - NW-1324) \$ 362.00

TOTAL \$ 362.00

TOTAL JUST COMPENSATION FOR ALL OF THE ABOVE TRACTS \$17,379.00

IT IS FURTHER ORDERED, ADJUDGED AND DECREED THAT the estate taken is 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, 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 13th day of March, 1944, upon the filing of a declaration of taking and the depositing of the sum of \$16,095.40, with the registry of this Court for the estate taken in and to the above described tracts of land, and the right to recover just compensation for the estate taken vested in the persons entitled thereto.

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

title or interest therein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the petitioner pay into the registry of this court the sum of \$1,234.20, said sum being the deficiency between the sum of \$17,878.80, the just compensation herein fixed, 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 \$16,644.60.

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

W. Kaye A. Lewis

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 OTTAWA COUNTY,
OKLAHOMA, containing approximately 217.10
acres, more or less; and ANNA BEAVER HALLAM,
et al.,

Defendants.

CIVIL NO. 1169

J U D G M E N T

NOW, On this 26th day of October, 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 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 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 30th day of April, 1945, 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 10th day of May, 1945, 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 (47 - FW-1589)

Flowage Easement

All that part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 21, T 27 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 756 Sea Level Datum particularly described as follows, to-wit:

Beginning at a point in the east boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ 468.4 feet from the SE corner thereof, thence northerly along the east boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 466.5 feet; thence N. 76° 29' W. 81.6 feet; thence S. 51° 29' E. 101.6 feet to a point in the east boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$; thence southerly along said east boundary a distance of 48.9 feet to a point 841.8 feet from the SE corner thereof; thence S. 14° 38' W. 471.6 feet; thence S. 82° 42' E. 63.6 feet; thence N. 42° 43' E. 68.9 feet to the point of beginning, containing 0.5 acres, more or less.

Easement for Intermittent
Flowage During Flood Periods

All that part of said SW $\frac{1}{4}$ NW $\frac{1}{4}$, and all that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ in said Sec. 21 lying below Elev. 760.0 Sea Level Datum, except that part described above, containing approximately 11.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 187.00

TRACT NO. 2 (47 - FW-1595 Rev.)

Flowage Easement

All that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and all that part of Lot 11, lying below Elev. 756.1 Sea Level Datum, and all of the north 9.05 acres of Lot 12 in 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 8.9 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and all that part of said Lot 11, lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 3.1 acres.

(PENDING JURY TRIAL)

TRACT NO. 3 (47 - FW-1600)

Flowage Easement

All that part of the West 10.15 acres of Lot 2, all that part of Lot 3, and all that part of Lot 4 in Sec. 23, 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 said west 10.15 acres of Lot 2, all that part of said Lot 3, lying above Elev. 756.1 Sea Level Datum, and all that part of said Lot 4 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 3.1 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$1000.00

TRACT NO. 4 (47 - FW-1601)

Flowage Easement

All that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 14, 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 2.4 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 15.3 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$2087.50

TRACT NO. 5 (48 - FW-1622 A)

Flowage Easement

All that part of Lot 10 in the Townsite of Coulmelle, Ottawa County, Oklahoma, as shown by dedication and plat recorded in the County Clerk's office June 10, 1943, situated in Lot 2 of Sec. 36, T 27 N, R 23 E, of the Indian Base and Meridian, Ouapaw Survey, Ottawa County, Oklahoma, particularly described as follows, to-wit:

Beginning at a point 1010.3 feet north and 134.1 feet east of the SW corner of said Lot 2 in Sec. 36, thence N. 46° 48' E. 17.4 feet; thence S. 44° 19' E. 25.3 feet; thence N. 78° 27' W. 31.0 feet to the point of beginning, lying below Elev. 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,.....\$ 4.00

TRACT NO. 6 (48 - FW-1322 D)

Flowage Easement

All that part of Lots 1 & 2 of Sec. 36, 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 a point on the north R/W line of the relocation Shell Pipe Line 898.1 feet westerly along said north R/W line, from the east boundary of said Sec. 36, thence N. 16° 00' E. 330.8 feet; thence S. 74° 00' E. 50.0 feet; thence N. 16° 00' E. 150.0 feet; thence N. 74° 00' W. 75.0 feet; thence S. 16° 00' W. 49.22 feet; thence N. 35° 44' W. 226.52 feet; thence N. 54° 22' E. 125.0 feet; thence N. 56° 12' E. 150.0 feet; thence N. 59° 43' E. 100.0 feet; thence N. 80° 48' E. 75.0 feet; thence N. 9° 12' W. 30.97 feet to a point on the 750 foot contour as established by Holway and Neuffer Engineers; thence N. 84° 53' W. along said 750 foot contour a distance of 76.5 feet; thence S. 58° 38' W. along said 750 foot contour 272.0 feet; thence S. 53° 18' W. along said 750 foot contour 211.7 feet; thence S. 46° 48' W. along said 750 foot contour 270.0 feet; thence S. 44° 19' E. 54.47 feet; thence N. 45° 41' E. 175.0 feet; thence N. 48° 51' E. 119.79 feet; thence S. 35° 44' E. 231.56 feet; thence S. 16° 00' W. 413.58 feet to a point in the north R/W line of the relocation Shell Pipe Line; thence S. 73° 55' E. along said R/W line a distance of 50 feet to the point of beginning, lying below Elev. 758 Sea Level Datum, containing approximately 0.3 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$1600.00

TRACT NO. 7 (49 - FW-1511)

Flowage Easement

All that part of Lot 9, Ottawa Reserve, and all that part of Lot 1, Wymondotte Reserve, all in Sec. 18, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 15.2 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$1080.00

TRACT NO. 8 (49 - FW-1512)

Flowage Easement

All that part of the E $\frac{1}{2}$ of Lot 8 in Ottawa Reserve in Sec. 18, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 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,.....\$ 21.00

TRACT NO. 9 (49 - FW-1513)

Flowage Easement

All that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19, T 27 N, R 24 E of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 6.4 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 292.00

TRACT NO. 10 (49 - FW-1514)

Flowage Easement

All that part of the W $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 18, and all that part of the W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 19, all in T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.8 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 123.00

TRACT NO. 11 (49 - FW-1515)

Flowage Easement

All that part of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 18, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, containing approximately 0.5 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 61.50

TRACT NO. 12 (49 - FW-1517)

Flowage Easement

All that part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, all that part of the S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, and all that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 19, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 6.3 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 267.00

TRACT NO. 13 (49 - FW-1518)

Flowage Easement

All that part of Lot 4, and all that part of Lot 5 lying west of the following described line:

"Beginning at a point on the North line of Lot 5 and 452.1 feet east of the NW corner thereof; thence S. 43° 28' E. 41.35 feet; thence west 132.5 feet; thence S. 20° 40' W. 401.3 feet; thence S. 41° 20' W. 160.0 feet to the North bank of the Neesho River"

in Sec. 19, T 27 N, R 24 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 less than 0.1 acre.

Easement for Intermittent
Flowage During Flood Periods

All that part of said Lot 4, and all that part of said Lot 5 described above, lying between Elev. 756.1 Sea Level Datum and Elev. 760 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. 14 (49 - FW-1519)

Flowage Easement

All that part of the S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ south of Highway in Sec. 19, T 27 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, containing approximately 0.3 acre.

Easement for Intermittent
Flowage During Flood Periods

All that part of said S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ south of Highway, lying between Elev. 756.1 Sea Level Datum and Elev. 760 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,..... \$ 10.00

TRACT NO. 15 (49 - FW-1520)

Flowage Easement

All that part of Lot 1, all that part of Lot 2, and all that part of Lot 3 in Sec. 19, T 27 N, R 24 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 2.3 acres.

TRACT NO. 15 (Continued)

Easement for Intermittent
Flowage During Flood Periods

All that part of said Lot 1, and all that part of said Lot 2 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 1.4 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 38.10

TRACT NO. 16 (49 - FW-1521)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, and all that part of Lot 3 in Sec. 24, 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 1.3 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 24 lying below Elev. 760 Sea Level Datum, and all that part of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, and all that part of said Lot 3, lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 1.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 28.96

TRACT NO. 17 (49 - FW-1522)

Flowage Easement

All that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 24, 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 6.8 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 4.3 acres.

(SEE DING JURY TRIAL)

TRACT NO. 18 (49 - FW-1523)

Flowage Easement

All that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 24, 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 4.3 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 4.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 360.00

TRACT NO. 19 (49 - FW-1524)

Flowage Easement

All that part of the S $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 24, 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 12.8 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said S $\frac{1}{2}$ SW $\frac{1}{4}$ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 28.3 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 1315.60

TRACT NO. 20 (49 - FW-1524 A)

Easement for Intermittent
Flowage During Flood Periods

All that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 23, 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.

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

TRACT NO. 21 (49 - MW-1525)

Flowage Easement

All that part of Lot 1 in Sec. 24, 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 5.3 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said Lot 1 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 3.5 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$114.50

TRACT NO. 22 (49 - MW-1529)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 23, 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 3.7 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 2.4 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 256.00

TRACT NO. 23 (49 - MW-1530)

Flowage Easement

All that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 23, 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 2.6 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 3.2 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 58.00

TRACT NO. 24 (49 - FW-1532)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 23, 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 0.6 acre.

Easement for Intermittent
Flowage During Flood Periods

All that part of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 0.5 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 8.80

TRACT NO. 25 (49 - FW-1533)

Flowage Easement

All that part of Lot 1 in Sec. 23, 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 0.4 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said Lot 1 lying between Elev. 756.1 Sea Level Datum and Elev. 760 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,..... \$ 5.20

TRACT NO. 26 (49 - FW-1534)

Flowage Easement

All that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 23, 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 0.1 acre.

Easement for Intermittent
Flowage During Flood Periods

All that part of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 1.0 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 180.00

TRACT NO. 27 (49 - FW-1535)

Easement for Intermittent
Flowage During Flood Periods

All that part of the $S\frac{1}{2}$ $SW\frac{1}{4}$ $NE\frac{1}{4}$ of Sec. 23, 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 0.2 acre.

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

TRACT NO. 28 (49 - FW-1544)

Flowage Easement

All that part of Lot 5 in Sec. 14, 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 acre.

Easement for Intermittent
Flowage During Flood Periods

All that part of said Lot 5 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 10.50

TRACT NO. 29 (49 - FW-1545)

Flowage Easement

All that part of the $SE\frac{1}{4}$ $SW\frac{1}{4}$, and all that part of Lot 4 in Sec. 14, 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 0.7 acre.

Easement for Intermittent
Flowage During Flood Periods

All that part of said $SE\frac{1}{4}$ $SW\frac{1}{4}$, and all that part of said Lot 4 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 9.10

TRACT NO. 30 (49 - FW-1546)

Flowage Easement

All that part of Lot 3 in Sec. 14, T 27 N, R 23 E of the Indian Base and Meridian, Wyandotte Reserve, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, containing less than 0.1 acre.

Easement for Intermittent
Flowage During Flood Periods

All that part of said Lot 3 lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 0.3 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 2.30

TRACT NO. 31 (49 - FW-1547)

Flowage Easement

All that part of the NW¹/₄ NE¹/₄, all that part of the NE¹/₄ NW¹/₄, and all that part of Lot 2 in Sec. 14, T 27 N, R 23 E of the Indian Base and Meridian, Ottawa Reserve, 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 6.2 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said NW¹/₄ NE¹/₄, all that part of said NE¹/₄ NW¹/₄, and all that part of said Lot 2, lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 2.5 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$80.75

TRACT NO. 32 (49 - FW-1550)

Flowage Easement

All that part of Lot 1 in Sec. 14, T 27 N, R 23 E of the Indian Base and Meridian, Ottawa Reserve, 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 6.1 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said Lot 1 lying above Elev. 756.1 Sea Level Datum, containing approximately 2.4 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 109.00

TOTAL,.....\$9,275.70

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.

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, is final just compensation, in the total amount of \$8,275.70.

(8) That the United States of America did, on the 13th 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 the persons entitled thereto, the following sums, to wit:

TRACT NO. 1 (47 FW 1589)	\$187.00
TRACT NO. 3 (47 FW 1600)	1219.50
TRACT NO. 4 (47 FW 1601)	2067.50
TRACT NO. 5 (48 FW 1322-A)	4.00
TRACT NO. 6 (48 FW 1322-D)	4.50
TRACT NO. 7 (49 FW 1511)	1018.00
TRACT NO. 8 (49 FW 1512)	12.00
TRACT NO. 9 (49 FW 1513)	292.00
TRACT NO. 10 (49 FW 1514) - - -	123.00
TRACT NO. 11 (49 FW 1515)	61.50
TRACT NO. 12 (49 FW 1517)	172.50
TRACT NO. 13 (49 FW 1518)	10.00
TRACT NO. 14 (49 FW 1519)	3.60
TRACT NO. 15 (49 FW 1520)	38.10
TRACT NO. 16 (49 FW 1521)	28.95
TRACT NO. 16 (49 FW 1523)	133.00

TRACT NO. 19 (49 FW 1524)	\$1315.50
TRACT NO. 20 (49 FW 1524-A)	1.00
TRACT NO. 21 (49 FW 1525)	114.50
TRACT NO. 22 (49 FW 1529)	169.00
TRACT NO. 23 (49 FW 1530)	55.20
TRACT NO. 24 (49 FW 1532)	8.80
TRACT NO. 25 (49 FW 1533)	5.20
TRACT NO. 26 (49 FW 1534)	57.75
TRACT NO. 27 (49 FW 1535)	5.00
TRACT NO. 28 (49 FW 1544)	10.50
TRACT NO. 29 (49 FW 1545)	9.10
TRACT NO. 30 (49 FW 1546)	2.30
TRACT NO. 31 (49 FW 1547)	80.75
TRACT NO. 32 (49 FW 1550)	109.00
TOTAL, - - - - -	\$7,323.75

(9) 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 (40 U. S. C., Sec. 257); the Act of February 26, 1931, 46 Stat. 1421(40 U. S. C., Secs. 258(a) to 258(e)); Title III 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. 9373, 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 purpose 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. 1 (47 FW 1589) - - - - -	\$ 187.00
TRACT NO. 3 (47 FW 1600) - - - - -	1000.00
TRACT NO. 4 (47 FW 1601) - - - - -	2067.60
TRACT NO. 5 (48 FW 1322-A) - - - - -	4.00
TRACT NO. 6 (48 FW 1322-D) - - - - -	1600.00
TRACT NO. 7 (49 FW 1511) - - - - -	1080.00
TRACT NO. 8 (49 FW 1512) - - - - -	21.00
TRACT NO. 9 (49 FW 1513) - - - - -	292.00
TRACT NO. 10 (49 FW 1514) - - - - -	123.00
TRACT NO. 11 (49 FW 1515) - - - - -	61.60
TRACT NO. 12 (49 FW 1517) - - - - -	267.00
TRACT NO. 13 (49 FW 1518) - - - - -	10.00
TRACT NO. 14 (49 FW 1519) - - - - -	10.00
TRACT NO. 15 (49 FW 1520) - - - - -	38.10
TRACT NO. 16 (49 FW 1521) - - - - -	28.95
TRACT NO. 18 (49 FW 1523) - - - - -	350.00
TRACT NO. 19 (49 FW 1524) - - - - -	1315.50
TRACT NO. 20 (49 FW 1524-A) - - - - -	1.00
TRACT NO. 21 (49 FW 1525) - - - - -	114.50
TRACT NO. 22 (49 FW 1529) - - - - -	256.00
TRACT NO. 23 (49 FW 1530) - - - - -	58.00
TRACT NO. 24 (49 FW 1532) - - - - -	3.80
TRACT NO. 25 (49 FW 1533) - - - - -	5.20
TRACT NO. 26 (49 FW 1534) - - - - -	150.00
TRACT NO. 27 (49 FW 1535) - - - - -	5.00
TRACT NO. 28 (49 FW 1544) - - - - -	10.50

TRACT NO. 29 (49 FW 1545) - - - - - \$ 9.10
TRACT NO. 30 (49 FW 1546) - - - - - 2.30
TRACT NO. 31 (49 FW 1547) - - - - - 80.75
TRACT NO. 32 (49 FW 1550) - - - - - 109.00

TOTAL,\$ 9,275.70

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is 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, for use in connection with the completion and full utilization of the Grand River Dam (Pensacola) Project in the State of 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 13th day of March, 1944, upon the filing of a Declaration of Taking and the depositing of the sum of \$7,323.75, with the registry of this Court for the estate taken in and to the above described tracts of land, and the right to recover just compensation for the estate taken vested in the persons entitled thereto.

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

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the petitioner pay into the registry of this court the sum of \$1,951.95, said sum being the deficiency between the sum of \$9,275.70, 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 \$7,323.75.

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

Royce 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.)	CIVIL NO. 1199
)	
CERTAIN PARCELS OF LAND IN OTTAWA COUNTY, OKLAHOMA, containing approximately 305.80 acres, more or less; and Albert E. Williams, et al.,)	
)	
Defendants.)	

ORDER FIXING TITLE, DECREERING JUST COMPENSATION
AND MAKING DISTRIBUTION AS TO TRACT NO. 21 (57 FW 1817)

Now, on this 26th day of October, 1945, there coming on for hearing the application of the applicant, A. P. Swanson, for an order fixing title, decreeing just compensation and making distribution as to Tract No. 21 (57 FW 1817) and the Court being fully advised in the premises, finds:

That Kenneth Roller was the owner of the fee simple title in and to the land designated as Tract No. 21 (57 FW 1817) 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 \$287.50 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 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 easement.

The Court further finds that the applicant, 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 \$287.50, which was accepted by the petitioner.

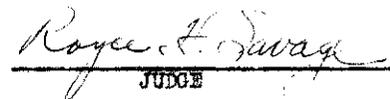
The Court further finds that applicant, A. P. Swanson, acquired Tract No. 21 by deed from Kenneth Roller and Violet Roller, his wife, on December 4, 1944, and by agreement with said grantors is to receive the just compensation herein as evidenced by assignment from Kenneth Roller.

The Court further finds that no person, firm, corporation, or taxing subdivision of the state other than said applicant, A. P. Swanson, has any right, title or interest in and to said just compensation, except Charles B. Ogden, mortgagee.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that Kenneth Roller was on the date of the taking the owner of the fee simple title in and to the land designated as Tract No. 21 (57 FW 1817); that applicant, A. P. Swanson, is now the owner of said tract and by assignment from Kenneth Roller is entitled to receive the just compensation herein, and to further decree that the sum of \$287.50 is just compensation for the estate and rights taken by the petitioner, and that he is entitled to the sum of \$287.50 deposited by the petitioner as just compensation for the taking of said easement; and that said applicant is the only person having any right, title or interest in and to said just compensation, except Charles B. Ogden, mortgagee.

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: A. P. Swanson, Present Fee Owner,
and Charles B. Ogden, Mortgagee,.....\$287.50



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 650.30
acres, more or less; and M. F. Garman,
et al.,**

Defendants,

CIVIL NO. 1168

FILED
OCT 30 1945

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING
DISTRIBUTION AS TO TRACT NO. 8 (50 FW 1748)

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

NOW, on this *30th* day of *October*, 1945, there
coming on for hearing the application of the defendant **s, Francis Roll and J. E. Roll,**
for an order fixing title, decreeing just compensation and making distribution
as to Tract No. **8 (50 FW 1748)**
and the Court being fully advised in the premises, finds:

That the defendant **s, Francis Roll and J. E. Roll,**
the owner **s** of the land designated as Tract No. **8 (50 FW 1748)**
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 **\$15.00** 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 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 easement;**

The Court further finds that the defendants, **Francis Roll and J. E. Roll**,
in writing, agreed to grant and sell to the pe-
titioner a **perpetual flowage easement upon and over**
said tract of land for the sum of **\$15.00**,
which was accepted by the petitioner.

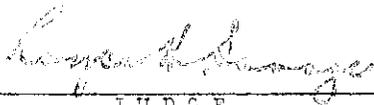
The Court further finds that the sum of **\$15.00, is**
just compensation for the injuries and damages sustained by said defendant

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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that
the defendants, **Francis Roll and J. E. Roll, were**
the owners of the land designated as Tract No. 8 (50 FW 1348)
when this proceeding was commenced, and that the sum of **\$15.00,**
is just compensation for the damages sustained by the defendant ;
and that said defendant 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: **Francis Roll and J. E. Roll, Owners,**
Tract No. 8 (50 FW 1348).....\$15.00



J U D G E

Plaintiff, }
vs. } No. 1562 (Civil)
Defendant. }

W A I T E R

On, to-wit: 30 day of October, 1945, this matter came on for hearing upon the stipulation for dismissal with prejudice heretofore filed herein; the parties, and all appearing thereunto stipulated that the parties have fully and finally settled said cause out of court, and the court being well and sufficiently advised in the premises,

the court do hereby order, advise and decree, that the above entitled cause be and the same is hereby dismissed with prejudice to a new action at the cost of the defendant but without attorney's fees.

Royce H. Savage
Clerk

APPROVED:
Louis N. King
Attorney for Plaintiff

A. Wallace
Attorney for Defendant

Enclosed:
Filed Oct. 30, 1945
H. P. Z. Larkins, Clerk,
U. S. District Court.

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, and Q. P. McGhee, et al.,

Defendants.

CIVIL NO. 1623

FILED
OCT 30
1945

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

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 1 (3A GR-D 1006)

Now, on this 30th day of October, 1945, there
coming on for hearing the application of the defendant, Q. P. McGhee,
for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. 1 (3A GR-D 1006)
and the Court being fully advised in the premises, finds:

That the defendant, Q. P. McGhee, was
the owner of the land designated as Tract No. 1 (3A GR-D 1006)
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 \$50.00 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 **said tract**

The Court further finds that the defendant, W. P. McGhee,
, in writing, agreed to grant and sell to the pe-
titioner ~~the entire fee simple title in and to~~
~~the entire fee simple title in and to~~
said tract of land for the sum of \$50.00
which was accepted by the petitioner.

The Court further finds that the sum of \$50.00 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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that
the defendant, W. P. McGhee, was
the owner of the land designated as Tract No. 1 (3A GR-D 1006)
when this proceeding was commenced, and that the sum of \$50.00
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

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: W. P. McGhee, owner,
Tract No. 1 (3A GR-D 1006).....\$50.00

Raymond B. Savage
JUDGE

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF
COLUMBIA.

ARROWHEAD MANUFACTURING CORPORATION,
Plaintiff,
vs.
H. A. EDMONSTON, doing business as
DIE CASTING MANUFACTURING COMPANY,
Defendant.

Endorsed:
Filed Oct. 31, 1948
H. P. Wafford, Clk.
U. S. District Court
No. 352 Civil.

ORDER APPOINTING RECEIVER IN AID OF EXECUTION.

Now on this 10th day of October, 1948 comes on for hearing the Application of Paul Sisk for a receiver of the Properties and Assets of the Judgment Debtor, H. A. Edmonston in Aid of Execution and the Application to Vacate the Order of September 15th, 1948 Made in Aid of Execution and Objection to further Proceedings in Connection Therewith of the Defendant, H. A. Edmonston, and the judgment creditor appearing by his attorneys, G. J. Clendinning and E. J. Boerger, and the judgment debtor, H. A. Edmonston, appearing in person and by his attorneys, Messrs. Underwood, Flanagan and Rodolf, the Court proceeded to hear the statement of counsel for the respective parties hereto, thereupon said hearing was continued until the 11th day of October, 1948 at the hour of 1:30 o'clock p.m. and said hearing having again been continued by agreement of parties to this 16th day of October, 1948, the Court came on for further hearing with all parties and counsel present in Court, and the Court having heard the evidence and argument of counsel, finds:

(1) That the judgment creditor, Paul Sisk, is the owner by assignment of the judgment rendered in the above entitled cause against the defendant, H. A. Edmonston, on the 14th day of June, 1947, in the sum of \$5,077.71, with interest thereon at the rate of Six Per Cent per annum from and after September 1, 1947, together with costs accrued and accruing in this action. That no payments have been made on said judgment and the said verdict remains unsatisfied.

(2) That the owner and holder of said judgment the said Paul Sisk has entitled to have execution issued on said judgment and that on the

10th day of April, 1941 the said judgment creditor caused a writ of execution to be issued out of said Court against the property and assets of said defendant and caused the Marshal of the United States District Court for the District of Oklahoma for the purpose of satisfying and paying said judgment, one that thereafter the said Marshal did send a return of said execution on the 17th day of June, 1941 showing no property found.

(1) That upon said return being made the judgment creditor was entitled to have the said defendant cited before this Court to answer questions propounded by the judgment creditor's counsel concerning his assets and that on the 15th day of September, 1941, pursuant to application of the judgment creditor, and order of this Court, the said defendant did appear and answer questions propounded by the judgment creditor's counsel concerning assets belonging to the defendant.

(2) That the judgment creditor, Paul Bish, is entitled to have any assets belonging to the defendant, except those exempt by law, applied to the payment and satisfaction of the judgment rendered in this cause on the 14th day of June, 1941, as aforesaid.

(3) That the defendant is the owner of certain mining and construction machinery and equipment located in May and Osage Counties, Oklahoma, as per list hereto attached and made a part hereof, which said equipment and machinery is subject to a mortgage duly filed for record in the office of the County Clerk of Osage and May Counties, Oklahoma, in favor of the Fourth National Bank of Tulsa, Oklahoma.

(4) That there is a claimed indebtedness due to the defendant from the Defense Plant Corporation of Cincinnati, in the amount of \$31,000.00, subject only to the claim of the First National Bank and Trust Company of Tulsa, Oklahoma.

(5) That there is a claimed indebtedness due from the Civilian Service Tax Company and the defendant is now prosecuting an action in this Court to recover on said claim of indebtedness against said Civilian Service Tax Company, said cause being styled *Civilian Service Tax Company*

an Oil Field Construction Company, plaintiff, vs. Cities Service Gas Company, defendant, in The United States District Court for the Northern District of Oklahoma, No. 1658 Civil, and that the defendant has an interest in said indebtedness and said litigation and proceeds to be received therefrom, subject only to an assignment in favor of the First National Bank of Tulsa, Oklahoma, as security for an indebtedness of approximately \$37,000.00.

(8) That the judgment creditor, Paul Sisk, is entitled to have a Receiver in aid of execution appointed to take title to and possession of all the right, title and interest of said judgment debtor and to said claims of indebtedness as against the said Defense Plant Corporation of Cincinnati, and the said Cities Service Gas Company, and to receive any proceeds to which the defendant might be entitled on said claims of indebtedness and to have charge and possession of the equity remaining in said defendant in the said personal property herein listed and to hold such equity until the further order of this Court.

(9) That the application of the judgment creditor, Paul Sisk, for a Receiver in aid of execution should be sustained and that the application of the defendant, H. A. Edmonston, to vacate the order of this Court of September 23, 1943, made in aid of execution and objection to further proceedings in connection therewith, should be overruled and denied.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED by this Court that Noble Hood of Tulsa County, Oklahoma, be and he is appointed as Receiver of the following described assets belonging to said defendant, to-wit:

- (a) All the right, title and interest of said defendant, H. A. Edmonston in and to the indebtedness claimed by said H. A. Edmonston against the Defense Plant Corporation of Cincinnati and to any proceeds realized or to be realized therefrom belonging to said H. A. Edmonston.
- (b) All the right, title and interest of the defendant, H. A. Edmonston in and to the indebtedness claimed by the said H. A. Edmonston against the Cities Service Gas Company not in litigation in this Court, as above set forth, and as may come all pro-

amount realized therefrom coming to or belonging to said H. A. Johnston.

(c) In and to all rights, title and interest of the said H. A. Johnston in and to the machinery and equipment set forth in the list thereof attached hereto.

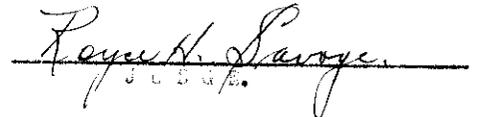
IT IS HEREBY ORDERED, ADJUDGED AND DECREED that on agreement of counsel and until further order of this Court the said defendant, H. A. Johnston, shall remain in the physical possession of said equipment and machinery, provided further, that the said defendant, H. A. Johnston, is hereby restrained and enjoined from removing said equipment or any part thereof beyond the boundaries of the State of Oklahoma until further order of this Court.

Said appointment to become effective upon the filing herein by the said Receiver of an undertaking in the sum of One Thousand Dollars (\$1,000.00), as provided by law.

Said Receiver, when so qualified, is hereby ordered, authorized and directed to take possession of the above described assets, as hereinbefore set forth, and is authorized to receive any proceeds realized or to be realized from said assets belonging to the defendant and to apply the same toward the payment and satisfaction of said judgment.

The Court reserves the right to modify and supplement this order from time to time as may be deemed necessary and advisable.

Done in open Court this day and year last above written.


J. H. S.

EQUIPMENT OWNED BY OIL STATES CONSTRUCTION
COMPANY.

1 - 200 Amp Lincoln Welding Machine, at City
of Blackwell, Serial A-105842, A.C. Motor,
Blackwell Warehouse:

1 - 50 Gorman Rupp Water Pump, without hose,
1 - 15 M, 21176, Sterling Water pump, " "
1 - 15 M, 21673, " " " " "
1 - 15 M, 21164, " " " " "
1 - 15 M, 21674, " " " " "
1 - 1" Spray Pump, (bad order)

Yard at Blackwell:

1 - 4" Novo Pitcher Pump, Serial 1976,
2 - Model AF "Welders Friend" Acetylene Generator
1 - Chevrolet Truck, flat bed, Motor T-204406, Yr. 1937,
Serial T&D-06-9220, no tires, but all wheels,
CPA price, truck only,
1 - 250 Gal. Model E. Tank, American Steel,
1 - 40" R roller Gradle,
2 - 30" Belt Slings,
1 - 10-20 McCormick-Deering Tractor, front end
winch, SN 14458,
1 - Low Boy Trailer (None axle) Dual axle, floor bed,
no wheels or tires, License 35-230.
1 - International 3/4 Ton Pickup, Motor #PDE13-13314,

On Rivers

1 - 80 Caterpillar Tractor, PA 5122, with Cardwell
Side Room, Serial #PT-87, 2 drum winch,

Kan. City Yard:

1 - 10-12 Stationary Cleaning Machine on rubber tires,
1 - 500 Imperial Acetylene Generator, bad order,
1 - 1300 Imperial Generator,
1 - Oxygen Bottle, (belongs to Linde Air)
1 - Acetylene Bottle,

Shidler West Lot:

1 - 34 Ruckeye Sitcher, #7491 with complete set of
17 inch buckets, offset rosters and rosters,
7 - 10' Pipe Clegs,
1 - 16' Pipe Sled,
1 - 16' Welding Clamp, good,
1 - 70 Caterpillar Tractor, S D 126, Model PO Cardwell
Side Room, Serial #PO-170, 2 drum winch,

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 124.0
acres, more or less; and Alta Foust, et al.,**

Defendants.

CIVIL NO. 1076

FILED
OCT 31 1945

H. P. WARFIELD

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING DISTRIBUTION AS TO TRACT No. 33 (13 FW 833)

Now, on this *31st* day of *October*, 1945, there
coming on for hearing the application of the defendant, **Robert A. Mays,**
for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. **33 (13 FW 833)**
and the Court being fully advised in the premises, finds:

That the defendant, **Robert A. Mays,** was
the owner of the land designated as Tract No. **33 (13 FW 833)**
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 \$ **3.60** 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 upon and over 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 easement**.

The Court further finds that the defendant, **Robert A. Mays**,
, in writing, agreed to grant and sell to the pe-
titioner a **perpetual flowage easement upon and over**
said tract of land for the sum of **\$3.60**
which was accepted by the petitioner.

The Court further finds that the sum of **\$3.60**, **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, **Robert A. Mays**, was
the owner of the land designated as Tract No. **33 (13 FW 833)**
when this proceeding was commenced, and that the sum of **\$3.60**
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: **Robert A. Mays, Owner,**
Tract No. 33 (13 FW 833).....\$3.60

Raymond G. 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 DELAWARE COUNTY,
OKLAHOMA, containing approximately 3.30 acres,
more or less; and P. A. Raddis, et al.,**

Defendants,

CIVIL NO. 1223

7 1 1 6

OCT 21 1945

A. F. WATFIELD
CLERK U. S. DISTRICT COURT

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING
DISTRIBUTION AS TO TRACT NO. 11 (35 FW 1084)

NOW, on this 21st day of **October**, 1945, there
coming on for hearing the application of the defendant, **Walter Benbrook**,
for an order fixing title, decreeing just compensation and making distribution
as to Tract No. 11 (35 FW 1084)
and the Court being fully advised in the premises, finds:

That the defendant, **Walter Benbrook**, was
the owner of the land designated as Tract No. 11 (35 FW 1084)
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 \$ **7.50** 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 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 easement;**

The Court further finds that the defendant, **Walter Benbrook,** 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 **\$7.50**, which was accepted by the petitioner.

The Court further finds that the sum of **\$7.50, 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

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

the owner of the land designated as Tract No. 11 (35 FW 1084L) when this proceeding was commenced, and that the sum of **\$7.50,**

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

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: **Walter Benbrook, Owner,**
Tract No. 11 (35 FW 1084L).....\$7.50

Robert H. ...

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 3.70 acres,
more or less; and F. A. Raddis, et al.,

Defendants.

CIVIL NO. 1223

FILED
OCT 31 1945

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

ORDER FIXING TITLE, DECREEBING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 10 (35 PW 1084K)

Now, on this *31st* day of **October**, 1945, there
coming on for hearing the application of the defendant **Walter Benbrook**,
for an order fixing title, decreebing just compensation and making distri-
bution as to Tract No. 10 (35 PW 1084K)
and the Court being fully advised in the premises, finds:

That the defendant **Walter Benbrook**, was
the owner of the land designated as Tract No. 10 (35 PW 1084K)
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 \$ **7.50** 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 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 easement**.

The Court further finds that the defendant, **Walter Benbrook**,
in writing, agreed to grant and sell to the pe-
titioner a perpetual flowage easement upon and over
said tract of land for the sum of \$7.50,
which was accepted by the petitioner.

The Court further finds that the sum of \$7.50, 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

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

the owner of the land designated as Tract No. 10 (35 FW 1084K)
when this proceeding was commenced, and that the sum of \$ 7.50, is

just compensation for the damages sustained by the defendant ;
and that said defendant 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: **Walter Benbrook, Owner,**
Tract No. 10 (35 FW 1084K).....\$7.50

Royce H. Savage

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 3.30 acres,
more or less; and F. A. Raddis, et al.,**

Defendants,

CIVIL NO. 1223

FILED

OCT 22 1945

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING
DISTRIBUTION AS TO TRACT NO. 13 (35 FW 1084N)

H. P. WARFIELD
CLERK OF DISTRICT COURT

NOW, on this 21/51 day of **October**, 1945, there
coming on for hearing the application of the defendant, **Walter Benbrook, xxx**
for an order fixing title, decreeing just compensation and making distribution
as to Tract No. **13 (35 FW 1084N)**
and the Court being fully advised in the premises, finds:

That the defendant, **Walter Benbrook, was**
the owner of the land designated as Tract No. **13 (35 FW 1084N)**
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 **\$642.50** 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 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 easement;**

The Court further finds that the defendant, **Walter Benbrook**, 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 \$642.50 _____, which was accepted by the petitioner.

The Court further finds that the sum of \$ 642.50, 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

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

the owner of the land designated as Tract No. 13 (75 FW 1084N) when this proceeding was commenced, and that the sum of \$642.50

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

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: **Walter Benbrook, Owner,**
Tract No. 13 (3 FW 1084N).....\$642.50

Robert H. Savage

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 3.4 acres,
more or less; and Cleo Needham, et al.,**

Defendants,

CIVIL NO. 124

FILED
OCT 31 1945

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING
DISTRIBUTION AS TO TRACT NO. 5 (35 FW-CR 1084N)

H. P. WARFIELD
CLERK OF DISTRICT COURT

NOW, on this 31st day of October, 1945, there
coming on for hearing the application of the defendant
Walter Benbrook,
for an order fixing title, decreeing just compensation and making distribution
as to Tract No. 5 (35 FW-CR 1084N)
and the Court being fully advised in the premises, finds:

That the defendant Walter Benbrook, was
the owner of the land designated as Tract No. 5 (35 FW-CR 1084N)
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 \$ 42.50 for the
taking of a perpetual ~~flowage easement~~ for Road purposes 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~~ for Road purposes upon and over 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 easement;

The Court further finds that the defendant, **Walter Benbrook**,
in writing, agreed to grant and sell to the petitioner a perpetual flowage easement
for road purposes.
upon and over said tract of land for
the sum of \$42.50, which was accepted
by the petitioner.

The Court further finds that the sum of \$42.50 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

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

the owner of the land designated as Tract No. 5 (35-FW-CR 1084N)
when this proceeding was commenced, and that the sum of \$42.50

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

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: **Walter Benbrook, Owner,**
Tract No. 5 (35-FW-CR 1084N).....\$42.50

Rayce 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 DELAWARE COUNTY,
OKLAHOMA, containing approximately 22.85
acres, more or less; and Ruth Morrison,
et al.,

Defendants.

CIVIL NO. 1128



ORDER FIXING TITLE AND MAKING DISTRIBUTION

NOW, on this 1st day of Nov. 1945, the above cause comes on for hearing pursuant to 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 (6 FW-CR 621)

Perpetual Easement for Road Purposes

Ruth Morrison, fee owner

Commissioners of the Land Office
of the State of Oklahoma, holder of mortgage
(Check to be made payable to owner and mortgagee). \$172.50
(Commissioners' award)

TRACT NO. 2 (6 FW-CR 627)

Perpetual Easement for Road Purposes

(Title fixed and distribution made under order dated
March 31, 1944)

TRACT NO. 3 (6 FW-CR 656)

Perpetual Easement for Road Purposes

(Title fixed and distribution made under order dated
March 31, 1944)

TRACT NO. 4 (6 FW-CR 659)

Perpetual Easement for Road Purposes

(Title fixed and distribution made under order dated
March 27, 1944)

TRACT NO. 5 (6 FW-CR 659A)

Perpetual Easement for Road Purposes

Mary Cottam, fee owner..\$5.00
(Commissioners' award)

TRACT NO. 6 (6 FW-CR 661)

Perpetual Easement for Road Purposes

(Title fixed and distribution made under order dated
March 31, 1944)

TRACT NO. 7 (6 FW-CR 663)

Perpetual Easement for Road Purposes

Marie L. Bergan, fee owner . . . \$75.00
(Commissioners' award)

TRACT NO. 8 (6 FW-CR 663A)

Perpetual Easement for Road Purposes

E. Wye Smith, now Brumbaugh, fee owner . . . \$22.95
(Commissioners' award)

TRACT NO. 9 (10 FW-CR 681)

Perpetual Easement for Road Purposes

G. Y. Parrish,
Wilma Amos Parrish, fee owners

The Federal Land Bank of
Wichita, a Corporation, . . . holder of mortgage
(Check to be made payable to owners and mortgagee). . \$25.00
(Commissioners' award)

TRACT NO. 10 (13 FW-CR 829)

Perpetual Easement for Road Purposes

(Title fixed and distribution made under order dated
July 14, 1944)

TRACT NO. 11 (17 FW-CR 746 Rev.)

Perpetual Easement for Road Purposes

Addie M. Dewberry, fee owner . . . \$100.00
(Commissioners' award)

TRACT NO. 12 (18 FW-CR 745)

Perpetual Easement for Road Purposes

J. H. Fay,
Mary Evelyn Fay, fee owners . . . \$20.90
(Commissioners' award)

TRACT NO. 13 (19 FW-CR 777)

Perpetual Easement for Road Purposes

J. C. Wilkerson,
J. C. Wickham, fee owners . . .

Granite Savings Bank and Trust Co., . . holder of mortgage
(Check to be made payable to J. C. Wilkerson)..... \$100.00
(Wickham assigned to Wilkerson and mortgage has been released)
(Commissioners' award)

TRACT NO. 14 (19 FW-CR 780)

Perpetual Easement for Road Purposes

Edgar Roger Williams,
Colbert A. Williams, fee owners . . \$75.00
(Commissioners' award)

TRACT NO. 15 (20 FW-CR 867)

Perpetual Easement for Road Purposes

Colbert A. Williams,
Edgar Roger Williams, fee owners . . \$50.00
(Commissioners' award)

TRACT NO. 16 (20 FW-CR 868)

Perpetual Easement for Road Purposes

Harold F. Carey,
Vivien Carey, sole beneficiary of
estate of John F. Carey, deceased, . fee owners. . \$219.00
(Commissioners' award)

TRACT NO. 17 (20 FW-CR 869)

Perpetual Easement for Road Purposes

Rae G. Jones, fee owner. . . \$35.00
(Commissioners' award)

TRACT NO. 18 (20 FW-CR 870)

Perpetual Easement for Road Purposes

(Title fixed and distribution made under order
dated January 25, 1945)

TRACT NO. 19 (25 FW-CR 921)

Perpetual Easement for Road Purposes

(Title fixed and distribution made under order
dated August 23, 1944)

TITLE NO. 20 (29 FW-CR 983)

Perpetual Easement for Road Purposes

(Title fixed and distribution made under order
dated December 21, 1944)

TITLE NO. 21 (31 FW-CR 1154)

Perpetual Easement for Road Purposes

(Title fixed and distribution made under order
dated April 2, 1945)

TRACT NO. 22 (31 FW-CR 1156)

Perpetual Easement for Road Purposes

Flora Dick Rogers,
Lawrence Harry Heffelman,
Agnes Christina Heffelman,
Marno Heffelman,
Charles William Heffelman,
Clara Dudgeon,
Maggie Swadley, fee owners, . . . \$10.00

(Check to be made payable to Treasurer of the United States for Flora Dick Rogers, Lawrence Harry Heffelman, Agnes Christina Heffelman, Marno Heffelman, and Charles William Heffelman in the amount of \$8.33)

(Check to be made payable to ~~Flora Dick Rogers~~, Lawrence Harry Heffelman, Agnes Christina Heffelman, Marno Heffelman, Charles William Heffelman, Clara Dudgeon, and Maggie Swadley in the amount of \$1.67
(Commissioners' award)

TRACT NO. 23 (33 FW-CR 1042)

Perpetual Easement for Road Purposes

Guy Phillips,
Gladys Phillips, fee owners, . . . \$30.00
(Commissioners' award)

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

W. Royce Savage
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 180.50
acres, more or less; and Albert Walker, et al.,

Defendants.

CIVIL NO. 1192

FILED
NOV 2 1945

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

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 17 (57 FW 1633)

Now, on this 1st day of Nov., 1945, there
coming on for hearing the application of the defendant, **D. H. Cotten**,
for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. 17 (57 FW 1633)
and the Court being fully advised in the premises, finds:

That the defendant, **D. H. Cotten**, was
the owner of the land designated as Tract No. 17 (57 FW 1633)
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 \$154.00 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 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 easement**

The Court further finds that the defendant, D. H. Cotten, was, 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 \$ 154.00 which was accepted by the petitioner.

The Court further finds that the sum of \$ 154.00 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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, D. H. Cotten, was

the owner of the land designated as Tract No. 17 (57 FW 1633) when this proceeding was commenced, and that the sum of \$ 154.00 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

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: D. H. Cotten, Owner,
Tract No. 17 (57 FW 1633).....\$154.00

Royce H. Savage
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 17.53
acres, more or less; and Israel Putnam,
also known as Israel Putnam Williams, et
al.,

Defendants.

CIVIL NO. 1207 ✓

FILED

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

J U D G M E N T

NOW, On this 1st day of November, 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 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 the same are in accordance with the 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 29th day of March, 1945, 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 2nd day of April, 1945, 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 (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.

ACTION WAS DISMISSED AS TO THIS TRACT AND TITLE WAS REVESTED IN THE FORMER OWNERS

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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 4.24

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 NE $\frac{1}{4}$ 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 NE $\frac{1}{4}$ 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 $\frac{1}{2}$ SW $\frac{1}{2}$ a distance of 132.0 feet; thence easterly parallel to the north boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{2}$ a distance of 527.5 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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$72.50

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

Perpetual Easement for Road Purposes

All that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{2}$ and all that part of the SE $\frac{1}{4}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ 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 SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{2}$ 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 $\frac{1}{2}$ and SE $\frac{1}{4}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ 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. 26° 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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,.....\$ 77.20

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

Perpetual Easement for Road Purposes

The south 40.0 feet of the SE $\frac{1}{4}$ NE $\frac{1}{2}$ and the north 40.0 feet of the NE $\frac{1}{4}$ SE $\frac{1}{2}$ 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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$203.00

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 $\frac{1}{2}$, the south 40.0 feet of the SW $\frac{1}{4}$ NE $\frac{1}{2}$ and the west 80 feet of the north 931. feet of the south 971 feet of said SW $\frac{1}{4}$ NE $\frac{1}{2}$, 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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$334.00

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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 93.85

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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 118.00

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 367.8 feet; thence S. 78° 46' E. 87.2 feet; thence N. 29° 05' E. 438.2 feet to the point of beginning, containing 1.6 acres, more or less.

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

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

Perpetual Easement for Road Purposes

The west 381.5 feet of the north 50 feet of the N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ 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 0.3 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 51.00

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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$ 82.20

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.

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

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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$74.80

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, Quapaw 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.

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

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

Perpetual Easement for Road Purposes

All that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ 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 $\frac{1}{4}$ SE $\frac{1}{4}$ 30.0 feet from the SE corner thereof; thence northerly along the east boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ 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.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY,..... \$93.60

TOTAL,..... \$1419.39

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.

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, is final just compensation, in the total amount of \$1419.39.

(8) That the United States of America did, on the 22nd day of May, 1944, 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. 2 (31 FW-CR 1157-A),	4.24
TRACT NO. 3 (40 FW-CR 1221),	63.00
TRACT NO. 4 (40 FW-CR 1222),	77.20
TRACT NO. 5 (47 FW-CR 1536),	130.80
TRACT NO. 6 (47 FW-CR 1539-A)	236.90
TRACT NO. 7 (47 FW-CR 1539),	93.85
TRACT NO. 8 (47 FW-CR 1540),	118.00
TRACT NO. 9 (47 FW-CR 1543),	110.00
TRACT NO. 10 (47 FW-CR 1585),	21.90
TRACT NO. 11 (47 FW-CR 1593)	62.20
TRACT NO. 12 (47 FW-CR 1595)	50.00
TRACT NO. 13 (47 FW-CR 1597)	74.80
TRACT NO. 14 (49 FW-CR 1511)	77.00
TRACT NO. 15 (49 FW-CR 1513)	95.60
TOTAL,	\$ 1262.59

(9) 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 (40 U. S. C., Sec. 257); the Act of February 23, 1931, 46 Stat. 1421 (40 U. S. C., Secs. 258(a) to 258 (e)); 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. 9566 dated July 30, 1943; and Executive Order No. 9373 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 purpose 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. 2 (31 FW-CR 1157-A),	4.24
TRACT NO. 3 (40 FW-CR 1221),	72.50
TRACT NO. 4 (40 FW-CR 1222),	77.20
TRACT NO. 5 (47 FW-CR 1536),	208.00
TRACT NO. 6 (47 FW-CR 1538-A)	334.00
TRACT NO. 7 (47 FW-CR 1539),	92.85
TRACT NO. 8 (47 FW-CR 1540),	118.00
TRACT NO. 9 (47 FW-CR 1543),	110.00
TRACT NO. 10 (47 FW-CR 1585),	51.00
TRACT NO. 11 (47 FW-CR 1593),	62.20
TRACT NO. 12 (47 FW-CR 1596),	60.00
TRACT NO. 13 (47 FW-CR 1597),	74.80
TRACT NO. 14 (49 FW-CR 1511),	50.00
TRACT NO. 15 (49 FW-CR 1513),	93.60
TOTAL,	\$1419.39

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is a perpetual easement for road purposes, subject to any existing rights held by the public, the State of Oklahoma, or any subdivisions thereof, for road purposes; 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, all incident to and in connection with the completion and full utilization of the Grand River Dam (Pensacola) Project in the State of 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 23rd day of May, 1944, upon the filing of a Declaration of Taking and the depositing of the sum of \$1362.89, with the registry of this Court for the estate taken in and to the above described tracts of land, and the right to recover just compensation for the estate taken vested in the persons entitled thereto.

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

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the petitioner pay into the registry of this court the sum of \$156.80, said sum being the deficiency between the sum of \$1419.39, 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 \$1262.89.

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

Royce H. Lavy
Judge

THOMAS HULL, JR. and JAYOR,
Office of Price Administration,
Plaintiff,

vs

CIVIL NO. 1590 ✓

FRANK GREENE, LEO GREENBERG,
WILLIAM GREENBERG, ALBERT GREENBERG,
MAY GREENBERG, and
THEODORE GREENBERG, Co-Partners,
d/b/a STRUTZ'S CLOTHING COMPANY,
Defendants.

FINAL DECREE

This cause now comes on for hearing in regular order and the parties appeared by their attorneys, the court thereupon examines the files and pleadings in this cause and finds:

1. That the defendants have fully paid, settled and discharged the monetary liability sued upon and the plaintiff has accepted and received the same.
2. The court further finds that the defendants have filed herein their consent for a final and permanent injunction and that they admit generally the allegations in the plaintiff's complaint and that the judgment may be entered accordingly at the court's convenience.

IT IS HEREBY ORDERED AND DECREED, by the Court that the defendants and each of them and their agents, servants, employees and representatives be and they are hereby permanently enjoined from either directly or indirectly:

- a. Refusing in any respect to comply with Revised Maximum Price Regulation ~~168~~¹⁶³, and said defendants are mandatorily ordered and directed to comply in all things and respects with said regulation
- b. The costs of this action is taxed against the defendants.

Issued at Tulsa, Oklahoma this 16th day of November, 1945.

Ray H. Waring
JUDGE

OK
O. B. Martin
Waldo H. Olden
Attorneys for Plaintiff
516 Key Building
Oklahoma City, Oklahoma

Sam H. Beers
Attorney for Defendant
422-26 Mayo Building
Tulsa, Oklahoma

Entered:
Filed Apr 1, 1945
H. P. Waring, Clk.
U. S. District Court

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

Claude Scott and Hazel
Scott,

Defendants.

DO-1620 DIVISION
FILED
IN OPEN COURT
NOV 1 1942

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

JUDGMENT

Now on this 14th day of November, 1942, there coming on for hearing pursuant to regular assignment for trial on the above entitled action, and the plaintiff appearing by Whit Y. Maury, United States Attorney, and John P. Adams, Assistant United States Attorney, for the Southern District of Oklahoma, and the defendants appearing not, the court finds that said defendants are in default.

The court having heard the evidence on behalf of the plaintiff finds that the defendants did on May 19, 1942, execute and deliver to the Farm Security Administration, Department of Agriculture, United States of America, their promissory note in the sum of \$605.70, and did on May 26, 1942, execute a chattel mortgage to the United States to secure payment of said note; that said note became due on December 2, 1942, and that said defendants had defaulted payment; that said defendants had been served with a summons herein; that the plaintiff has filed her affidavit of non-military service and that the plaintiff is entitled to a judgment for the full state possession of the contents property.

It is THE COURT'S ORDER AND ADJUDICATION by the Court that the plaintiff have judgment against the defendants and each

of them for the immediate possession of the following described property:

1	Mare	Buckskin	1150 lbs.	Baldface	10 yrs. old
1	Mare	Sorrel	1100 lbs.	Baldface	11 yrs.
1	filly	Buckskin	850 lbs.		2 yrs.
1	filly	Brown	950 lbs.	Baldface	2 yrs.
1	filly	Brown	550 lbs.	Wht apt in face	1 yr.
1	sow	White	250 lbs.		1½ yrs.

1	Plow	McCormick	Deering	OR 82
1	Cultivator			Walking
1	Planter	John	Deere	OR 50
1	set	Harness		OR 314
1	Pressure	cooker	National	

and that the clerk of this court is directed to issue an execution to the United States Marshall commanding said Marshall to immediately take possession of said property and to deliver same to the Farm Security Administration, and that the plaintiff have further judgment against the defendant for its cost.



U.S. District Judge
JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
Plaintiff,)
)
vs.) No. 1677 Civil ✓
)
John Hobbs and Floyd Hobbs,)
Defendants.)

O R D E R

Now on this 1st day of November, 1945, the above entitled matter coming on for hearing, and the plaintiff appearing by Whit Y. Mauzy, United States Attorney, and John W. McGone, Assistant United States Attorney, for the Northern District of Oklahoma, and upon application of attorneys for plaintiff, that said complaint be dismissed, and the court being advised that the superintendent of the Osage Agency had advised the United States District Attorney that said matter had been disposed of.

IT IS, THEREFORE, ORDERED AND ADJUDGED by the Court that the complaint filed herein be dismissed, at the cost of the defendants.

Royce H. Savage
U.S. District Judge
JUDGE

FILED
IN OPEN COURT
NOV 7 1945
CL. D. WAGGONER
CLERK

IN THE UNITED STATES DISTRICT COURT

OF THE DISTRICT OF COLUMBIA

CLARENCE B. BROWN, Administrator
Office of Police Administration

Plaintiff,

-vs-

C. C. FORTA, an individual, d/b/a
FENCE CREW, INC.

Defendant.

Civil No. 1485 ✓

MEMORANDUM OF DECISION OF THE COURT
ON DEFENDANT'S MOTION

Now, on this 2nd day of November, 1945, this matter came on for hearing on the motion of the defendant for dismissal of this action, and the Court having read said motion, and being fully advised in the premises,

It is, by the Court ordered, and so the Court holds that said motion be and the same is hereby sustained, and it being shown to the Court that all costs herein have been paid by the defendant, that said motion be and the same is hereby dismissed on the application of the defendant, and the defendant allowed to go hence with-
delay.

W. Payne H. ...
Judge

FILED

THE WARFIELD
CLERK U. S. DISTRICT COURT

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

CHESTER BOWLES, Administrator,
Office of Price Administration,

Plaintiff,

VS

DALLAS BABCOCK, an Individual,
d/b/a WEST FIRST STREET GROCERY,

Defendant.

CIVIL NO. 1628 ✓

ORDER OF DISMISSAL

Upon motion of the plaintiff herein the Court finds that the above entitled cause should be dismissed at cost to the defendant.

IT IS THEREFORE, ORDERED, ADJUDGED, AND DECREED that the above entitled cause be and is hereby dismissed upon payment of the court costs by the defendant.

(s) Reynold H. ...
UNITED STATES DISTRICT JUDGE FOR THE
NORTHERN DISTRICT OF OKLAHOMA

APPROVED AS TO FORM:

(s) N. B. Day

N. B. Day
Attorney for Defendant

FILED
IN OPEN COURT
NOV 2 1941

H. P. WARREN
Clerk of Court

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

Martin Canoe,

Plaintiff,

vs.

No. 1642
Civil.

Lucinda Canoe, now Pickup, Hannah
Watson, and the Unknown Heirs,
Executors, Administrators, Devisees,
Claimants, Trustees and Assigns, both
immediate and remote of Emma Canoe,
nee Littledate, Deceased, full-blood
Cherokee Indian, Roll No. 29703;
The State of Oklahoma, and The
United States of America,
United States of America,

Defendants.
Intervenor.)

FILED
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA
NOV 2 1945
P. F. WARREN

ORDER APPROVING COMMISSIONERS' REPORT

Now on this the ^{2nd} day of November, 1945, the above case coming on for hearing upon the motion of the plaintiff, Martin Canoe, for an order confirming the Commissioners' report filed herein, on the ^{12th} day of October, 1945, and for an order directing the sale of the premises by the United States Marshal; the plaintiff appearing by his attorney, John S. Severson, the United States of America appearing by the Honorable Whit Y. Mauzy, United States District Attorney, who appears as well for all the parties to this action who are restricted Indians; the defendant, Hannah Watson, minor, appearing by her guardian ad litem Wm. Knight Powers.

And the Court having examined said Commissioners' report and the motion filed herein, finds that the same was in all things made pursuant to decree of this court entered on the 24th day of September, 1945, and the writ of partition issued pursuant thereto, and that neither of the parties to said action have elected to take the same at the appraised price, and therefore said report should be approved and made firm and effectual forever, and that the Hon. Jno. F. Logan, United States Marshal for the Northern District of Oklahoma, should be directed to advertise and sell said land pursuant to the statutes, State and Federal, in like cases made and provided; the United States of America ^{and other parties having an interest in the land} to have ten days from this date to elect to take said lands at the appraised price of \$440.00, and that the claims of the Com-

missioners for compensation and expenses should be allowed in accordance with their report.

IT IS, THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT, that said Commissioners' report be and the same is in all things CONFIRMED AND APPROVED AND MADE FIRM AND EFFECTUAL FOR EVER, and that said Commissioners, C. C. Weber and W. L. Mayes, be each allowed the sum of Ten Dollars as Commissioners' fees, and that the further sum of $\$4.85$ Dollars for expenses.

It is further ordered, adjudged and decreed by the Court that the Honorable Jno. P. Logan, United States Marshal for the Northern District of Oklahoma, be and he is hereby ordered and directed, after ten days from this date, to sell the land herein involved, to-wit: which land is described appraised as follows:

The $W\frac{1}{2}$ $NE\frac{1}{4}$ $SE\frac{1}{4}$; and $N\frac{1}{2}$ $E\frac{1}{2}$ $NW\frac{1}{4}$ $SE\frac{1}{4}$ of Sec. 18,	-\$150.00
The $SE\frac{1}{4}$ $NW\frac{1}{4}$ $SW\frac{1}{4}$ and $SW\frac{1}{4}$ $NE\frac{1}{4}$ $SW\frac{1}{4}$ and $NW\frac{1}{4}$ $SE\frac{1}{4}$ $SW\frac{1}{4}$ and $SW\frac{1}{4}$ of $SW\frac{1}{4}$ all in Section 19,	- - - - - \$140.00
The $SE\frac{1}{4}$ of $SW\frac{1}{4}$ of Sec. 30,	- - - - - \$100.00
And the $N\frac{1}{2}$ $NE\frac{1}{4}$ $NW\frac{1}{4}$ of Section 31,	- - - - - \$ 50.00
All in Township 20 North, Range 21 East, Kayes County, State of Oklahoma,	

for cash, after advertising the same in the manner as required by the laws of the State of Oklahoma in cases of sales under execution and in accordance with the laws of the United States of America, in like cases made and provided and that he file a report of his proceedings forthwith.

(s) Rayce H. Savage
United States District Judge.

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

Oklahoma Natural Gas Company,
a corporation,

Plaintiff,

vs.

No. 1221-Civil. —

Drainage District No. 12 of Tulsa
County, Oklahoma, a municipal
corporation; J. S. Gray, Curtis
Greer and Robt. L. Kinkaid,
Commissioners of Drainage District
No. 12; Board of County Commissioners
of Tulsa County, Oklahoma; J. S. Gray,
Curtis Greer and Robt. L. Kinkaid,
Members of the Board of County
Commissioners of Tulsa County; and
Joe L. Parkinson, County Treasurer
of Tulsa County, Oklahoma,

Defendants.

FILED
IN OPEN COURT
NOV 5 1945

H. P. WARFIELD
CLERK OF COURT

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND JUDGMENT.

The Court, having heard the evidence in this cause and being advised in the premises, make the following findings of fact and conclusions of law:

Findings of Fact.

1. Plaintiff is a corporation organized and existing under the laws of the State of Delaware, and a citizen and resident of that State.
2. The defendants are all residents of Tulsa County, State of Oklahoma; and Drainage District No. 12 is a taxing unit organized under the laws of the State of Oklahoma, the County Commissioners being ex officio commissioners of said Drainage District No. 12; and that Joe L. Parkinson is the duly qualified, elected and acting Treasurer of Tulsa County, Oklahoma.
3. That the matter exceeds, exclusive of interest and costs, the sum of \$3,000, and this Court has jurisdiction of this cause.
4. That under the laws of the State of Oklahoma, the said Drainage District No. 12 was created and viewers were appointed to appraise the benefits to be assessed against the real estate in said drainage district.

5. That there was assessed by the viewers against the real estate of the plaintiff the sum of \$34.50, which said assessment was heretofore paid in full.

6. That an attempted levy as a so-called "miscellaneous" assessment was made against the plaintiff as such, but not against any real estate as a benefit thereto, and said assessment was in the sum of \$5,000.00.

7. That an attempted levy of a supplemental nature and of the same character in the sum of \$1,250.00 was made against the plaintiff as such but not against any real estate as a benefit thereto.

8. That there was thereafter assessed against the plaintiff as such but not against any real estate as a benefit thereto an assessment based upon the original assessment of \$5,000.00, to-wit: One-eighth (1/8) thereof, or \$625.00, as a charge for maintenance of the said drainage district.

9. Defendants and each of them have threatened and are threatening and attempting to collect said sums of \$5,000.00, \$1,250.00 and \$625.00 by the usual method of collection of taxes under the laws of the State of Oklahoma and the plaintiff here seeks to have said assessments and each of them declared null and void and proper remedy by way of injunction applied.

Conclusions of Law.

1. The so-called "miscellaneous" assessments are not assessments for benefits against real estate.
2. The plaintiff has no adequate remedy at law.
3. The said so-called "miscellaneous" assessments are invalid under the laws of the State of Oklahoma and are wholly void.
4. That such "miscellaneous" assessments should be enjoined perpetually.

Judgment.

IT IS, THEREFORE, BY THE COURT, IN THE LIGHT OF THE FOREGOING FINDINGS OF FACT AND CONCLUSIONS OF LAW, CONSIDERED, ADJUDGED AND DECREED that the defendants, Drainage District No. 12

of Tulsa County, Oklahoma; J. E. Gray, Curtis Greer and Robt. L. Minkala, Commissioners of Drainage District No. 12; Board of County Commissioners of Tulsa County, Oklahoma; J. E. Gray, Curtis Greer and Robt. L. Minkala, members of the Board of County Commissioners of Tulsa County; and Joe F. Parkinson, County Treasurer of Tulsa County, Oklahoma, and their successors, agents, servants and employees, be and they are hereby restrained and enjoined from asserting or attempting to assert any right or interest or claim against the plaintiff, Oklahoma Natural Gas Company, by virtue of the so-called "miscellaneous" assessments in the sum of \$5,000.00, \$1,250.00 and \$625.00 against Oklahoma Natural Gas Company in respect to Drainage District No. 12, Tulsa County, Oklahoma; and any and all assessments which may have been levied against plaintiff and which now appear upon the books of the County Treasurer of Tulsa County, other than those which have heretofore been paid by plaintiff, are hereby declared and decreed to be void; and the defendant, Joe F. Parkinson, County Treasurer, is ordered and decreed to expunge the same from the books and records of his office, for Tulsa County Drainage District No. 12, of Tulsa County, Oklahoma.

It is FURTHER ORDERED, ADJUDGED AND DECREED that the County Clerk of Tulsa County, State of Oklahoma, be and he is hereby enjoined from certifying to the Assessor of Tulsa County, State of Oklahoma, any of the assessments arising from or out of the so-called "miscellaneous" assessments above described and assessed against Oklahoma Natural Gas Company as such, in the respective sums of \$5,000.00, \$1,250.00 and \$625.00 by reason of the creation of Drainage District No. 12, and the said County Clerk is directed to strike all such assessments against plaintiff with respect to the above "miscellaneous" assessments and to take no further action thereon.

Dated this 2nd day of Nov, 1945.

Approved -
Cann Linn, Acty
for Dept. Plaintiff
Paul Penins
for Plaintiff

Ray H. Savoy
Judge.

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

CHESTER BOWLES, Administrator,
Office of Price Administration,

Plaintiff,

vs

G. A. HALL, an Individual,
d/b/a HALBS GROCERY AND MARKET,

Defendant.

CIVIL NO. 1637

J U D G M E N T

On this 6th day of Nov, 1945, this matter came on to be heard to determine whether a permanent injunction should issue against the defendant as prayed for by the plaintiff in his complaint filed herein. The Plaintiff was represented by his counsel of record, James T. Steil, and the defendant appeared in person. A formal stipulation, signed by G. A. Hall, was presented herein, wherein it was agreed that the defendant waived answer, any and all defenses to the claims set forth in the complaint herein and waived hearing, and findings of fact and conclusions of law, and agreed that a permanent injunction against the defendant may issue.

And the Court, having heard statement of counsel, examined the stipulation filed herein, and being otherwise well and fully advised in the premises finds that said permanent injunction should issue.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the defendant, his agents, servants, employees and representatives, and each of them, and any and all persons in active concert or participation with him, be and are hereby permanently enjoined from directly or indirectly doing any act or practice in violation of Revised General Ration Order No. 3A, and the amendments thereto issued heretofore or hereafter.

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



(s) Raymond H. Dancy
United States District Judge
Northern District of Oklahoma

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

CHESTER BOWLES, Administrator
Office of Price Administration

Plaintiff

vs

B. F. COOPER
Bristow, Oklahoma

Defendant

CIVIL ACTION NO. 1667

FILED
IN OPEN COURT
MAY 10 1945
U. S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA
MUSKOGEE

J U D G M E N T

Now on this 6th Day of July, 1945, the above entitled action coming on for hearing on the pleadings in process herein and the Stipulation now on file in this action and the Court being well and sufficiently advised in the premises finds:

1. That the matters and facts set forth in the Complaint filed herein are true and correct.
2. That the Defendant sold and delivered to one Oliver Bshom a certain used 1941 pickup truck for a price which was \$83.35 over and above the lawful maximum ceiling price for said truck, as fixed by Revised Maximum Price Regulation No. 341; that the said Defendant acted in good faith in said matter and used precautions to prevent the injury from being done and the Plaintiff is entitled to recover the sum of \$83.35.
3. That the defendant has violated Revised Maximum Price Regulation No. 341 and Maximum Price Regulation No. 540 and has agreed herein that an injunction may be issued to prevent violations in the future.

It is therefore, by the Court, ordered, considered, adjudged and decreed that the Plaintiff do have and recover of and from the Defendant, B. F. Cooper, the sum of \$83.35 together with all costs of this action for which let execution issue. It is further considered, ordered adjudged and decreed that the Defendant, his agents, servants, attorneys and employees and each of them be and they are hereby permanently enjoined so long as the Emergency Price Control Act remains in force and effect from directly or indirectly:

Selling any used vehicle subject to the provisions of Maximum Price Regulation No. 540 or Revised Maximum Price Regulation No. 341 at a price in excess of the maximum ceiling price as fixed in each of said regulations, and from in any manner violating any of the terms and provisions of Revised Maximum Price Regulation No. 341 and Maximum Price Regulation No. 540 as now existing or as hereinafter amended, or attempting or agreeing to do anything in violation thereof.

Handwritten notes:
2/24/45
B. F. Cooper
Bristow, Okla.

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 T. L. Robinson, et al.,)
)
) Defendants.)

CIVIL NO. 1201

FILED

NOV 2 1945

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

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 5 (58 FW 1643)

Now, on this *8th* day of **November**, 1945, there
coming on for hearing the application of the defendant, **Lee White**,
for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. **5 (58 FW 1643)**
and the Court being fully advised in the premises, finds:

That the defendant, **Lee White**, was
the owner of the land designated as Tract No. **5(58 FW 1643)**
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 \$ **394.00** 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 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 easement**

The Court further finds that the defendant, **Lee White,**
, 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 \$394.00,
which was accepted by the petitioner.

The Court further finds that the sum of \$394.00, 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 **This tract of land is
restricted from alienation and is under the supervision of the Superintendent of the
Five Civilized Tribes; IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** by this Court that

the defendant, **Lee White,** was

the owner of the land designated as Tract No. 5 (58 FW 1643)

when this proceeding was commenced, and that the sum of \$394.00, 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

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, for the use
and benefit of Lee White, Owner,
Tract 5 (58 FW 1643).....\$394.00

Royce H. Savage
JUDGE

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

FILED
NOV 8 1945

R. E. RICHMOND and MRS.
E. E. RICHMOND

Plaintiffs

vs.

F. L. SCOTT

Defendant

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

No. 1582-C

JUDGMENT AND DECREE

This cause coming on regularly for trial and all parties having waived a jury, and evidence being presented, arguments made, and the cause submitted

THE COURT FINDS for plaintiffs in accordance with findings of fact and conclusions of law this day filed, and finds against the defendant on his cross petition.

IT IS THEREFORE HEREBY ORDERED, ADJUDGED and DECREED that plaintiffs have and recover from the defendant the sum of Three Hundred Eight Dollars and Thirty-four (\$308.34) Cents, as excess rentals, plus Twenty-five (\$25.00) Dollars, and plus the sum of One Hundred (\$100.00) Dollars as their reasonable attorneys' fees, together with their costs. Defendant's cross petition is hereby denied with prejudice.

DONE this 8th day of November, 1945.

W. Ray C. Savag
UNITED STATES DISTRICT JUDGE

O. K. Mitchell & Mitchell
& Ray S. Jellows
Attorney for Plaintiffs

O. K.
E. M. Lemnar
Attorney for Defendant

UNITED STATES OF AMERICA, ss: ✓

THE PRESIDENT OF THE UNITED STATES OF AMERICA

(SEAL)

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

GRANTING:

WHEREAS, lately in the District Court of the United States, for the Northern District of Oklahoma, before you, or some of you in a cause between United States of America, libellant, and One 1942 Ford Club Coupe, Motor No. 18-6,820,810, and approximately 80 gallons of assorted taxpaid intoxicating liquors, seized therein; James R. Leach and The Interstate Securities Company, claimant, the judgment of the said District court in the said cause entered on April 2, 1945, was in the following words, viz.:

* * * * *

"It is therefore ordered, adjudged and decreed by the court that a forfeiture herein be, and the same is hereby allowed as to the said described 1942 Ford Club Coupe automobile, Motor No. 18-6,820,810, insofar as the interest and rights of claimant James R. Leach are concerned.

"It is further ordered, adjudged and decreed by the court that forfeiture herein be, and the same is hereby allowed as to the said approximately eighty (80) gallons of assorted taxpaid intoxicating liquors seized in and with said described automobile, which intoxicating liquors are ordered delivered over to the Secretary of the Treasury of the United States for proper and lawful disposition.

"It is further ordered, adjudged and decreed by the court that the claim of the Interstate Securities Company be, and the same is hereby denied, and the application for the delivery of said automobile to the District Supervisor, Alcohol Tax Unit, Bureau of Internal Revenue, Treasury Department, or his duly authorized representative, for the use of said Department in the enforcement of the Internal Revenue Laws, pursuant to Section 304 of the Liquor Law Revueal and Enforcement Act, together with all of its equipment and accessories, be, and the same is hereby allowed.

"It is further ordered, adjudged and decreed by the court that all storage charges incident to the seizures herein be, and the same are hereby allowed paid by the Treasury Department."

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

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

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

-- October 1, 1945.

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

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

COSTS OF

Clerk

Printing Record

Attorney

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

By GEORGE A. PRASE
Chief Deputy Clerk

ENDORSED: Filed Nov 9 1945
H. P. WARFIELD, CLERK
U. S. District Court

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

Hazel Willson,

Plaintiff,

vs.

no. 1674-Civil. ✓

The Eastern and Southern Life
Insurance Company, et al.,

Defendants.

ORDER REMANDING THIS TO STATE COURT.

DEAN W. STORAN, ROYCE E. WYCKE, JUDGE
OF SAID COURT, OKLAHOMA.

Now, on this 2d day of November, 1945, on said plaintiff's
motion to remand,

It is ordered that said motion is granted, and that this
cause be and the same is hereby remanded to the District Court
of Tulsa County, Oklahoma, for further proceedings therein.

Raymond H. ...
Judge of said Court.

O. K.

Wilbur J. ...
Attorneys for Defendants.

Norman ...
Attorney for Plaintiff.

FILED

H. P. WATFIELD
CLERK OF SAID DISTRICT COURT

In the United States District Court
for the District of Columbia

Carl H. Hillman,

Plaintiff,

vs.

No. 1575-Civil.

The Federal Life Insurance Company,
Defendant.

ORDER GRANTING THE PLAINTIFF'S

MOTION FOR A WRIT OF HABEAS CORPUS, JUNE
1, 1945.

Now, on this 24 day of October, 1945, on this Plaintiff's
motion to remand,

It is ordered that said writ be granted, and that this
cause be and the same is hereby remanded to the District Court
of Tulsa County, Oklahoma, for further proceedings therein.

Raymond H. ...

Judge of said Court.
U.S. District Judge

W. J. ...

Attorney for Plaintiff.

W. J. ...

Attorney for Defendant.

1945 OCT 24

U.S. DISTRICT COURT
DISTRICT OF COLUMBIA

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,
OKLAHOMA, containing approximately 19.5
acres, more or less; and H. T. Duffield,
et al.,

Defendants.

CIVIL NO. 1242

FILED
IN OPEN COURT
NOV 12 1945

H. P. WARFIELD
Clerk of Court

ORDER APPOINTING COMMISSIONERS

NOW, On this 12th day of November, 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. 258 (a) to 258 (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 is 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 Delaware, 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 (15 - FW-257,)
 (257A,)
 (257B, and)
 (257C)

Flowage Easement

All that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ in Sec. 7, and all that part of the E $\frac{1}{2}$ NW $\frac{1}{4}$, and all that part of the W $\frac{1}{2}$ NE $\frac{1}{4}$, and all that part of the W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, and all that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, and all that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ less the east 468 feet of the south 300 feet thereof in Sec. 18, all in T 23 N, R 23 E, of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757.0 Sea Level Datum except that portion owned by the Grand River Dam Authority containing approximately 13.6 acres.

TRACT NO. 2 (34 - FW-1115 to 1127,
 inclusive, and 1127A, B,
 C, D, and E. Rev.)

Flowage Easement

All that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and all that part of the South 10 acres of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10, Township 25 North, Range 24 East of the Indian Base and Meridian, Seneca Survey, Delaware County, Oklahoma, which includes all those parts of the lots in Turkey Ford Landing as shown upon the dedication plat filed in the Office of the County Clerk of Delaware County, Oklahoma, May 27, 1941, particularly described as follows:

Beginning at the SE corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ thence westerly along the south boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 50.8 feet to a point 1276.9 feet from the SW corner thereof, thence N. 83° 24' W. 159.8 feet, thence N. 63° 45' W. 610.1 feet, thence N. 56° 31' W. 290.7 feet, thence N. 50° 53' W. 173.5 feet, thence N. 34° 05' W. 111.0 feet, thence N. 18° 10' W. 118.2 feet, thence N. 7° 43' E. 95.2 feet, thence N. 54° 30' E. 153.5 feet, thence N. 67° 58' E. 205.4 feet, thence N. 44° 04' E. 203.5 feet, thence N. 40° 50' E. 128.5 feet, thence N. 56° 55' E. 70.5 feet, thence S. 78° 41' E. 250.9 feet, thence N. 84° 52' E. 130.3 feet, thence N. 43° 25' E. 280.5 feet to a point in the east boundary of said south 10.0 acres of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ 143.3 feet from the SE corner of said south 10.0 acres of said NW $\frac{1}{4}$ SW $\frac{1}{4}$, thence northerly along said east boundary a distance of 21.2 feet, thence S. 54° 50' W. 267.9 feet, thence N. 74° 49' W. 187.9 feet, thence N. 64° 10' W. 88.1 feet, thence N. 68° 28' W. 146.8 feet, thence S. 74° 45' W. 198.6 feet, thence S. 46° 43' W. 83.5 feet, thence S. 27° 18' W. 111.1 feet, thence S. 83° 06' W. 154.2 feet, thence N. 72° 44' W. 28.9 feet, thence N. 3° 15' E. 108.3 feet, thence S. 37° 24' W. 204.1 feet, thence S. 56° 03' W. 65.2 feet, thence S. 89° 09' W. 54.9 feet to a point in the west boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ 1175.6 feet from the SW corner

TRACT NO. 2 (Continued)

thereof, thence northerly along said west boundary a distance of 156.1 feet to the NW corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, thence S. 74° 14' E. 21.3 feet, thence N. 43° 56' E. 368.7 feet, thence S. 18° 36' E. 244.7 feet, thence S. 86° 52' E. 68.1 feet, thence N. 32° 04' E. 54.4 feet, thence N. 53° 51' E. 110.8 feet, thence N. 67° 19' E. 295.1 feet, thence S. 69° 30' E. 158.0 feet, thence S. 86° 15' E. 283.2 feet, thence N. 31° 11' E. 162.3 feet to a point in the east boundary of said south 10.0 acres of said NW $\frac{1}{4}$ SW $\frac{1}{4}$, thence southerly along said east boundary a distance of 259.1 feet to a point 53.6 feet north of the SE corner of said south 10.0 acres of said NW $\frac{1}{4}$ SW $\frac{1}{4}$, thence S. 47° 08' W. 187.2 feet, thence S. 23° 32' W. 87.1 feet, thence N. 64° 16' W. 148.2 feet, thence N. 86° 28' W. 264.3 feet, thence S. 54° 27' W. 174.6 feet, thence S. 51° 46' W. 246.6 feet, thence S. 64° 44' W. 209.5 feet, thence S. 39° 11' W. 157.4 feet, thence S. 9° 03' W. 53.8 feet, thence S. 12° 28' E. 84.5 feet, thence S. 35° 05' E. 106.9 feet, thence S. 50° 33' E. 172.0 feet, thence S. 56° 48' E. 288.3 feet, thence S. 63° 51' E. 604.0 feet, thence S. 86° 08' E. 172.1 feet, thence N. 64° 18' E. 39.9 feet to a point in the east boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, thence southerly along said south boundary a distance of 38.9 feet to the point of beginning containing 5.9 acres, more or less.

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 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 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 T. G. Grant of Tulsa County, Oklahoma; Kenneth Crouch of Tulsa County, Oklahoma; and T. B. Harp of Craig 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 Vinita Hotel, in the City of Vinita, Oklahoma, on the 19th day of November, 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.

[Handwritten signature]

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 385.90
acres, more or less; and Sadie B. McConkey,
et al.,**

Defendants.

CIVIL NO. 1183

FILED
IN OPEN COURT
NOV 15 1945

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

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 1 (54 FW 1414 Rev.)

Now, on this 15th day of **November**, 1945, there
coming on for hearing the application of the defendant, **Sadie B. McConkey,**

for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. 1 (54 FW 1414 Rev.)
and the Court being fully advised in the premises, finds:

That the defendant, **Sadie B. McConkey,** was
the owner of the land designated as Tract No. 1 (54 FW 1414 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 **\$1675.00** 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 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 easement**

The Court further finds that the defendant, **Sadie B. McConkey**,
, in writing, agreed to grant and sell to the pe-
titioner a **perpetual flowage easement upon and over**
said tract of land for the sum of \$ **1675.00**
which **was** accepted by the petitioner.

The Court further finds that the sum of \$ **1675.00**, 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 **H. L. Porter and Elmer Porter**
tenants;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that
the defendant, **Sadie B. McConkey**, was

the owner of the land designated as Tract No. 1 (54 FW 1414 Rev.)
when this proceeding was commenced, and that the sum of \$ **1675.00** 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 **H. L. Porter and Elmer Porter**,
who are entitled to share in the crop damages of \$335.00.

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: **Sadie B. McConkey, Owner,.....\$1343.00**
Sadie B. McConkey, H. L. Porter
and Elmer Porter, Owner and Tenants.
respectively,..... 335.00

Royce H. Savage
JUDGE

11-15-95
JK
R. L. Davidson

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

The United States of America,
 -vs-
 Certain Parcels of Land in Delaware
 County, Oklahoma, and Cynthia E.
 Ballard, et al.,
 Petitioner,
 Defendants.

Civil No. 1110,
 Tract No. 34
 (18 FW 763)
 and
 Tract No. 32
 (18 FW 760)

ORDER FOR DISBURSEMENT OF FUNDS

NOW on this the 12th day of November, 1945, at Miami, Oklahoma, there comes on for hearing the application of Cynthia E. Ballard for disbursement of certain funds now on deposit with the clerk of this court; applicant appearing in person and by her attorney and the plaintiff appearing by its attorney, and it being shown to the court that the defendant, Cynthia E. Ballard heretofore and on the 19th day of December, 1944, filed an application for disbursement of funds, and notice then given as required by the rules of this court, and there now being no objections made, filed or taken, the court finds:

THAT at the time of taking a flowage easement by the plaintiff upon and over a certain tract of land identified in plaintiff's petition as Tract No. 34 (18 FW 763), the plaintiff deposited its estimated just compensation for the taking of said flowage easement the sum of \$65.00, and also deposited as its estimated just compensation for the taking of a flowage easement upon and over Tract No. 32 (18 FW 760) the sum of \$164.00.

The court further finds, That the applicant, Cynthia E. Ballard, is entitled to the deposits so made by the plaintiff.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the clerk of this court forthwith pay to the said Cynthia E. Ballard the amounts so deposited, as follows:

Tract No. 34 (18 FW 763)	\$ 65.00
Tract No. 32 (18 FW 760)	<u>164.00</u>
Total	\$229.00

without prejudice.

Lloyd H. Swager
 JUDGE

FILED
 NOV 15 1945
 DISTRICT CLERK

*Davidson
 please direct this
 matter to
 District
 Clerk*

JOHN W. ANDERSON, et al,

Petitioner,

vs.

THE UNITED STATES OF AMERICA, et al;
and Pauline V. Newton, et al

Defendants.

CASE NO. 1167

NOV 15 1945

NOV 15 1945

NOV 15 1945

NOV 15 1945

ORDER OF THE COURT IN CASE NO. 13

On this the 12th day of November 1945, the United States District Court for the Northern District of Oklahoma, being regularly and duly convened and in session at Miami, Oklahoma, within said District and State, and it appearing that the above captioned proceeding came on for jury trial, on the 12th day of November 1945, as to Tract No. 13 in Civil No. 1167, upon the demand of the defendant, Loren Lovell, and pursuant to the regular assignment, the petitioner, the United States of America, appeared by Ed Y. Maury, United States Attorney for the Northern District of Oklahoma, and A. L. Davidson, Special Assistant United States Attorney for the Northern District of Oklahoma, and the defendant, Loren Lovell, appeared by his attorney, Perry Porter of Miami, Oklahoma. Whereupon, all parties announced ready for trial.

The parties agreed in open court that the question to be determined in said trial as to said Tract No. 13 was for the taking of a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures for the transmission of electric current, together with the perpetual easement and right to cut down, remove or trim any trees that may interfere with or endanger said transmission line or lines, or the maintenance or operation thereof, together with the perpetual easement, right and privilege to set the necessary guy and brace poles and anchors, and to attach all necessary guy wires thereto; 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, over and across any

street, alle , highway or right-of-way now, or here after established and existing, on or across said land or adjoining the same or adjacent thereto - or use in connection with the construction, maintenance, operation and full utilization of the Grand River (Ponchartraine) Project, as of the 11th day of March 1944.

The jury was duly impaneled and sworn to try the cause according to law, and opening statements were made by the attorney for the defendant, Loren Lovell, and the attorney for the petitioner, United States of America; whereupon, the defendant, Loren Lovell, introduced evidence and rested; and the petitioner introduced evidence and rested; whereupon, on the 12th day of December 1945, the jury in charge of its bailiff, returned its verdict into Court, which verdict is in words and figures as follows, to-wit:

IN SENATE
 SENATE OF THE DISTRICT OF COLUMBIA

United States of America,)	
)	
Plaintiff,)	Case No. 1167 Civil
vs.)	
Certain parcels of land in Ottawa County, et al.,)	Tract No. 13, Loren Lovell, et al., Defendants
Defendant.)	

And, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find damage to Tract No. 13 on March 11, 1944 was six hundred & seventy five dollars \$675.00.

W. S. Golan
 Foreman.

Filed in open Court
 December 12, 1945
 H. A. Griffith, Clerk
 U. S. District Court

And, it is by the Court so ORDERED that said verdict be accepted and approved in every respect, and that the defendant, Loren Lovell, et al. receive just compensation in the sum of \$675.00 by reason of the condemnation taken as a parcel of land out for transmission line purposes by the United States of America in connection with the construction, maintenance and operation of the Grand River (Ponchartraine) Project.

And, it is so ORDERED by the Court that the public use and benefit for which said estate in said land is taken by the petitioner is strictly in accordance with the acts of Congress made and provided

in said case, and the full legal description of said real estate taken and over which said easement is taken by these eminent domain proceedings is as follows, to-wit:

TRACT No. 13 (305 - 47.1)
Perpetual Easement

All that part of lot 8 and all that part of the public ways adjacent to said lot 8 and incident to the ownership thereof, all as shown on the dedication plat of Winley's Addition to the Townsite of Lead situated in the Township of Sec. 24, T. 23 N., R. 22 E., of the Indian Base and Meridian, Survey, in Ottawa County, Oklahoma, particularly described as follows, to-wit:

a strip of land 100 feet in width the center line of which is described as follows, to-wit:

Begin in, at a point on the section line running along the east end of said lot 8, 147 feet from the corner of said lot 8, thence westerly to a point on the center line of the public way along the west end of said lot 8, 100 feet south of the north line of said lot 8.

That said estate taken said real estate is a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures for the transmission of electric current, together with the perpetual easement and right to cut down, remove or trim any trees that may interfere with or endanger said transmission line or lines, or the maintenance or operation thereof, together with the perpetual easement, right and privilege to set the necessary guy and base 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, past, over and across any street, alley, highway or other right-of-way now, or hereafter established and existing, on or across all lands or adjoining the same or adjacent thereto - for use in connection with the completion, maintenance, operation and full utilization of the Grand River Dam (Haskell) Project.

IT IS ORDERED, ADJUDGED and DECREED by the Court that the title to said estate and interest therein taken by these eminent domain proceedings shall vest in the United States of America on the 11th day of March, 1944, upon the depositing in the registry of this Court the sum of \$350.00 or Tract No. 13.

IT IS ORDERED, ADJUDGED and DECREED by the Court that the sum of \$675.00 is full and just compensation for the estate and interest taken by the petitioner, the United States of America, in and to said tract of land, and that of said sum the amount of \$325.00 shall bear interest at the rate of

six per cent per annum from the 11th day of March 1944, said amount of \$325.00 being the difference between the just compensation herein determined to be \$675.00 and the estimated just compensation deposited with the Declaration of Taking in the sum of \$350.00.

It is further ordered, ADJ. CLERK, that by the Court that the petitioner pay into the registry of this Court the sum of \$325.00, said amount being the deficiency due on the just compensation herein fixed and determined and the amount deposited by the petitioner with its Declaration of Taking in the sum of \$350.00, and that said deficiency bear interest at the rate of six per cent per annum from the 11th day of March 1944, and be deposited with the registry of this Court.

To the judgment accepting and approving the jury's verdict, the defendant, hereinafter, and the petitioner, United States of America, objected and excepted and said objections and exceptions are allowed.

Joseph V. Savoy

St
Terry Foster
Money in
Accountant
Edward Kovach

St
Davidson
Special Sect.
Edward V. Money
Money Sect.
of Office.

street, 1117 North 14th Street, and the defendant, J. Miller, et al., in connection with the construction, management, operation and maintenance of the "Grand Union" (Bancroft) project, as of the 15th day of March 1944.

The jury was duly impaneled and sworn to try the cause according to law, and upon the evidence introduced by the attorney for the defendant, J. Miller, and the attorney for the petitioner, United States of America; whereas, the defendant, J. Miller, introduced evidence and rested; and the petitioner introduced evidence and rested; whereas, on the 12th day of November 1945, the jury in charge of the trial, did render its verdict into Court, which verdict is in words and to the effect following, to-wit:

United States of America,	vs.	J. Miller, et al.,
Defendant.		Petitioner.
		Case No. 157 Civil
		of the S. D.
		of the District of Columbia,
		et al.,
		et al.,

The jury in the above-entitled case, after being duly sworn, found that the third damage to the S. D. No. 16 on March 11, 1944 was the result of the negligence of J. Miller, et al.

J. Miller
proven.

Filed in Court
November 11, 1945
J. D. Smith, Clerk
U. S. District Court

That the jury in the above-entitled case, after being duly sworn, found that the third damage to the S. D. No. 16 on March 11, 1944 was the result of the negligence of J. Miller, et al. and that the defendant, J. Miller, shall pay to and amount on in the sum of \$100,000 by reason of the negligence of the defendant, J. Miller, et al., in connection with the construction, management and operation of the "Grand Union" (Bancroft) project.

That the jury in the above-entitled case, after being duly sworn, found that the defendant, J. Miller, et al., shall pay to and amount on in the sum of \$100,000 by reason of the negligence of the defendant, J. Miller, et al., in connection with the construction, management and operation of the "Grand Union" (Bancroft) project.

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

UNITED STATES OF AMERICA,)
)
) Petitioner)
)
 vs.)
)
) Certain Lands in Tulsa County,)
) Oklahoma, et al.,)
)
) Respondents)

No. 978-Civil ✓

ORDER NUNC PRO TUNC

Now on this 19th day of November, 1948, there is presented to this Court an application for order nunc pro tunc filed on behalf of the United States of America, petitioner herein. The Court considers the matter and reviews the proceedings herein and finds that said application should be granted.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that any and all pleadings filed herein, together with judgments entered herein, wherein the legal description of the lands contain the words and phrases "hopping-Heights Addition", be corrected and amended so as to eliminate and strike from said pleadings and judgments said words and phrases "hopping-Heights Addition."

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all pleadings entered herein and all judgments entered herein are amended so as to describe the lands as:

Lots Six (6) and Seven (7), Block Two (2), McNaught Addition to the City of Tulsa, Tulsa County, Oklahoma,

such description eliminating the superfluous words and phrases "hopping-Heights Addition."

(5) Ray H. Savage,
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 AND OTTAWA
COUNTIES, OKLAHOMA, containing approximately
100.20 acres, more or less; and A. G. Nicks,
et al.,

Defendants.

CIVIL NO. 1129

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 38 (31 FW 1150)

Now, on this *19th* day of **November**, 1945, there
coming on for hearing the application of the defendant, **Sadie B. McConkey, Administratrix**

for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. **38 (31 FW 1150)**
and the Court being fully advised in the premises, finds:

That the defendant, **Sadie B. McConkey, Administratrix**, was
the owner of the land designated as Tract No. **38 (31 FW 1150)**
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 **\$50.40** 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**
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, **Sadie B. McConkey, Administratrix,** 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 \$50.40 which was accepted by the petitioner.

The Court further finds that the sum of \$50.40, 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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, **Sadie B. McConkey, Administratrix,** was the owner of the land designated as Tract No. 38 (31 FW 1150) when this proceeding was commenced, and that the sum of \$50.40

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

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: **Sadie B. McConkey, Administratrix,**
Estate of G. G. McConkey, \$50.40

W. Royce H. Savag
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. Babb,
et al.,

Defendants.

CIVIL NO. 1156

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 7 (34 FW 1149)

Now, on this 19th day of November, 1945, there
coming on for hearing the application of the defendant, **Sadie B. McConkey,
Administratrix of the Estate of G. G. McConkey, deceased,**
for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. 7 (34 FW 1149)
and the Court being fully advised in the premises, finds:

That the defendant, **Sadie B. McConkey, Administratrix of the Estate of
G. G. McConkey, deceased,** was
the owner of the land designated as Tract No. 7 (34 FW 1149)
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 \$12.80 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 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 easement**

The Court further finds that the defendant, **Sadie B. McConkey, Administratrix of the Estate of G. G. McConkey, deceased,**, 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 \$12.80 which was accepted by the petitioner.

The Court further finds that the sum of \$12.80, 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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, **Sadie B. McConkey, Administratrix of the Estate of G. G. McConkey, deceased,** was the owner of the land designated as Tract No. 7 (3rd PW 1149) when this proceeding was commenced, and that the sum of \$12.80 is just compensation for the damages sustained by the defendant; and that said defendant 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: **Sadie B. McConkey, Administratrix,
Estate of G. G. McConkey, deceased,.....\$12.80**

W. Royce 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 DELAWARE COUNTY,
OKLAHOMA, and W. P. McGhee, et al.,**

Defendants.

CIVIL NO. 1623

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 4 (3A GR-D 1009)

Now, on this 19th day of **November**, 1945, there
coming on for hearing the application of the defendant, **Alfred G. Dawson,**
for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. 4 (3A GR-D 1009)
and the Court being fully advised in the premises, finds:

That the defendant, **Alfred G. Dawson,**
the owner of the land designated as Tract No. 4 (3A GR-D 1009)
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 \$ **300.00** 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 **said tract;**

The Court further finds that the defendant, **Alfred G. Dawson,**
, in writing, agreed to grant and sell to the pe-
titioner **the entire fee simple title in and to**
said tract of land for the sum of \$**300.00**
which **was** accepted by the petitioner.

The Court further finds that the sum of \$**300.00,** **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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that
the defendant, **Alfred G. Dawson, was**

the owner of the land designated as Tract No. **4 (3A GR-D 1009)**
when this proceeding was commenced, and that the sum of \$**300.00**

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

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: **Alfred G. Dawson, Owner,**
Tract No. 4 (3A GR-D 1009)..... \$300.00

Ray H. Savage
J U D G E

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

CHESTER BOWLES, Administrator
Office of Price Administration

Plaintiff

vs

Max McSoud

Defendant

CIVIL ACTION NO. 1624

FINAL INJUNCTION

Now on this 20th day of September, 1945, the above styled and numbered cause of action comes on for hearing before the Court for a pre-trial conference and the Court having heretofore heard the testimony of witnesses sworn and examined in open Court in reference to the allegations contained in the complaint and both parties agreeing that said cause being determined by the Court upon testimony previously submitted and the Court being fully advised in the premises finds that the preliminary injunction heretofore made and entered in said cause on the 10th day of August, 1945, should be by the Court made final and permanent and the plaintiff have and recover from the defendant the sum of \$37.50.

It is therefore ordered that the defendant, his agents, servants, employees and representatives and each of them be and they are hereby enjoined pending the final determination of this action from directly or indirectly:

- (1) Demanding and receiving rent in excess of the maximum legal rent of \$25.00 per month for the use and occupancy of the housing accommodation owned and managed by the defendant, located at 112 $\frac{1}{2}$ East Seventh Street, Bristow, Oklahoma.
- (2) Evicting the tenant, Ruby Leplant, from said housing unit, from attempting or taking any steps toward such eviction and from disquieting the tenant with threats of eviction.
- (3) Violating any provision of the Rent Regulation for Housing.

It is further ordered that this injunction remain in full force and effect until further order of the Court.

Be it further ordered that the plaintiff have and recover from the said defendant the sum of \$37.50 and that the defendant pay the costs of this action.

Raymond Savage
U. S. DISTRICT JUDGE

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

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

vs.

M. E. JACKSON, Individual
d/b/a JACKSON'S GROCERY
Defendant.

CIVIL NO. 1663

FILED

ORDER FOR DISMISSAL

RECEIVED
FEB 11 1942

Upon stipulation signed by plaintiff and defendant in the above entitled cause, the Court finds that the above entitled cause should be dismissed at costs to the defendant.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED by the Court that the above entitled cause be and is hereby dismissed upon payment of the costs hereir, by the defendant.

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

Approved as to form

O. B. Martin
O. B. Martin
Attorney for Plaintiff

James T. Steil
James T. Steil
Attorney for Plaintiff

M. E. Jackson
M. E. Jackson, Defendant

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, and Herbert D. Gamble, et al.,

Defendants.

CIVIL NO. 1149

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING
DISTRIBUTION AS TO TRACT NO. 13 (42 FW - 1283)

NOW, on this 21st day of November, 1945, there comes on for hearing the application of Eula Angel for an order fixing title, decreeing just compensation and making distribution as to Tract No. 13 (42 FW 1283), and the Court being fully advised in the premises, finds:

That Eula Angel was one of the owners of the land designated as Tract No. 13 (42 FW 1283) when this proceeding was begun; that the petitioner filed a declaration of taking and deposited in the registry of this Court the estimated just compensation in the sum of \$58.00 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 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 tract.

The Court further finds that the commissioners appointed by the Court to inspect and consider the injuries and assess the damages occasioned by the taking of said perpetual flowage easement filed their report herein on the 5th day of March, 1945, awarding damages for said taking in the amount of \$58.00; that more than sixty (60) days have elapsed since the filing of said report; that no demands for jury trial or exception to the report of the commissioners have been filed, and that said award has become final.

The Court further finds that the sum of \$58.00 is just compensation for the taking of said perpetual flowage easement upon said tract.

The Court further finds that on the date when this action was begun Eula Angel, William W. Angel, Roy W. Angel, William I. Angel, Jr., and Laura E. Angel were the owners of Tract No. 13 (42 FW 1283), Eula Angel being the owner of a 11/15 undivided interest and the other persons last above named being the owners of an undivided 1/15 interest each in said tract; that Roy W. Angel has died since the action was begun, leaving as his heirs at law his wife, Isadore Angel, and his mother, Eula Angel, who are entitled to share one-half each in his interest; that no other person, firm, corporation, or taxing subdivision of the state has any right, title or interest in and to said just compensation.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this court that Eula Angel, William W. Angel, Roy W. Angel, William I. Angel, Jr., and Laura E. Angel, were the owners of the land designated as Tract No. 13 (42 FW 1283) when this proceeding was begun, and since Roy W. Angel has died that Eula Angel, William W. Angel, William I. Angel, Jr., Laura E. Angel and Isadore Angel are the only persons having any right, title or interest in and to said just 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 No. 13 (42 FW 1283) as follows, to wit:

TO:

Eula Angel,	\$ 44.45
William W. Angel,	\$ 3.87
William I. Angel, Jr.,	\$ 3.87
Laura E. Angel,	\$ 3.87
Isadore Angel,	\$ 1.94

for the owners of Tract No. 13 (42 FW 1283).

W. S. District Judge

W. S. District Judge

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. 1169

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA, containing approximately 217.10
acres, more or less; and Anna Beaver Hallam,
et al.,

Defendants.

ORDER FIXING TITLE, DECREERING JUST COMPENSATION
AND MAKING DISTRIBUTION AS TO TRACT NO. 6 (48 FW 1322D)

Now on this 21st day of November, 1945, there coming on for hear-
ing the application of the defendant, Shell Pipe Line Corporation by its
attorney, George W. Cunningham, for an order fixing title, decreeing just
compensation and making distribution as to Tract No. 6 (48 FW 1322D) and
the court being fully advised in the premises, finds:

That the defendant, Shell Pipe Line Corporation, was the owner
of the land designated as Tract No. 6 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 \$4.50
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 tract; and
decreed that the owner 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 commissioners appointed by the
court to inspect, consider the injury and assess the damages sustained by
reason of the condemnation and appropriation of said tract on May 10, 1945,
returned into court their report assessing and awarding damages upon said
Tract No. 6 in the amount of \$1600.00.

That the award of commissioners was made more than sixty days prior hereto; that no demands for jury trial or exceptions to said report have been filed herein; that the award has become final and that distribution of the sum of \$1600.00, the just compensation now on deposit in the registry of the court, should be made to this 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.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this court that the defendant, Shell Pipe Line Corporation, was the owner of the land designated as Tract No. 6 (48 FW 1322D) when this proceeding was commenced, and that the sum of \$1600.00 is just compensation for the damages sustained by the defendant; and that said defendant is the only party having any right, title or interest in and to said just 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: Shell Pipe Line Corporation, Fee Owner,
Tract No. 6 (48 FW 1322D).....\$1600.00

~~SHELL PIPE LINE CORPORATION~~
By _____
~~Its Attorney~~

Raymond H. ...
U.S. District Judge

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

United States of America,

Plaintiff,

v.

No. 1688 Civil

36 bottles, 8 fluid ounce
size, and 23 bottles, 4
fluid ounce size, of an
article labeled in part
"Colusa Natural Oil";
58 bottles, 100 capsules
each, and 34 bottles,
200 capsules each, of an
article labeled in part
"Colusa Natural Oil" in
capsules for internal use",
and circular entitled
"Colusa Remedy Company" and
addressed to "Dr. Druggist"
relating to the foredescribed
articles,

Defendants.

JOURNAL ENTRY

This matter coming on for hearing this 23d day of
November, 1945, in its regular order, the plaintiff, United
States of America, appearing by Whit V. Haury, United States
Attorney for the Northern District of Oklahoma, and the
being fully advised in the premises finds that no pleading
has been filed in this cause.

That the Marshal pursuant to a motion herein seized:

34 bottles, 8 ounce size
23 bottles, 4 ounce size
58 bottles, 100 capsules
34 bottles, 200 capsules
1 pamphlet showing pictures

That the aforedescribed articles were manufactured by Colusa
Remedy Company and the circular prepared by said company and
addressed to "Dr. Druggist" relating to the aforedescribed
articles were shipped on or about July 20, and August 2, 1945,
by Railway Express Company from Hollywood, California to Tulsa,
Oklahoma, and said circular was mailed on or about July 21, 1945.

and sent by United States Mail from Los Angeles, California, to Tulsa, Oklahoma.

The court further finds that said article is misbranded within the meaning of 21 U.S.C. 342 (A)(3), in that it consists wholly or in part of a filthy substance by reason of the presence therein of beetles, larvae, insect fragments, rodent hairs and rodent excreta and that 36 bottles, 2 fluid ounce size, and 23 bottles, 4 fluid ounce size, of an Article labeled in Part "Coluss Natural Oil"; 58 bottles, 100 capsules each, and 34 bottles, 200 capsules each, of an Article labeled in Part "Coluss Natural Oil***in Capsules for Internal Use", and Circular entitled "Coluss Remedy Company" and addressed to "Mr. Drugist" relating to the aforescribed Articles, are subject to seizure and condemnation under 21 U.S.C. 334.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said

36 bottles, 2 ounce size
23 bottles, 4 ounce size
58 bottles, 100 capsules
34 bottles, 200 capsules
1 pamphlet showing pictures,

manufactured by Coluss Remedy Company, be and the same hereby are condemned, forfeited and confiscated.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the said

36 bottles, 2 ounce size
23 bottles, 4 ounce size
58 bottles, 100 capsules
34 bottles, 200 capsules
1 pamphlet showing pictures,

be destroyed and John P. Logan, United States Marshal for the Northern District of Oklahoma, be and he hereby is instructed and directed to destroy the aforescribed articles and circular and that the said John P. Logan, United States Marshal for the Northern District of Oklahoma is ordered and directed to report his acts under this order to this court within thirty (30) days from this date.

IT IS FURTHER ORDERED AND JUDGMENT OF THE COURT that the Plaintiff, United States of America, recover the costs of this action.

AND IT IS SO ORDERED.

Ray H. Savage
JUDGE

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

Elmer Koenitz, et al.,

Plaintiffs,

vs.

Homer E. Baldwin, et al.,

Defendants.

ENDORSED;
Filed Nov 26 1945
H. P. Garfield, Clerk
U. S. District Court

No. 1592 - Civil

ORDER

This matter coming on to be heard this 23rd
day of November, 1945; and it appearing that
plaintiff has heretofore filed a partial dismissal as to
the above styled action as to the the following described
property:

Lots Seven (7), Eight (8) and
Nine (9), Block Four (4),
Javine No. 2 Addition to
Skiatook, Oklahoma.

IT IS THEREFORE ORDERED, DECREED AND ADJUDGED
that said action be and is hereby dismissed as to said
property above described, without prejudice to the
continuance of this action as to all other properties here-
in involved.

H. Raycutt Lewis
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 OTTAWA COUNTY,
OKLAHOMA, containing approximately 72.80
acres, more or less; and William E. McAllister,
et al.,

Defendants.

CIVIL NO. 1135

ORDER FIXING TITLE, DECREESING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT NO.16 (40 FW 1227)

Now on this 29th day of November, 1945, there coming on for hearing
the application of the defendant, James J. Frazier, for an order fixing title,
decreasing just compensation and making distribution as to Tract No.16(40 FW 1227)
and the court being fully advised in the premises, finds:

That the defendant, James J. Frazier, was the owner of the land designated
as Tract No. 16 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 \$69.50 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 tract; and decreed that the owner and those having any right, title or in-
terest in and to said land, have and recover just compensation for the taking of
said easement.

The court further finds that the commissioners appointed by the court to
inspect, consider the injury and assess the damages sustained by reason of the
condemnation and appropriation of said tract on November 22, 1944, returned into
court their report assessing and awarding damages upon said Tract No. 16 in the
amount of \$86.00.

That the award of commissioners was made more than sixty (60) days prior hereto; that no demands for jury trial or exceptions to said report have been filed herein; that the award has become final and that distribution of the sum of \$86.00, the just compensation now on deposit in the registry of the court, should be made to this 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.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by this court that the defendant, James J. Frazier, was the owner of the land designated as Tract No. 16 (40 FW 1227) when this proceeding was commenced, and that the sum of \$86.00 is just compensation for the damages sustained by the defendant; and that said defendant is the only party having any right, title or interest in and to said just 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:

James J. Frazier, Fee Owner,
Tract No. 16 (40 FW 1227), \$86.00

W. Raymond Savage

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CIVIL NO. 1156 ✓

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

Defendants.

ORDER FIXING TITLE, DECREERING JUST COMPENSATION
AND MAKING DISTRIBUTION AS TO
TRACT NO. 24 (44 FW 1212)

Now on this 24th day of November, 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. 24 (44 FW 1212) and the Court being fully advised in the premises, finds:

That the title to the land designated as Tract No. 24 (44 FW 1212) was held in trust by the United States of America for Mary Keriho (principal owner) or in case of her death, for the use and benefit of her heirs, 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 \$6.50 for the taking of a perpetual flowage easement on said tract; 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 commissioners appointed by the court to inspect, consider the injury and assess the damages sustained by reason of the condemnation and appropriation of said tract on January 25, 1945, returned into court their report assessing and awarding damages upon said Tract No. 24 in the amount of \$6.50.

That said report was made more than sixty (60) days prior hereto; that no demands for jury trial or exceptions to said report have been filed herein; that the award has become final and that distribution of the sum of \$6.50, the just compensation now on deposit in the registry of the court should be made to the parties entitled.

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 Mary Kariho (principal owner) or in case of her death, for the use and benefit of her heirs, 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.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the title to the land designated as Tract No. 24 (44 FW 1212) was held in trust by the United States of America for the use and benefit of Mary Kariho (principal owner) or in case of her death, for the use and benefit of her heirs, when this proceeding was commenced and that the sum of \$6.50 is just compensation for damages sustained to said tract by reason of the taking of said easement by the petitioner; that the United States of America, for the use and benefit of Mary Kariho (principal owner) or in case of her death, for the use and benefit of her heirs, is the only person having any right, title or interest in and to said just 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: Treasurer of the United States of America
for the use of the heirs of Mary Kariho,
deceased, Owner, Tract No. 24 (44 FW 1212).....\$6.50

W. R. Savage

JUDGE



IN SENATE
COMMISSIONERS OF LANDS AND MINES

Herbert ... et al.	}	
	}	
	}	1925 Civil
... et al.	}	
	}	
	}	Defendants.

REPORT

On the 30th day of ... 1915 ... the ... by ...
 A. ... their attorney and ... also the Intervenor United States
 of ... by ... United States ... for the Northern District
 of ... Justice ... also appointed by the Court to
 represent all of the defendants ... the military service of
 the United States, ... the defendants ... a corporation and ...
 a corporation and ... a corporation, ...
 ... their attorney and the plaintiffs ... present to the Court the
 report of the Commissioners ... and ...
 appointed on this ... of September 21, 1915 to partition the following
 described real estate in ... county, ... to-wit:

... of the southeast quarter of
 section 11, Township 31 North, Range 12 East,
 ... 40 acres, more or less;

all the following described real estate in ... county, ... to-wit:

... northwest quarter of the northwest quarter
 of the southwest quarter of section 14, ...
 ... 40 acres, more or less;

It is ordered that ... without ...
 said respective parcels of real estate ...
 and the Court ... Commissioners ...
 law and ... that ...
 they viewed said real estate and ...
 required by ...
 they appraised the first above described real estate subject to the ... and

lease, casing and contract and grading and permitting lease held by
the defendants center oil and gas company and Phillips Petroleum Company
and he is ordered and directed to sell the above described real estate
in a public sale for not less than 2/3 of 10.00, the
appraised value fixed by said commissioners; that he advertise said
real estate in some newspaper in Delaware County, Missouri authorized
to make legal publications, for 30 days and sell the same at public
auction to the highest bidder for cash in hand at the east front door
of the Court House at Jay, Delaware County, Missouri, the county in
which said real estate is located, both sales to be subject to the approval
of this court, and he is ordered to report his sale to this court and a certified
copy of this order shall be his authority to act in the premises.

Ray H. Perry
Attorney at Law District Judge

..
H. J. Tussing
Attorney for plaintiffs

..
Martin J. Egan
Attorney for defendants in the
Military Service

..
William J. Holliman
Attorney for defendants center
oil and gas company and Phillips
Petroleum Company

.. as to costs:
W. H. Maury
Attorney at Law for the
Northern District of Missouri.

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
124.0 acres, more or less; and Alta
Foust, et al.,

Defendants.

CIVIL NO. 1076

FILED
DEC 13 1945

W. WARFIELD
CLERK U.S. DISTRICT COURT

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 26
(13 - FW-825)

Now, on this 3rd day of Dec, 1945, there
coming on for hearing the application of the defendant E. E. Shipley
for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. 26 (13 - FW-825)
and the Court being fully advised in the premises, finds:

That the defendant E. E. Shipley is
the owner of the land designated as Tract No. 26 (13 - FW-825)
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 \$ 24.00 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 a perpetual flowage easement upon and over said land.

The Court further finds that the defendant **E. E. Shipley**, 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 \$ 24.00 which was accepted by the petitioner.

The Court further finds that the sum of \$ 24.00 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 **E. E. Shipley**

the owner of the land designated as Tract No. 26 (13 - FW-825) when this proceeding was commenced, and that the sum of \$ 24.00

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: **E. E. Shipley, fee owner, . . . \$24.00.**

(s) Royce G. Savage
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 220.30
acres, more or less; and T. L. Robinson,
et al.,

Defendants.

CIVIL NO. 1201 ✓

FILED
DEC 23 1945

H. P. WARFIELD
CLERK OF DISTRICT COURT

ORDER APPOINTING COMMISSIONERS

Now, on this 3rd day of December, 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. 258 (a) to 258 (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 (58 - FW-1639)

Flowage Easement

All of the South 20.0 acres of the West 24.60 acres of Lot 14, and all of the East 18.70 acres of Lot 14, in Sec. 25, T 28 N, R 22 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 34.7 acres.

TRACT NO. 2 (58 - FW-1640)

Flowage Easement

All that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 25, T 28 N, R 22 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, containing approximately 22.3 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 7.2 acres.

TRACT NO. 3 (58 - FW-1641)

Flowage Easement

All that part of the south 20.0 acres of Lot 13 in Sec. 25, T 28 N, R 22 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, containing approximately 20.0 acres.

TRACT NO. 4 (58 - FW-1642)

Flowage Easement

All of the north 14.30 acres of Lot 13, and all of the north 4.60 acres of Lot 14 of Sec. 25, T 28 N, R 22 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 15.60 acres, including the bed and banks of Neosho River adjacent to said north 14.30 acres of Lot 13 and said north 4.60 acres of Lot 14.

TRACT NO. 5 (55 - FW-1643)

Flowage Easement

All that part of the SW 10.0 acres of the south 40.0 acres of Lot 12, and all that part of the east half of the south 40.0 acres of Lot 12 in Sec. 25, T 28 N, R 22 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 26.8 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said SW 10.0 acres of the south 40.0 acres of Lot 12, and all that part of said east half of the south 40.0 acres of Lot 12 lying above Elev. 756.1 Sea Level Datum, containing approximately 0.2 acres.

TRACT NO. 6 (58 - FW-1644)

Flowage Easement

All of the north 3.5 acres of Lot 12 in Sec. 25, T 28 N, R 22 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 3.3 acres, including the bed and banks of Neosho River and any and all accretion thereto, except that portion on which the Grand River Dam Authority has acquired the right of flowage.

TRACT NO. 7 (58 - FW-1645)

Flowage Easement

All that part of the $S\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 25, T 28 N, R 22 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 17.8 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said $S\frac{1}{2}$ SW $\frac{1}{4}$ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 30.8 acres.

TRACT NO. 8 (58 - FW-1708)

Flowage Easement

All that part of the $S\frac{1}{2}$ of Lot C in Block 11 as shown on the dedication plat of Central Addition to the original townsite of Miami in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.2 acre.

Easement for Intermittent
Flowage During Flood Periods

All that part of said $S\frac{1}{2}$ of Lot C, lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum, containing approximately 0.2 acre.

TRACT NO. 9 (58 - FW-1709)

Flowage Easement

All that part of the $S\frac{1}{2}$ of Lot B and all that part of the $N\frac{1}{2}$ of Lot C in Block 11 as shown on the dedication plat of Central Addition to the original townsite of Miami in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.4 acre.

Easement for Intermittent
Flowage During Flood Periods

All that part of said $S\frac{1}{2}$ of Lot B and all that part of said $N\frac{1}{2}$ of Lot C lying between Elev. 756.1 Sea Level Datum and Elev. 730.0 Sea Level Datum, containing 0.4 acre.

TRACT NO. 10 (58 - FW-1710)

Flowage Easement

All that part of Lot A and all that part of the $N\frac{1}{2}$ of Lot B in Block 11 as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.2 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said Lot A and all that part of said $N\frac{1}{2}$ of Lot B lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum, containing approximately 0.7 acre.

TRACT NO. 11 (58 - FW-1711 Rev.)

TRACT "A"

Easement for Intermittent
Flowage During Flood Periods

All that part of the west 263 feet of the east 60 rods of Lot 6 in Section 30, T 28 N, R 23 E of the Indian Base and Meridian, Quapaw Survey in Ottawa County, Oklahoma, lying below Elevation 760 Sea Level Datum, containing approximately 4.0 acres.

TRACT "E"

Flowage Easement

All that part of the east 60 rods less the west 263 feet thereof, and all that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, T 28 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 6.0 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said east 60 rods of Lot 6 less the west 263 feet thereof, and all that part of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying between Elevation 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 21.6 acres.

TRACT NO. 12 (58 - FW-1714 Rev.)

Flowage Easement

All that part of the unplatted portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ (lying south of Rockdale Boulevard and McKinley Boulevard as shown on the dedication plat of Rockdale County Club District of Miami) in Sec. 30, T 28 N, R 23 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, described as follows, to-wit:

"Beginning at a point 840.6 feet east of the SW corner of said NE $\frac{1}{4}$ NE $\frac{1}{4}$, thence North to the south boundary line of Rockdale Boulevard; thence southwesterly along the south boundary line of Rockdale Boulevard to the intersection with the south boundary of said NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence east along the south boundary of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ to the point of beginning" lying below Elev. 756.1 Sea Level Datum, containing approximately 0.3 acre.

Easement for Intermittent
Flowage During Flood Periods

All that part of the unplatted portion of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ described above lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum, containing approximately 0.2 acre.

TRACT NO. 13 (58 - FW-1715)

Flowage Easement

All that part of Rockdale Boulevard as shown on the dedication plat of Rockdale Country Club District of Miami, situated in the NE $\frac{1}{4}$ of Sec. 30, T 28 N, R 23 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum.

Easement for Intermittent
Flowage During Flood Periods

All that part of the parkway in said Rockdale Boulevard lying west of Elm Street as shown on the dedication plat of Rockdale Country Club District lying below Elev. 760.0 Sea Level Datum, containing approximately 0.1 acre, together with all that part of said Rockdale Boulevard lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum.

TRACT NO. 14 (58 - FW-1716)

Flowage Easement

All that part of the NE $\frac{1}{4}$ of Sec. 30, T 28 N, R 23 E, of the Indian Base and Meridian, in Ottawa County, Oklahoma, particularly described as follows:

"Beginning at a point 868.5 feet west of the Northeast corner of said Section and on the North boundary line of said Section; thence West 1045.5 feet to a point on North boundary line of said Section, 116 rods West of said Northeast corner of said Section; thence South 900 feet to the intersection with the North side of Brookside Drive and on the center line of Bay Street, as same is shown by the recorded plat of "Brookside Place", an Addition to the City of Miami; thence due East 125 feet; thence along a 6 degree and 45 minute curve to the right for 292.1 feet; thence along a 9 degree and 23 minute curve to the right for 464 feet to a point of tangent; thence Southeast 127.7 feet to an iron pin, being the intersection of the East side of Brookside Drive and the North line of Rockdale Boulevard, as shown by the recorded plat of Rockdale Country Club District; thence at an angle of 90 degrees to the left for 558.6 feet; thence on a 100 foot radius curve to the left for 151.1 feet; thence Northwest along the West side of Washington Drive 710.5 feet to a point of curve; thence to the right on a 12 degree and 20 minute curve 326.54 feet to the place of beginning, containing 28.78 acres, more or less, and being that part of Rockdale Country Club District platted as aforesaid and bounded on the North by the North line of said Northeast Quarter, on the West by the West line of said Addition, and on the South and East by Brookside Drive, Rockdale Boulevard and Washington Drive,"

lying below Elev. 756.1 Sea Level Datum, containing approximately 1.4 acres.

Easement for Intermittent
Flowage During Flood Periods

All that part of said NE $\frac{1}{4}$ as described above lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum, containing approximately 2.8 acres.

TRACT NO. 15 (58 - FW-1717)

Easement for Intermittent
Flowage During Flood Periods

All that part of the West 726 feet (44 rods) of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 30, T 28 N, R 23 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, containing approximately 0.5 acre.

TRACT NO. 16 (58 - FW-1718)

Easement for Intermittent
Flowage During Flood Periods

All that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying south and east of the K. O. & G. Railroad right-of-way in Sec. 19, T 28 N, R 23 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, containing approximately 0.4 acre.

TRACT NO. 17 (58 - FW-1719)

Easement for Intermittent
Flowage During Flood Periods

All those parts of the Parks lying in Blocks 7 and 8 as shown on the dedication plat of Edgewood-Place Addition to the original townsite of Miami, in Ottawa County, Oklahoma, including the avenue adjacent to said Parks and incident to the ownership thereof and including the bed and banks of Tar Creek adjacent to said Parks and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 18 (58 - FW-1719 A)

Easement for Intermittent
Flowage During Flood Periods

All that part of Lot 5 in Block 7 as shown on the dedication plat of Edgewood-Place Addition to the original townsite of Miami, in Ottawa County, Oklahoma, including the avenue adjacent to said Lot 5 and incident to the ownership thereof and including the bed and banks of Tar Creek adjacent thereto and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 19 (58 - FW-1719 B)

Easement for Intermittent
Flowage During Flood Periods

All that part of Lot 24 in Block 8 as shown on the dedication plat of Edgewood-Place Addition to the original townsite of Miami, in Ottawa County, Oklahoma, including the avenue adjacent to said Lot 24 and incident to the ownership thereof and including the bed and banks of Tar Creek adjacent to said Lot 24 and incident to the ownership thereof, lying below Elev. 760 Sea Level Datum.

TRACT NO. 20 (58 - FW-1719 C)

Easement for Intermittent
Flowage During Flood Periods

All that part of Lot 30 in Block 8 as shown on the dedication plat of Edgewood-Place Addition to the original townsite of Miami, in Ottawa County, Oklahoma, including the bed and banks of Tar Creek adjacent to said Lot 30 and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 21 (58 - FW-1719 D)

Easement for Intermittent
Flowage During Flood Periods

All that part of an unnamed and unnumbered tract of land situated between Lot 25 and Tar Creek in Block 8 as shown on the dedication plat of Edgewood-Place Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum including the bed and banks of Tar Creek adjacent to said unnamed and unnumbered tract of land and incident to the ownership thereof.

TRACT NO. 22 (58 - FW-1720)

Easement for Intermittent
Flowage During Flood Periods

All that part of the West 20 rods of Lot 6 in Sec. 30, T 28 N, R 23 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, containing approximately 1.2 acres.

TRACT NO. 23 (58 - FW-1721)

Easement for Intermittent
Flowage During Flood Periods

All that part of Lot 4 in Block 12 as shown on the dedication plat of Artesian Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, including all that part of the public way adjacent to Lot 3 and Lot 4 in said Block 12 and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 24 (58 - FW-1722)

Easement for Intermittent
Flowage During Flood Periods

All that part of Lot 5, and all that part of Lot 6, and all that part of Lot 9, and all that part of Lot 10 in Block 12 as shown on the dedication plat of Artesian Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, including all that part of the alley and public way adjacent to Lots 5 to 10, inclusive, in said Block 12, and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 25 (58 - FW-1723)

Easement for Intermittent
Flowage During Flood Periods

All that part of Lot 12 in Block 12 as shown on the dedication plat of Artesian Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, including all that part of the public way adjacent to said Lot 12 and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 26 (58 - FW-1724)

Easement for Intermittent
Flowage During Flood Periods

All that part of Lot 11 in Block 12 as shown on the dedication plat of Artesian Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, including all that part of the public way adjacent to said Lot 11 and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 27 (58 - FW-1726)

Easement for Intermittent
Flowage During Flood Periods

All that part of Lot 13 in Block 12 as shown on the dedication plat of Artesian Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, including all that part of the public way adjacent to said Lot 13 and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 28 (58 - FW-1727)

Easement for Intermittent
Flowage During Flood Periods

All those parts of Lots 3 to 9, inclusive, in Block 1, as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, including all that part of the street and avenue adjacent to said Lots 3 to 9, inclusive, and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 29 (58 - FW-1728)

Easement for Intermittent
Flowage During Flood Periods

All those parts of Lots 10 to 17, inclusive, in Block 1 as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, including all that part of the street and avenue adjacent to said Lots 10 to 17, inclusive, and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 30 (58 - FW-1729)

Flowage Easement

All that part of Lot 8, and all that part of Lot 9, and all that part of Lot 23, and all that part of Lot 24, and all that part of Lot 25, and all that part of Lot 26 lying below Elev. 756.1 Sea Level Datum, and all of Lot 10 in Block 2, as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, including all that part of the street and avenue adjacent to Lots 4, 5, 6, 7, 8, 9, 10, 23, 24, 25, 26, 27, and 28 in said Block 2, and incident to the ownership thereof, lying below Elev. 756.1 Sea Level Datum.

Easement for Intermittent
Flowage During Flood Periods

All those parts of said Lots 8 and 9 and all those parts of said Lots 23 to 26, inclusive, lying above Elev. 756.1 Sea Level Datum, all of Lots 1 to 7, inclusive, and all of Lots 11 to 22, inclusive, and all of Lots 27 to 34, inclusive, in said Block 2, including all those parts of the streets and avenues adjacent to said Lots 1 to 8, inclusive, 11 to 22 inclusive, and 26 to 34 inclusive, and incident to the ownership thereof, lying above Elev. 756.1 Sea Level Datum.

TRACT NO. 31 (58 - FW-1730)

Flowage Easement

All those parts of Lots 8 to 12, inclusive, lying below Elev. 756.1 Sea Level Datum and all of Lots 1 to 7, inclusive, and all of Lot 13 in Block 3 as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, including all those parts of the street and avenue adjacent to said Lots 1 to 8, inclusive, and Lots 12 and 13 and incident to the ownership thereof, lying below Elev. 756.1 Sea Level Datum.

Easement for Intermittent
Flowage During Flood Periods

All those parts of said Lots 8 to 12, inclusive, lying above Elev. 756.1 Sea Level Datum including all those parts of the street and avenue adjacent to Lots 7 to 12, inclusive, in said Block 3 and incident to the ownership thereof, lying above Elev. 756.1 Sea Level Datum.

TRACT NO. 32 (58 - FW-1731)

Flowage Easement

All those parts of Lots 1 to 16, inclusive, lying below Elev. 756.1 Sea Level Datum, and all of Lots 17 to 32, inclusive, in Block 4 as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, including all that part of the street and avenues adjacent to said Lots 1 to 16 and 17 to 32, inclusive, and incident to the ownership thereof, lying below Elev. 756.1 Sea Level Datum.

Easement for Intermittent
Flowage During Flood Periods

All those parts of said Lots 1 to 16, inclusive, lying above Elev. 756.1 Sea Level Datum, and all that part of the street and avenues adjacent to said Lots 1 to 16, inclusive, and incident to the ownership thereof, lying above Elev. 756.1 Sea Level Datum.

TRACT NO. 33 (58 - FW-1731 A)

Flowage Easement

All of Lot F in Block 11 as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, including all that part of the street and avenue adjacent thereto and incident to the ownership thereof.

TRACT NO. 34 (58 - FW-1732 Rev.)

Easement for Intermittent
Flowage During Flood Periods

All of Block 5 as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, including all that part of streets and avenues adjacent thereto and incident to the ownership thereof.

TRACT NO. 35 (58 - FW-1733)

Easement for Intermittent
Flowage During Flood Periods

All that part of Lot 1 and all that part of Lot 2 in Block 6 as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, and all that part of the street and avenue adjacent to said Lots 1 and 2 and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 36 (58 - FW-1736)

Easement for Intermittent
Flowage During Flood Periods

All those parts of Lots 1 to 8, inclusive, in Block 7 as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, including all that part of the street and avenue adjacent to said Lots 1 to 8, inclusive, and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 37 (58 - FW-1737)

Easement for Intermittent
Flowage During Flood Periods

All those parts of Lots 9 to 12, inclusive, in Block 7 as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 760.0 Sea Level Datum, including all that part of the street and avenue adjacent to said Lots 9 to 12, inclusive, and incident to the ownership thereof, lying below Elev. 760.0 Sea Level Datum.

TRACT NO. 38 (58 - FW-1738)

Easement for Intermittent
Flowage During Flood Periods

All of Block 8 as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, including all that part of the streets and avenues adjacent thereto and incident to the ownership thereof.

TRACT NO. 39 (58 - FW-1739)

Flowage Easement

All that part of Lot 13, and all that part of Lot 14, and all that part of Lot 15, and all that part of Lot 24, in Block 9 as shown on the dedication plat of Central Addition to the original townsite of Miami, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, including all that part of the street and avenues adjacent to Lots 13, 14, 15, 12 and 24 in said Block 9 and incident to the ownership thereof, lying below Elev. 756.1 Sea Level Datum.

Easement for Intermittent
Flowage During Flood Periods

All those parts of said Lots 13 to 15, inclusive, all that part of said Lot 24 lying above Elev. 756.1 Sea Level Datum, and all of Lots 1 to 12, inclusive, and all of Lots 16 to 23, inclusive, in said Block 9 including all that part of the streets and avenues adjacent to said Lots 1 to 13, inclusive, and 15 to 24, inclusive, and incident to the ownership thereof, lying above Elev. 756.1 Sea Level Datum.

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 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 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 Kenneth Crouch of Tulsa County, Oklahoma; T. B. Brant of ✓ County, Oklahoma; and T. B. Harp of Craig 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 10th day of December, 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.

(s) Ray W. Savage
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 41.82 acres,
more or less; and mesa Grande Yacht Club, now
known as Cherokee Yacht Club, et al.,

Defendants.

CIVIL NO. 1176

ORDER FIXING TITLE, DECREETING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT NO. 28 (34 FW 1140)

Now, on this 5th day of June, 1945, there
coming on for hearing the application of the defendants, Kathryn Waite Thomas,
A. F. Thomas and Barbara Lloyd Jones, for an order fixing title, decreeing
just compensation and making distribution as to Tract No. 28 (34 - FW-1140),
and the Court being fully advised in the premises, finds:

That the defendant Kathryn Waite Thomas was the owner of the land
designated as Tract No. 28 (34 - FW-1140) 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 \$200.00 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 tract of 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 perpetual flowage
easement.

The Court further finds that the defendant Kathryn Waite Thomas, 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 \$200.00, which was accepted by
the petitioner.

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

That the defendant, Kathryn Waite Thomas, by deed of June 23, 1944, conveyed to A. B. Thomas the fee simple title to the lands designated herein as Tract No. 28 (34 - FW-1140) and agreed that her said grantee should receive the just compensation for the taking of said tract of land.

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 A. B. Thomas.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant Kathryn Waite Thomas was the owner of the land designated as Tract No. 28 (34 - FW-1140) when this proceeding was commenced, and that the sum of \$200.00 is just compensation for the damages sustained by the defendant; and that said defendant, A. B. Thomas, is the only person having any right, title or interest in and to said just 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 No. 28, as follows, to-wit:

TO: A. B. Thomas, present fee owner, . . . \$200.00.

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.

CIVIL NO. 1191

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

Defendants.

ORDER FIXING TITLE AND MAKING DISTRIBUTION
AS TO TRACT NO. 13 (56 - FW-1604)

Now, on this 5th day of December, 1945, there
coming on for hearing the application of the defendants, Jennie M. Rice,
James F. Street and Josephine R. Street, for an order fixing title and making
distribution as to Tract No. 13 (56 - FW-1604), and the Court being fully
advised in the premises, finds:

That the defendant Jennie M. Rice was the owner of the land desig-
nated as Tract No. 13 (56 - FW-1604) 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 \$529.00 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 tract of 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 perpetual flowage easement.

The Court further finds that just compensation for the taking of said
perpetual flowage easement upon and over said tract of land was fixed by stipu-
lation made and entered into by and between the petitioner and said defendants,
and by order of this Court, in the amount of \$637.50; that \$137.50 of said
amount has heretofore been distributed to the parties entitled thereto and that

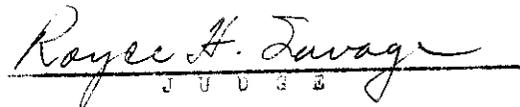
there is now on deposit in the registry of the Court the sum of \$500.00 which should be distributed to the persons entitled thereto.

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

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by this Court that the defendant Jennie M. Rice was the owner of the land designated as Tract No. 13 (53 - NW-1604) when this proceeding was begun and that she is the only person having any right, title or interest in and to that part of said just compensation remaining on deposit.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Clerk of this Court, he, 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: Jennie M. Rice, fee owner of Tract No. 13
(53 - NW-1604) \$500.00.



J U D G E

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

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

vs.

A. S. WHITELOCK, an Individual, d/b/a
WHITLOCKS GROCERY,
Defendant.

Civil No. 1308

FILED
NOV 21 1945
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

JUDGMENT IN CONTEMPT PROCEEDINGS

On this the 21st day of November, 1945, there came on for hearing the application for citation of contempt of court filed by Chester Bowles, Administrator, as plaintiff herein, and the response of the defendant filed herein, and the plaintiff being present by his attorney, James T. Steil, and the defendant, A. S. Whitlock, being present in person and by his attorneys, Joe B. Houston and Gerald B. Klein, and both parties announced ready for trial, the Court proceeded to hear the evidence of witnesses and argument of counsel, and the Court being fully advised, and on consideration, finds that the defendant has been guilty of contempt in that he has violated the order of injunction made and entered on June 4, 1945, in this action.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the defendant, A. S. Whitlock, is adjudged to be in contempt of court in that he has violated the injunction order made and entered by this Court on the 4th day of June, 1945. However, no fine or penalty is imposed on the defendant, but the defendant is given a period of twelve months from this date to purge himself of contempt of this Court; that if the defendant has substantially complied with the terms and conditions of the order of injunction made and entered on June 4, 1945, then in that event the defendant will be declared as purged of contempt of this Court but the order of injunction shall remain in full force and effect.

[Signature]

J U D G E

O.K. as to form:

[Signature]

Attorney for Plaintiff

[Signature]
[Signature]

Attorneys for Defendant

THE HONORABLE SUPREME DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA.

Martin England, Plaintiff,
vs
Juanita England, nee England,
Jessie England, nee England,
Mary Gray, nee England, Ada
McClain, nee England, and Betty
Jean Robertson, nee England, and
the Unknown Heirs, Executors,
Administrators, devisees, Claimants,
Trustees and Assigns, both legitimate
and remote of Charles England, deceased
Cherokee Indian, roll no. 19900,
and of Mary England, nee Crittendon,
deceased Cheerokee Indian, roll no.
19010, and the State of Oklahoma, and
the United States of America, Defendants,
The United States of America, Intervener.

No. 1635,
Civil.

FILED
OCT 13 1915
H. P. WARFIELD
CLERK OF DISTRICT COURT

CHARLES A. FLOYD, Attorney for Plaintiff Martin England.

Now on this the 5th day of December, 1915, there coming on for hearing the motion of the undersigned Martin England, for an order approving the sale of real estate made in the above action on the 20th day of November, 1915, by the United States Marshal for the Northern District of Oklahoma, a return and report of said sale being heretofore filed in this court, plaintiff appearing by his attorney John C. Robertson; the United States of America appearing by the Hon. Wm. E. Quay, United States District Attorney of the Northern District of Oklahoma, who appeared as well for all of the restricted Indian parties to this action, viz: the plaintiffs and the named defendants in the caption hereof;

And the court having heard said motion, and having examined said return, and being fully advised, finds that said Marshal, after advertising the same in all particulars, as required by law and as provided by the orders of this court, sold the lands described in said return for the total sum of \$413.00, the same being within the several appraised prices as fixed by the Commissioners appointed by this court to partition or appraise the

same, and that said sale was made in all particulars, as provided by 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 that distribution of said funds should be made by the United States Marshal:

IT IS, therefore, ORDERED, ADJUDGED and DECREED by the Court, that said sale be made by the United States Marshal, of the following lands in Washington County, Oklahoma, to-wit:

The 20.10 acres of Lot 3, Section 1, Township 26 North, Range 13 East, appraised in the sum of \$125.00, sold for \$84.00; and

The north 20.08 acres of Lot 2, Section 1, Township 26 North, Range 13 East, appraised in the sum of \$250.00, sold for the sum of \$167.00; and

The West Half of the Southwest Quarter of the Southeast Quarter of Section 36, Township 27 North, Range 13 East, appraised in the sum of \$350.00, sold for the sum of \$167.00:

in all, the total sum of \$418.00, be and the same is in all things approved and confirmed and made firm and effectual, forever, and the purchasers at said sale, Helen Tyler Beechey and Scott Beechey, Jr., wife and husband, as ~~joint tenants, not tenants in common,~~ ^{et al} ~~with right of survivorship,~~ be subrogated to the rights of all the parties to this action, for the protection of their said title.

IT IS FURTHER ORDERED, ADJUDGED and DECREED, by the Court that said United States Marshal, One. P. Logan, pay to the Clerk of this Court the entire sum received from said sale, to-wit: \$418.00 to be by the said Clerk placed in the Registry of this Court.

IT IS FURTHER ORDERED, ADJUDGED and DECREED, by the Court that said United States Marshal make, execute and deliver to the said purchasers a proper conveyance, conveying said lands to the said purchasers a proper conveyance, conveying said lands to said purchasers, aforesaid, as heretofore set out, and in accordance with the previous orders of this Court made in this action.

IT IS FURTHER ORDERED, by the Court that the Clerk of this Court retain out of said funds all the costs of this case, ~~including~~ ^{incurred in this case} ~~the costs relating to the State Court before its removal to this Court.~~ in the sum of 103.80

That he pay to John T. Severson the sum of \$50.00, his reasonable attorney's fee in this action, now herin allowed;

IT IS FURTHER ORDERED, ADJUDGED and decreed by the Court that the Clerk pay to the Honorable Geo. C. Logan the sum of \$16.86, being the said Marshal's expense incurred in making said sale.

IT IS FURTHER ORDERED by the Court that the sum of \$15.50 being the costs incurred in the State Court prior to its transfer, together with the further sum of \$26.00, the cost of publication paid to the Morning Examiner, Bartlesville, Oklahoma, in all the sum of \$41.50 be paid to John W. Beverson, said sums having been paid by him.

IT IS FURTHER ORDERED by the Court that, after making the foregoing distribution, that the balance remaining in his hands be distributed by check payable to the Treasurer of the United States of America and sent to the J. L. Baker, Disbursing Agent, of the Five Civilized Tribes, Muskogee, Oklahoma, for the use of the parties to this action, their interest in said sum of money being, as follows, to-wit:

- To the Plaintiff, Martin England, 1/8;
- To the Defendants: Juanita Fogleman, nee England, 1/8;
- Lucy Clay, 1/8;
- Ada Colein, 1/8;
- Betty Jean Robison, 1/8;
- Jennie Freeman, 1/8.

IT IS FURTHER ORDERED that the United States Marshal file with the Clerk of this Court a report of his disbursements, made under this order.

*CK as to form
with Mary
U.S. Atty.*

W. Royal Savage
United States District Judge.

STATE OF OKLAHOMA, ex rel, State Highway
Commission of Oklahoma

Petitioner

v.

3.02 Acres of land in Frisco County, Okla-
homa, and MONTEY FRANCIS TAYRIEN, et al

Defendants

No. 1424 - Civil

FILED
NOV 19 1945

H. P. WARFIELD
CLERK OF DISTRICT COURT

ORDER APPROVING REPORT OF COMMISSIONERS,

AND MAKING DISTRIBUTION.

Now on this 18th day of November, 1945, this cause comes on for hearing upon the application of the petitioner for an order approving the Report of Commissioners filed herein, and the Court having examined the files in said cause, finds, that by order of the Court made and entered on the 22nd day of March, 1945, Grover Burch, Fred S. Spies, and H. S. Wilkins, all of Bartlesville Oklahoma, were duly appointed as commissioners to inspect the real estate involved herein and to consider and appraise the damage and injury, if any, which the defendants would sustain by the appropriation of their land and the damage done to the remainder; and it further appearing to the Court that said commissioners have filed their report herein appraising the damage to the landowners and the tenant thereof, in the total sum of \$812.90, which sum has been paid into the registry of the Court by the petitioner. The Court further finds that no objection to said report or demand for jury trial has been filed by the defendants and that the time within which exceptions might have been filed thereto has elapsed and that said report should be approved and confirmed in all particulars, and distribution should be made of said sum of \$812.90 to the persons entitled thereto.

The Court further finds that each of said commissioners should be allowed a fee of \$10.00 for his services and that said fees should be taxed as costs in this case and paid by said petitioner. The Court further finds that the taking of the real estate described in the petition filed herein should be approved and the title of said petitioner thereto, confirmed.

The Court further finds that the sum of eight hundred dollars (\$800.00) which has been paid into the registry of the Court by the petitioner should be disbursed by the Clerk of the Court in the following manner, to-wit:

\$25.00 to T. C. Hill, the tenant of the land, and
Treasurer of the United States and he forwarded to the
\$775.00 to the Superintendent of the Osage Indian Agency
at Pawhuska, Oklahoma, for the use and benefit
of the persons lawfully entitled thereto.

IT IS THE ORDER OF THE COURT, SOLEMNLY ADVISED AND BELIEVED BY THE COURT, that the Report of Commissioners filed herein be, and the same is hereby approved and confirmed in all particulars and the Clerk of the Court is ordered and directed to pay to T. C. Hill, the tenant of said land, *Treasurer of the United States and forward to the* the sum of \$25.00 and to pay to the Superintendent of the Osage Indian Agency at Pawhuska, Oklahoma, the sum of \$775.00 for the use and benefit of the persons entitled thereto in the proportion which their individual interest in the land involved herein bears to the sum of \$775.00.

IT IS THE ORDER OF THE COURT, SOLEMNLY ADVISED AND BELIEVED BY THE COURT, that said Commissioners be, and they are hereby allowed a fee of \$10.00, each, for their services, said fees to be taxed as costs and paid by the petitioner into ~~the registry of~~ the Court to be paid to said commissioners upon the receipt thereof by the Clerk of the Court.

IT IS THE ORDER OF THE COURT, SOLEMNLY ADVISED AND BELIEVED BY THE COURT, that the taking by petitioner of the real estate described in said petition be, and the same is hereby approved and the title of said petitioner in and to a perpetual easement over the first described tract and a temporary easement in and to the second described tract is hereby con-

filed; said real estate being described as follows, to-wit:

A strip, piece or parcel of land lying in the E $\frac{1}{2}$ SW $\frac{1}{4}$ 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 $\frac{1}{2}$ SW $\frac{1}{4}$, thence West along the North line of said E $\frac{1}{2}$ SW $\frac{1}{4}$ a distance of 30 feet, thence S 0°32' E a distance of 1649.5 feet to a point 27.0 feet West of the East line of said E $\frac{1}{2}$ SW $\frac{1}{4}$, 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°53' E a distance of 327.8 feet, thence Southwesterly on a curve to the left having a radius of 994.0 feet a distance of 290.4 feet to a point on the South line of said E $\frac{1}{2}$ SW $\frac{1}{4}$, 225 feet West of the SE corner of said E $\frac{1}{2}$ SW $\frac{1}{4}$, thence East along said South line a distance of 60 feet, thence Northeasterly on a curve to the right having a radius of 914.9 feet a distance of 272.4 feet, thence S 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 $\frac{1}{2}$ SW $\frac{1}{4}$, thence North along said East line a distance of 2005 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-foot section line right-of-way.

AND, a temporary borrow easement described as follows, to-wit:

A strip, piece or parcel of land lying in the E $\frac{1}{2}$ SW $\frac{1}{4}$ 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 a point on the East line of the permanent right-of-way for State Highway No. 23, a distance of 363.6 feet South of the North line of said E $\frac{1}{2}$ SW $\frac{1}{4}$, thence S 0°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°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.

Ram H. Lacey
Judge of the United States District Court

(S E A L)

H. P. Barfield, Clerk of the United States
District Court, Northern District of Oklahoma.

BY M. M. Ewing
Deputy

O. R. Mainard Kennedy,
Assistant Attorney General

defendant, A. S. Crompton, herein is also in contempt of court in that he has violated the hereinabove referred to order in the manner hereinafore set forth and is in contempt of court and that he also should be given twelve months from the date hereof in which to purge himself of this contempt.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that Jerry Smith and A. S. Crompton acting as his agent and manager is adjudged to be in contempt of court in that he has violated the injunction order made and entered by this Court on the 11th day of January, 1945. However, no fine or penalty is imposed upon Jerry Smith or A. S. Crompton, but they are given a period of five months from this date to purge themselves of contempt of this Court. Should Jerry Smith and A. S. Crompton have voluntarily complied with the terms and conditions of the order of injunction made and entered on the 11th day of January, 1945, then if they present they shall be declared as purged of contempt of this Court and the order of injunction shall remain in full force and effect.

Ray A. Savage
Clerk of the Court

C. S. as to [unclear]

James A. Stui
Attorney for Plaintiff

Henry G. Fisher
Attorney for Defendant

manner hereinabove set forth and is in contempt of court and that he also should be given twelve months from the date hereof in which to purge himself of this contempt.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that Jerry Smith and A. S. Crumpton acting as his agent and manager is adjudged to be in contempt of court in that he has violated the injunction order made and entered by this Court on the 11th day of January, 1945. However, no fine or penalty is imposed upon Jerry Smith or A. S. Crumpton, but they are given a period of twelve months from this date to purge themselves of contempt of this Court; that if the said Jerry Smith and A. S. Crumpton have substantially complied with the terms and conditions of the order of injunction made and entered on the 11th day of January, 1945, then in that event they shall be declared as purged of contempt of this Court but the order of injunction shall remain in full force and effect.

W. Raycraft Savage
UNITED STATES DISTRICT JUDGE

O.K. as to form:

James J. Steil
Attorney for Plaintiff

Harry L. Fish
Attorney for Defendant

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

Mollie Gibbs, et al.,
Plaintiff,
v.
The Unknown heirs, etc. of Wiley
Grayson, deceased, et al.,
Defendants,
United States of America,
Interveners.

No. 1495 Civil

Wiley
Nov. 12, 1945
H. P. Warfield, Clerk
U. S. District Court

JOURNAL ENTRY

This matter coming on for hearing this 5th day of November, 1945, in its regular order and the plaintiffs appearing by their Attorney, L. J. Burt, and the defendants, Emma B. Hoss and Walter B. Hoss, appearing by their attorney, J. B. Severson, and the United States of America by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and M. S. Robertson, Probate Attorney, appearing for restricted Indians, and the defendant, James Leonard, appearing by his attorney, W. L. Coffey, and the other defendants, appearing not, and the court being fully advised in the premises, finds that they and each of them have been properly served with notice of the pendency of this action and are wholly in default. The court after the introduction of the evidence and after being fully advised in the premises has filed herein its findings of fact and conclusions of law.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, that Wiley Grayson left as his sole and only heirs, the following:

Toche Grayson, surviving widow and five children, Nochey Grayson, Cecil Grayson Millie Grayson, sometimes known as Mollie Grayson, David Grayson and Wiley Grayson, Jr.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Wiley Grayson left as his sole and only heirs Mollie Grayson, Nochey Grayson, Cecil and David Grayson.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the title

and possession of the following described real estate, to-wit:

$\frac{1}{2}$ of $\frac{1}{2}$ of $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ and lot 1, Section 9,
Township 19 North, Range 10 East of the Indian
Base and Meridian, situated in Tulsa County,
Oklahoma, containing 42.07 acres, more or less,

$\frac{1}{2}$ of $\frac{1}{4}$ or $\frac{3}{8}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 7,
Township 19 North, Range 10 East of the Indian
Base and Meridian, situated in Tulsa County,
Oklahoma, containing 2 $\frac{1}{2}$ acres, more or less,

be, and the same is hereby forever settled and quieted in the
following persons in the following proportions set opposite their
names, to-wit:

Mollie Gibbs nee Grayson	undivided 1/8 interest
David Grayson	undivided 1/8 interest
Cecil Grayson	undivided 1/8 interest
Nochey Grayson	undivided 1/8 interest
John Edward Gibbs	undivided 1/8 interest
Robert Lee Gibbs	undivided 1/8 interest

and that their title is forever settled and quieted against all
claims or demands by said defendants or each of said defendants
to this action and all persons claiming or to claim under,
through or by them or any of them.

IT IS FU THE ORDERED, ADJUDGED & DECREED that the deed
of Cecil Grayson and Ada Grayson, his wife, and Mollie Gibbs and
George Gibbs, her husband, dated the 18th day of October, 1930,
and delivered to N. H. Hoss, recorded in book 944, page 222 in
the records of the County Clerk of Tulsa County, Oklahoma, and
the deed executed on the 27th day of April, 1931, by Noche Grayson,
Mollie Gibbs, nee Grayson, and George Gibbs, her husband, Cecil
Grayson and Nochey Grayson to N. H. Hoss, and the deed executed
by the Board of County Commissioners and delivered to James W. Hoss
dated the 20th day of July, 1942, and recorded in book 1322 at
page 318 of the records of the county clerk of Tulsa County,
Oklahoma, and the Agricultural lease executed on the 26th day of
July, 1941, by David Grayson, Mollie Gibbs and George Gibbs to
James Leonard which was recorded in book 1327, page 271, of the
records of the county clerk of Tulsa County, Oklahoma, and the
deed from Noche Grayson, Mollie Gibbs, nee Grayson, and George Gibbs,
her husband, Cecil Grayson and Nochey Grayson, dated the 27th day
of April, 1931, and recorded in book 876, page 253 of the records

of the County Clerk of Tulsa County, Oklahoma, and all other deeds or documents claimed by said defendants or any of them, be and the same are hereby cancelled and removed as clouds on the title of the said: Hollie Gibbs, David Grayson, Cecil Grayson, Mochey Grayson, John Edward Gibbs, Robert Lee Gibbs, in and to the said aforescribed premises.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said defendants, Emma E. Hoss and Walter E. Hoss, sole heirs of N. H. Hoss, and James Leonard and all other defendants in this cause and all persons claiming through, by or under them or any of them be, and they hereby are perpetually enjoined and forbidden to claim any right, title, estate or interest in or to said premises by virtue of any of said aforescribed deeds or either of them, hostile or adverse to the possession and title of said:

Hollie Gibbs,
David Grayson,
Cecil Grayson,
Mochey Grayson,
John Edward Gibbs,
Robert Lee Gibbs,

and that said defendants and each of them, and all persons claiming under them or any of them, are hereby perpetually forbidden and enjoined from commencing any suit to disturb the said:

Hollie Gibbs,
David Grayson,
Cecil Grayson,
Mochey Grayson,
John Edward Gibbs,
Robert Lee Gibbs,

in their possession and title to said aforescribed premises and from setting up any claim or interest adverse to their title or from disturbing them or any of them in their peaceable and quiet enjoyment of said premises.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that partition of said aforescribed real estate be made and that:

Leslie Smith,
E. C. Weber, and
Willard Cunningham

be and they hereby are appointed commissioners and upon taking the oath prescribed by law, shall proceed to make appraisement of the abovescribed premises and report to this court.

AND IT IS SO ORDERED.

Royce H. Long
JUDGE

O.K. as to form:

L. J. Burt
Attorney for Plaintiff

John S. Severson
Attorney for Defendants
None

Walter G. Mangan
United States Attorney

W. L. Coffey
Attorney for James Leonard

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

FILED
NOV 13 1946
U.S. DISTRICT COURT
NORTHEAST DISTRICT OF OKLAHOMA
MAY 1946

United States of America,

Defendant,

vs.

No. 1680 Civil

One 1941 Ford Pickup Truck,
Motor No. 1027,423,385X, 1680)
Pounds of Sugar, and Leonard)
W. Livesay.)

Plaintiff.

ORDER

NOW on this 12th day of December, 1946, there being presented to the Court a written consent entered into by Leonard W. Livesay, as plaintiff, by his attorneys, Eyer and Adams, and the defendant appearing by Carl W. Neuzy, United States Attorney, and John W. McGuire, Assistant United States Attorney. The court finds that said plaintiff having consented to the forfeiture of that certain 1680 pounds of sugar heretofore seized on July 24, 1946, by W. F. Ellis, John A. Reid, and Edgar A. Salomey, Investigators for the Alcohol Tax Unit, the court finds that said sugar was owned by Leonard W. Livesay, and the same should be forfeited to the United States of America.

The Court further finds that said 1680 pounds of sugar thus seized should be delivered to the Salvation Army of Tulsa, Oklahoma, upon presentation of the proper O.P.A. Certificate.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED
by the Court that a forfeiture, and the same is hereby
allowed as to the 1680 pounds of sugar thus seized;
it is further ordered, adjudged, and decreed by the
Court that said 1680 pounds of sugar be, and the same
is hereby ordered delivered to the Salvation Army of
Tulsa, Oklahoma, upon presentation by them of the proper
C.P.A. Certificate.

W. Ray H. Savage
JUDGE

C.G. AS TO FORM:

John W. McClure
Attorneys for Libellant.

Wm. Knight (Successor)
Attorneys for Claimants.

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
Plaintiff,)
vs.)
Jack Allred,)
Defendant.)

No. 1899 Civil

FILED
1945
H. P. WARFIELD
CLERK U. S. DISTRICT COURT

JUDGMENT

Now on this 12th day of December, 1945, there coming on for hearing pursuant to regular assignment for trial on the above entitled action, and the plaintiff appearing by Whit Y. Wauzy, United States Attorney, and John W. McCune, Assistant United States Attorney, for the Northern District of Oklahoma, and the defendant appearing not, the court finds that said defendant is in default.

The court having heard the evidence on behalf of the plaintiff finds that the defendant did on or about October 18, 1945, take and remove certain livestock which had been purchased by the plaintiff on behalf of one Victor Lasley, an unallotted restricted Osage Indian, without the consent and approval of the superintendent of the Osage Indian Agency. The court finds that said cattle had been returned to the superintendent and that by reason thereof all issues herein have been disposed of except the determination of costs, but that the plaintiff is entitled to a judgment for its costs herein expended.

It is therefore, ordered, adjudged, and decreed by the court that the plaintiff have judgment against the defendant, Jack Allred, for the sum of ~~\$22.00~~ as its costs herein.

Ray C. H. Savage
DISTRICT JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CIVIL NO. 1192

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA, containing approximately 180.50
acres, more or less; and Albert Walker,
et al.,

Defendants.

ORDER FIXING TITLE, DECREERING JUST COMPENSATION
AND MAKING PARTIAL DISTRIBUTION AS TO TRACT NO.
2 (57 FW 1577)

Now on this 12th day of December, 1945, there coming on for hearing the application of the defendant, H. G. Carrigan, for an order fixing title, decreasing just compensation and making distribution as to Tract No. 2 (57 FW 1577) and the Court being fully advised in the premises, finds:

That the defendant, H. G. Carrigan, the same person as G. H. Carrigan, was the owner of the land designated as Tract No. 2 (57 FW 1577) 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 \$257.00 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 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 easement.

The Court further finds that the defendant, H. G. Carrigan, 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 \$325.00, which was accepted by the petitioner.

The Court further finds that the sum of \$325.00 is just compensation for the injuries and damages sustained by said defendant; that the deficiency of \$68.00 has not been deposited in the registry of the court by petitioner, but that the sum of \$257.00 heretofore deposited by petitioner as the estimated just compensation should be distributed to the parties entitled.

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.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, H. G. Carrigan, being the same person as G. H. Carrigan, was the owner of the land designated as Tract No. 2 (57 FW 1577) when this proceeding was commenced, and that the sum of \$325.00 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.

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

TO: H. G. Carrigan, Owner,
Tract No. 2 (57 FW 1577).....\$257.00

Carroll H. Faraway

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; and Frances Quapaw, et al.,

Defendants.

CIVIL NO. 1222

FILED
DEC 15 1945

H. M. WARFIELD

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 13 (59 FW 1659)

and Tract No. 16 (59 FW 1662)

Now, on this 12th day of December, 1945, there
coming on for hearing the application of the defendant, **Albert Carlisle Smith,**
for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. 13 (59 FW 1659) and Tract No. 16 (59 FW 1662)
and the Court being fully advised in the premises, finds:

That the defendant, **Albert Carlisle Smith, was**
the owner of the land designated as Tract No. 13 (59 FW 1659) and 16 (59 FW 1662)
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 \$265.00; and \$109.50, **respectively** 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 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 easement**

The Court further finds that the defendant, **Albert Carlisle Smith**,
in writing, agreed to grant and sell to the pe-
titioner **a perpetual flowage easement upon and over**
said tract of land for the sum s of \$265.00; and \$109.50, **respectively;**
which **was** accepted by the petitioner.

The Court further finds that the sums of \$265.00; and \$109.50, **respectively,**
are
/ 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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that
the defendant, **Albert Carlisle Smith**, was
the owner of the land designated as Tract No. 13 (59 FW 1659) and Tract No. 16
(59 FW 1662)
when this proceeding was commenced, and that the sum s of \$265.00; and \$109.50,
are 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 Carlisle Smith, Owner,**
Tract No. 13 (59 FW 1659) and
Tract No. 16 (59 FW 1662).....\$374.50

Royce H. Savage
JUDGE

UNITED STATES OF AMERICA, vs:

THE PRESIDENT OF THE UNITED STATES OF AMERICA

(S.W.)

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

COMING:

WHEREAS, lately in the District Court of the United States for the Northern District of Oklahoma, before you, or some of you in a cause between Bertha Florence Sabin and H. R. Sabin, her husband, plaintiffs, and Home Owners' Loan Corporation, a corporation, George J. Overmyer and Brenda E. Overmyer, his wife, defendants, No. 1106, Civil, the judgment of the said district court in said cause, entered on September 20, 1944, was in the following words, viz:

* * * * *

"It is hereby ordered, adjudged and decreed that the plaintiffs, Bertha Florence Sabin and Milton Roe Sabin, take nothing, that the action be, and it hereby is, dismissed on the merits, that defendants, Home Owners' Loan Corporation, a corporation, George J. Overmyer and wife, Brenda E. Overmyer, have and recover from said plaintiffs their costs in this action and that said defendants have execution therefor."

As by the inspection of the transcript of the record of the said District Court, which was brought into the United States Circuit Court of Appeals, Tenth Circuit, by virtue of an appeal by Bertha Florence Sabin and H. R. Sabin, her husband, agreeably to the act of Congress, in such case made and provided, fully and at large appears;

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

On consideration whereof, it is now here ordered and adjudged by this court that the judgment of the said district court in this cause be and the same is hereby affirmed; that Home Owners' Loan Corporation, a corporation, and George J. Overmyer and Brenda E. Overmyer, his wife, appellees, have and recover of and from Bertha Florence Sabin and H. R. Sabin, her husband, appellants, their costs herein.

-- October 7, 1945.

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

WITNES, the Honorable HARLAN F. STONE, Chief Justice of the United States the 11th day of December in the year of our Lord one thousand nine hundred and forty five.

COSTS OF	Appellees:	ROBERT E. CLEGGHURST Clerk of the United States Circuit Court of Appeals, Tenth Circuit
Clerk	\$-- --	
Printing Record	\$-- --	
Attorney	<u>\$20.00</u>	
	\$20.00	

ENDORSED: Filed Dec 12 1945
H. B. WATFIELD, CLERK
U. S. District Court 12

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; and Mamie McFerron, et al.,

Defendants.

CIVIL NO. 1721

JUDGMENT OF DECLARATION OF TAKING

This cause coming on to be heard upon the motion of the petitioner, the United States of America, to enter a judgment on the declaration of taking filed in the above entitled cause on the 13th day of December, 1945, and for an order fixing the date when possession of the property herein described is to be surrendered to the United States of America, and upon consideration thereof, and of the condemnation petition filed herein, said declaration of taking, the statutes in such cases made and provided, and it appearing to the satisfaction of the Court:

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

SECOND: That a petition in condemnation was filed at the request of the Secretary of the Interior of the United States of America, the authority empowered by law to acquire the lands described in said petition, and also, under authority of the Attorney General of the United States.

THIRD: That said petition and declaration of taking state the authority under which, and the public use for which said lands were taken; that the Secretary of the Interior of the United States of America is the person duly authorized and empowered by law to acquire such lands as are described in the petition, for the use of the United States in connection with the management, operation, completion and full utilization of the Grand River Dam (Pensacola) Project in the State of Oklahoma, and that the

Attorney General of the United States is the person authorized by law to direct the institution of such condemnation proceedings.

FOURTH: That a proper description of the land sought to be taken, sufficient for identification thereof, is set out in said declaration of taking.

FIFTH: That said declaration of taking contains a statement of the estate or interest in said lands taken for said public use.

SIXTH: That a plan map showing the land taken is incorporated in said declaration of taking.

SEVENTH: That a statement is contained in said declaration of taking of a sum of money estimated by said acquiring authority to be just compensation for the estates taken in said lands, in the amount of \$2,153.00, and that said sum was deposited in the registry of this Court for the use of the persons entitled thereto, upon, and at the time of the filing of said declaration of taking.

EIGHTH: That a statement is contained in said declaration of taking that the amount of the ultimate award of compensation for the taking of said property, in the opinion of the Secretary of the Interior of the United States of America will be within any limits prescribed by Congress as to the price to be paid therefor.

IT IS THEREFORE, On this 13th day of December, 1945, ORDERED, ADJUDGED AND DECREED by this Court that a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables, and fixtures for the transmission of electric current, together with the perpetual easement and right to cut down, remove or trim any trees that may interfere with or endanger said transmission line or lines, or the maintenance or operation thereof, together with the perpetual easement, right and privilege to set the necessary guy and brace poles and anchors, and to attach all necessary guy wires thereto; 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 existing or hereafter established, on or across the

hereinafter described lands or adjoining the same or adjacent thereto, the lands upon which said easement is taken are situate, lying and being in the County of Ottawa, State of Oklahoma, and more particularly described by courses and distances, as follows, to-wit:

TRACT NO. 1 (312 - 13.1)

Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ SW $\frac{1}{4}$ of Section 31, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in said $S\frac{1}{2}$ SW $\frac{1}{4}$ 1582 feet East and 217.8 feet North of the SW corner thereof; thence North 132.2 feet to a point in said $S\frac{1}{2}$ SW $\frac{1}{4}$, 1582 feet East and 350 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said $S\frac{1}{2}$ SW $\frac{1}{4}$, 350 feet North of the SE corner thereof.

TRACT NO. 2 (312 - 13.2)

Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, 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 $\frac{1}{4}$ 350 feet North of the SW corner thereof; thence Easterly to a point 31 feet East and 350 feet North of the SW corner thereof; thence Southeasterly to a point 543.6 feet East and 100 feet North of the SW corner thereof, thence Easterly to a point in the East boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, 100 feet North of the SE corner thereof.

TRACT NO. 3 (312 - 13.3)

Perpetual Easement

A strip of land 100 feet in width in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, 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 $\frac{1}{4}$, 100 feet North of the Southwest corner thereof; thence Easterly to a point in the East boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$, 100 feet North of the SE corner thereof.

TRACT NO. 4 (312 - 14.1)

Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ $S\frac{1}{2}$ of Section 32, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, 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 $S\frac{1}{2}$ $S\frac{1}{2}$ 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said $S\frac{1}{2}$ $S\frac{1}{2}$ 100 feet North of the SE corner thereof.

TRACT NO. 5 (312 - 15.1)

Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ $S\frac{1}{2}$ of Section 33, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, 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 $S\frac{1}{2}$ $S\frac{1}{2}$ 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said $S\frac{1}{2}$ $S\frac{1}{2}$ 100 feet North of the SE corner thereof.

TRACT NO. 6 (312 - 16.1)

Perpetual Easement

A strip of land 100 feet in width in the $SW\frac{1}{4}$ $SW\frac{1}{4}$ of Section 34, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, 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 $SW\frac{1}{4}$ $SW\frac{1}{4}$ 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said $SW\frac{1}{4}$ $SW\frac{1}{4}$, 100 feet North of the SE corner thereof.

TRACT NO. 7 (312 - 16.2)

Perpetual Easement

A strip of land 100 feet in width in the $SE\frac{1}{4}$ $SW\frac{1}{4}$ and $SW\frac{1}{2}$ $SE\frac{1}{4}$ of Section 34, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, 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 $SE\frac{1}{4}$ $SW\frac{1}{4}$, 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said $SW\frac{1}{2}$ $SE\frac{1}{4}$, 100 feet North of the SE corner thereof.

TRACT NO. 8 (312 - 16.3)

Perpetual Easement

A strip of land 100 feet in width in the $SE\frac{1}{4}$ $SE\frac{1}{4}$ of Section 34, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, 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 $SE\frac{1}{4}$ $SE\frac{1}{4}$, 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said $SE\frac{1}{4}$ $SE\frac{1}{4}$, 100 feet North of the SE corner thereof.

TRACT NO. 9 (312 - 17.1)

Perpetual Easement

A strip of land 100 feet in width in the $W\frac{1}{2}$ $SW\frac{1}{4}$ of Section 35, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, 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 $W\frac{1}{2}$ $SW\frac{1}{4}$, 100 feet North of the SW corner thereof; thence Easterly to a point 66.5 feet East and 100 feet North of the SW corner thereof; thence Northerly to a point in said $W\frac{1}{2}$ $SW\frac{1}{4}$, 66.5 feet East and 220 feet South of the NW corner thereof; thence Easterly to a point in the East boundary of said $W\frac{1}{2}$ $SW\frac{1}{4}$, 220 feet South of the NE corner thereof.

TRACT NO. 10 (312 - 17.2)

Perpetual Easement

A strip of land in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, more particularly described as follows, to-wit:

Beginning at a point in the West boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ 170 feet South of the NW corner thereof; thence Southerly along the West boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 100 feet; thence Easterly to a point in the West boundary of the K.O. and G. Railway Right-of-Way 270 feet South of the North boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence Northeasterly along the West boundary of the K.O. and G. Right-of-Way a distance of 81 feet; thence Northeasterly to a point in the North boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ 367 feet East of the NW corner thereof; thence Westerly along the North boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 100 feet; thence Southwesterly to a point 170 feet South and 258 feet East of the NW corner thereof; thence Westerly to the point of beginning.

TRACT NO. 11 (312 - 17.3)

Perpetual Easement

A strip of land 50 feet in width in the NW $\frac{1}{4}$ of Section 35, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, as shown on the original plat of the Sharp-Whitobird Addition to the Town of Quapaw, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of Seventh Avenue at the intersection of the South boundary of Seventh Avenue and the center line of Virginia Street, thence North-erly along the center line of Virginia Street to the North boundary of Lot 3 of Block 21 and Lot 6 of Block 22 extended.

be and the same are hereby deemed to have been condemned and taken for the use of the United States of America, and it is hereby vested with the estates taken in said lands for the uses and purposes herein stated, and the right to just compensation for the property taken, upon the filing of the declaration of taking, vested in the persons entitled thereto, and the amount of compensation shall be ascertained and awarded in this proceeding and established by judgment herein pursuant to law; and

BE IT FURTHER ORDERED, ADJUDGED AND DECREED by this Court that the owners and those in possession or having any right, title or interest in and to the lands hereinabove described, surrender and deliver up possession of said lands to the United States of America for the purpose of exercising all of the rights and privileges herein acquired on or before the 12th day of November, 1945, and this cause is held open for such other and further orders, judgments and decrees as may be necessary in the premises.

1st Brown Broadus
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 DELAWARE COUNTY,
OKLAHOMA, containing approximately 124.0
acres, more or less; and Alta Foust, et al.,

Defendants.

CIVIL NO. 1076

FILED
DEC 14 1945

H. P. WARFIELD
CLERK OF DISTRICT COURT

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 3 (12 FW 809)

Now, on this 14th day of **December**, 1945, there
coming on for hearing the application of the defendant, **Lee Iseli,**

for an order fixing title, decreasing just compensation and making distri-
bution as to Tract No. **3 (12 FW 809)**

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

That the defendant, **Lee Iseli, was**

the owner of the land designated as Tract No. **3 (12 FW 809)**
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 \$ **2951.00** 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 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 easement**

The Court further finds that the defendant: **Lee Iseli,**
, 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 \$ **2550.00** which **was** accepted by the petitioner.

The Court further finds that the sum of \$ **2550.00. 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, **Lee Iseli,** was

the owner of the land designated as Tract No. **3 (12 FW 809)** when this proceeding was commenced, and that the sum of \$ **2550.00,**

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: **Lee Iseli, Owner,**
Tract No. 3 (12 FW 809).....\$2550.00

12 Ray C. Savage
J U D G E

It further appearing to this court that the petitioner has deposited in the Registry of this Court the sum of \$325.00, as the estimated just compensation for the taking of said estate in said Tract No. 17, and that said amount is now on deposit in the Registry of this Court.

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED by this Court that the stipulation entered into between the petitioner and the defendant, Edwin C. Zilar, fixing the just compensation to be paid for the taking of a perpetual easement for transmission line purposes upon and over the land designated as Tract No. 17 (306 - 45.5), and to enter upon the same from time to time in the performance of said acts, be, and the same is hereby approved in all respects.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by this Court that the petitioner, United States of America, shall pay into the Registry of this Court the sum of \$175.00, without interest, said sum being the deficiency between the just compensation herein fixed, in the amount of \$500.00, and the sum of \$325.00 deposited by the petitioner as estimated just compensation for the taking of said estate in said tract.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Clerk of this Court, be, and he is hereby directed to pay to the owner of said tract, Edwin C. Zilar, the sum of \$500.00 when the deficiency of \$175.00 has been deposited in the Registry of this Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said sum of \$500.00 shall be subject to all liens, encumbrances, and charges of whatsoever nature, existing at the time of said taking of said tract, 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 claiming as defendants, shall be payable out of and deductible from said sum.

W. Mayall 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 DELAWARE AND
OTTAWA COUNTIES, OKLAHOMA: containing
approximately 100.20 acres, more or less;
and A. G. Nicks, et al.,

Defendants.

CIVIL NO. 1129

F 11 11 1945
H. P. WARFIELD
CLERK OF DISTRICT COURT

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 13 (30 FW 1008)

Now, on this 17th day of December, 1945, there
coming on for hearing the application of the defendant, Ray W. Whitetree,

for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. 13 (30 FW 1008)

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

That the defendant, Ray W. Whitetree, was

the owner of the land designated as Tract No. 13 (30 FW 1008)
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 \$ 34.80 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 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 easement

The Court further finds that the defendant, **Ray W. Whitetree**,
in writing, agreed to grant and sell to the pe-
titioner **a perpetual flowage easement upon and over**
said tract of land for the sum of \$**34.80**,
which ~~was~~ accepted by the petitioner.

The Court further finds that the sum of \$ **34.80**, **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 W. Whitetree**, was

the owner of the land designated as Tract No. **13 (30 FW 1008)**
when this proceeding was commenced, and that the sum of \$ **34.80**,

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 W. Whitetree, Owner,**
Tract No. 13 (30 FW 1008).....\$34.80

Ray W. Sawyer
JUDGE

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTH RN DISTRICT OF OKLAHOMA

CHESTER BOWLES, ADMINISTRATOR
OFFICE OF PRICE ADMINISTRATION,
Plaintiff

vs.
John J. Phinney,
Defendant

CIVIL NO. 1627 ✓

ORDER OF DISMISSAL

On this 21st day of December, 1945, came on to be considered by the Court the Motion of the plaintiff to dismiss this cause at the cost of the defendant, and the Court, having considered said Motion, and the statement of counsel, finds that the claim of the plaintiff for damages against the defendant has been fully paid and satisfied, and that this cause should be dismissed at the cost of the defendant.

It is therefore Ordered by the Court that this cause be, and the same is hereby dismissed at the cost of the defendant.

APPROVED:

John J. D. Cobb
John J. D. Cobb
Attorney for Plaintiff

Wayne P. Savage
Wayne P. Savage
U. S. DISTRICT JUDGE

W. E. Green
W. E. Green
Attorney for Defendant

FILED
DEC 21 1945

H. E. WARFIELD
CLERK OF DISTRICT COURT

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

CHESTER BOWLMS, Administrator
Office of Price Administration

Plaintiff

vs

LOUIS W. JONES
6521 West Archer
Route 6, Box 539
Tulsa, Oklahoma

Defendant

CIVIL ACTION NO. 1665

J U D G M E N T

Now on this 21st day of Dec, 1945, the above entitled cause coming on for hearing on the pleadings herein and the Stipulation heretofore filed in this action and the Court being well and sufficiently advised in the premises that this Plaintiff is entitled to judgment against the defendant in the sum of \$48.42 together with the costs of this action.

It is, therefore, considered, ordered, adjudged and decreed that the Plaintiff do have and recover of and from the Defendant the sum of \$48.42, together with all costs of this action.

It is further ordered that in accordance with the Stipulation on file in this action that the Defendant be and he is hereby given until January 1, 1946 in which to pay the said judgment together with the costs of this action and it is further ordered that if said judgment be not paid on or before January 1, 1946, then that execution shall be issued herein for the total amount of this judgment including costs.

Wp
John W. Wade
for file

FILED
U. S. DISTRICT COURT

DEC 21 1945

H. P. WILKINSON
U. S. DISTRICT COURT

Ray coll. at page -
UNITED STATES DISTRICT JUDGE

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

CHESTER BOWLES, Administrator,
Office of Price Administration,

Plaintiff,

vs.

J. L. DIPPENBACKER, an Individual,

Defendant.

CIVIL NO. ¹⁰⁷¹ 1821

FILED
NOV 21 1945

J U D G M E N T

H. E. WATFIELD
Clerk of Court

On this 21st day of November, 1945, this matter came on to be heard pursuant to regular assignment. The plaintiff appeared by his counsel of record, James T. Steil, and the defendant appeared by his counsel of record, Thomas S. Harris. A formal stipulation, signed by the plaintiff, the defendant, and approved by counsel of record of the defendant was presented, wherein it was agreed that the defendant admitted the allegations as set forth in the complaint filed herein, waived answer, any and all defenses to the claims set forth in the complaint herein, and waived hearing, and findings of fact and conclusions of law.

The plaintiff and defendant further show the Court by the above referred to stipulation that since the violations had occurred, and since the filing of this law suit, Revised Ration Order No. 16 had been suspended, and that meat covered thereby was no longer rationed, and plaintiff and defendant joined in respectfully moving the Court to dismiss the above entitled cause upon payment of the cost of this action by the defendant.

And the Court, having heard statement of counsel, examined the stipulation filed herein, and being otherwise well and fully informed in the premises, finds that said cause should

be dismissed upon payment of the cost by the defendant.

It is further ordered, adjudged and decreed by the Court that the above entitled cause be, and is hereby dismissed without prejudice upon payment of the cost of this action by the defendant.

121 / Roger H. Savage
United States District Judge for the
Northern District of Oklahoma

O. B. Martin
O. B. Martin
District Enforcement Attorney
516 Key Building
Oklahoma City, Oklahoma

James T. Stell
James T. Stell
Food Enforcement Attorney
508 Key Building
Oklahoma City, Oklahoma

Approved as to Form:

Thomas S. Harris
Thomas S. Harris
Attorney for Defendant

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF OREGON

United States of America,

Plaintiff,

v.

Martha Washington Henderson,
et al.,

Defendants.

No. 1699 Civil

JUDICIAL ENTRY OF JUDGMENT

Now on this 21st day of December, 1945, the above entitled case coming on for trial pursuant to assignment and the plaintiff, United States of America, appearing by Whit Y. Gray, United States Attorney, and John L. McCune, Assistant United States Attorney, and the defendants Martha Washington Henderson, W. C. Brummond, and W. C. Rhodes, as guardian of Martha Washington Henderson appeared in and were judged in default.

The Court being advised that the defendants L. W. Syner, trustee, Lucille Harris have not been served ^{by} summons herein, the Court then ordered said action dismissed as to said defendants. The Court finds that the defendants Martha Washington Henderson, W. C. Brummond, and W. C. Rhodes, as guardian of Martha Washington Henderson were all served with summons more than twenty days prior to this date and not having filed any pleading herein are judged to be in default.

The Court further finds that the allegations of the plaintiff's complaint are true and that

the NE 1/4 of the NE 1/4 and the SE 1/4 of a 1/4 of Section 3, Township 22 North, Range 9 East, Coos County, Oregon,

was originally allotted to one Ore-to-se-se, Coos Allottee and that said property had at all times since said allotment been under the supervision of the Secretary of the Interior and has been restricted against alienation except by in the manner prescribed by law and that the title to said property has now been conveyed to one Merrell McCallister, a Coos Indian.

The Court further finds that on August 7, 1916, the defendant Martha Washington to-wah-s-he now Henderson executed a warranty deed to one R. C. Drummond upon said property and that the said R. C. Drummond recorded in Deed Book 20, Page 191, and that the defendant R. C. Drummond then executed a quit claim deed to Martha Washington Henderson recorded in Book 1, Page 463, of the records of Osage County, Oklahoma, and that both of said deeds were void and should be cancelled.

The Court further finds that the said Martha Washington Henderson is claiming and asserting some interest in said premises and did execute a deed to one Luella Harris and did receive a quit claim deed from the same Luella Harris and that the defendant Martha Washington Henderson did not at any time possess or have any interest in said land and that the claims asserted by the said Martha Washington Henderson are a cloud upon the title of said land and that the same should be cancelled and title to said premises quieted in the plaintiff.

The Court further finds that the plaintiff has filed its affidavit of non-military service and the same examined by the Court and has been approved and found correct.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED by the Court that the plaintiff have and recover judgment against the ^{defendants} ~~plaintiff~~ Martha Washington Henderson, D. G. Rhodes, the guardian of Martha Washington Henderson, and R. C. Drummond cancelling the aforesaid conveyances from Martha Washington Henderson to R. C. Drummond and from R. C. Drummond to Martha Washington Henderson and that the title to said premises be and the same is hereby quieted in the plaintiff and against the defendants and each of them and that said defendants or any person claiming by, through, or under them and each of them are forever barred, enjoined, and restrained from asserting any right, claim, interest, or title in or to said premises.

IT IS FURTHER ORDERED by the Court that the plaintiff have further judgment against the defendants and each of them for the sum of \$47.⁹⁴ costs.

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

CHESTER BOWLES, Administrator,
Office of Price Administration

Plaintiff,

vs.

GUDE BLAIR, AN Individual,
d/b/a/ Blair's Grocery.

Defendant.

Civil No. 1638 ✓

FILED

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

J U D G M E N T.

This matter came on for hearing in its regular order on this 6th day of November, 1945, pursuant to regular assignment. The plaintiff was represented by his counsel of record, James T. Steil, and the defendant appeared in person. Both sides announced ready for trial. Testimony was heard and witnesses examined in open Court.

The Court being well and fully advised in the premises finds that judgment should enter, all as prayed for in the Complaint filed herein.

IT IS THEREFORE, ORDERED, ADJUDGED, AND DECREED BY THE COURT, that the defendant, his agents, servants, employees and representatives and each of them, and any and all persons in active concert or participation with him, be, and are hereby permanently enjoined from directly or indirectly doing any act, or appear in violation of Revised General Ration Order 3A and the Amendments thereto issued heretofore or hereafter.

IT IS THEREFORE, ORDERED, ADJUDGED, AND DECREED BY THE COURT, that the defendant be required to pay the cost of this action.

U.S. District Judge for the
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 OTTAWA COUNTY,
OKLAHOMA, containing approximately 650.30
acres, more or less; and CERTAIN PERSONAL
PROPERTY LOCATED THEREON AND USED IN CON-
NECTION THEREWITH, and M. F. Garman, et al.,

Defendants.

CIVIL NO. 1168

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT No. 28 (51 FW 1382)
and Tract No. 29 (51 FW 1383)

Now, on this 26th day of December, 1945, there

coming on for hearing the application of the defendant^s, Claude E. Farley and

Ruth H. Farley,

for an order fixing title, decreeing just compensation and making distri-

bution as to Tract^s No. 28 (51 FW 1382) and No. 29 (51 FW 1383)

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

That the defendant^s, Claude E. Farley and Ruth H. Farley, were

the owner^s of the land designated as Tract^s No. 28 (51 FW 1382) and No. 29
(51 FW 1383)

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^s of \$12.00 and \$2.40, respectively, for the

taking of a perpetual flowage easement upon and over

said tract^s 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 tracts;

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, **Claude E. Farley and Ruth N. Farley**, 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 \$12.00 and \$2.40, respectively, which were accepted by the petitioner.

The Court further finds that the sums of \$12.00 & \$2.40, respectively, are just compensation for the injuries and damages sustained by said defendant

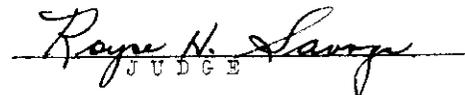
The Court further finds that no person, firm, corporation, or taxing subdivision of the state other than said defendants have any right, title or interest in and to said just compensation, except

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendants, **Claude E. Farley and Ruth N. Farley**, were the owners of the land designated as Tract No. 28 (51 FW 1382) and Tract No. 29 (51 FW 1383) when this proceeding was commenced, and that the sums of \$12.00 & \$2.40, respectively,

are 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

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:	Claude E. Farley and Ruth N. Farley, Owners,
	Tract No. 28 (51 FW 1382).....\$12.00
	Tract No. 29 (51 FW 1383)..... 2.40
	Total\$14.40


J U D G E

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

CHESTER BOGLES, Administrator,
Office of Price Administration,

Plaintiff

vs.

MARCIANO VILLARREAL and JOSEFA VILLARREAL
Co-Partners, d/b/a/ VILLARREAL GROCERY,

Defendants.

Civil No. 1509

J U D G E M E N T

On this 19th day of September, 1945, the above entitled cause came on for hearing before the undersigned Judge of the United States District Court, in and for the northern district of Oklahoma. The plaintiff appeared by his counsel of record, James T. Steil, and the defendant appeared in person and by his counsel of record Hal P. Rambo. Both sides announced ready for trial and the Court being fully advised in the premises, finds that a permanent injunction as prayed for in the complaint filed herein should be granted, and that at the expiration of six (6) months from the date hereof, upon motion by the defendant and his showing that the defendant has been in substantial compliance, the permanent injunction shall then be dissolved.

It is therefore ORDERED, ADJUDGED, AND DECREED, that the defendants, their agents, servants, employees and representatives, and each of them, and any and all persons in active concert or participation with them, be, and are hereby permanently enjoined from directly or indirectly doing any act or practice in violation of Revised General Order No. 51, Revised Maximum Price Regulation No. 423, Maximum Price Regulation No. 390, and Nation Order No. 13, and the amendments thereto issued heretofore or hereafter.

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

CHELSIE HOWLIS, Administrator,
Office of Price Administration,

Plaintiff,

vs.

V. E. ROBERTS, an Individual,
d/b/a/ Roberts Wholesale Meat
Distributors.

Defendant.

FILED
NOV 10 1945
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA
Civil No. 1527

J U D G M E N T.

This matter came on for hearing in its regular order on this 6th day of November, 1945, pursuant to regular assignment. Plaintiff was represented by his counsel of record James L. Steil and the defendant was represented by his counsel of record, Hugh H. Baker.

Both sides announced ready for trial and counsel for plaintiff and counsel for the defendant informed the Court that an agreement was reached whereby the defendant agreed he had violated the regulations as set forth in the complaint filed herein, and that \$145 would be a just and fair settlement of the damages sued for and asked the Court to enter judgment accordingly.

The Court being otherwise fully and well advised in the premises, finds that judgment should enter permanently, enjoining the defendant, his agents, servants, employees and representatives, and each of them, from directly or indirectly doing any act or practice in violation of Revised Maximum Price Regulations #148-169-389-398, and that the plaintiff should have and recover from the defendant, for and on behalf of the U.S., a money judgment in the sum of \$145.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT, that the defendant, his agents, servants, employees, and any and all persons in active concert or participation with him, be, and are hereby, permanently enjoined from directly or indirectly doing any act or practice in violation of Revised Maximum

Price Regulations #148-168-380 and 390 and the Amendments thereto issued heretofore or hereafter.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED BY THE COURT, that the plaintiff have and recover from the defendant V.H. Roberts, for and on behalf of the United States, a money judgment in the sum of \$145 and all costs of this action.

H. Raymond Savas
U.S. District Judge for the
Northern District of Oklahoma

Approved as to terms:

Hughes Baker
Hughes Baker
Attorney for Defendant

James F. Stoll
James F. Stoll,
Attorney for Plaintiff.

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

FILED
DEC 26 1945
H. B. WARFIELD
CLERK U. S. DISTRICT COURT

IN THE MATTER OF: J. G. Coman and
Joe Carlile, doing business as
Coman's Grill

Civil Action No. 1653

O R D E R

On this 12th day of September, 1945, this matter came on to be heard in its regular order upon the verified application of Chester Bowles, Price Administrator. The plaintiff was represented by his attorney of record, James T. Steil, and the respondent, J. G. Coman, appeared in person and by his counsel of record, Milsten & Milsten and Kenneth Nance. It appearing to the Court that the respondent, J. G. Coman, has been duly served with a notice of this hearing, and it further appearing to the Court that the respondent, J. G. Coman, has refused to permit the inspection and copying of certain documents called for by a duly issued Inspection Order of the Office of Price Administration served upon the respondent, J. G. Coman, on the 2nd day of August, 1945.

Upon statement of counsel for the defendant that he was willing for the Office of Price Administration to inspect any and all records called for and would submit them immediately for inspection, the Court finds that the Order as prayed for in the Application filed herein should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the respondent, J. G. Coman, produce for inspection and copying by Len Spencer or any other duly authorized and duly designated representative of the Office of Price Administration, the general sales ledger, sales ledger, copies of Oklahoma Sales Tax Reports, and any and all sales tax reports, and any and all books or other records pertaining to sales of meals or other foods by the said J. G. Coman and Joe Carlile, doing business as Coman's Grill, 1221 East 15th Street, Tulsa, Oklahoma, at the office of O. G. Butcher, 1411 Hunt Building, Tulsa,

Oklahoma, or, in the alternative, to produce all the above named records at the Office of Price Administration, 516 Key Building, Oklahoma City, Oklahoma, within a reasonable length of time, and there keep such records available during the ordinary business hours of the day for so long as may be reasonably necessary for such inspection and copying.

W. Royell Lamm
United States District Judge for the
Northern District of Oklahoma

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CIVIL NO. 1112

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,
OKLAHOMA, containing approximately 349.5
acres, more or less; and Bertha P. Weyl,
et al.,

Defendants.

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT NO. 16 (19 FW 781)

Now on this 28th day of December, 1945, there coming on for hear-
ing the application of Leo F. Hills and Mildred G. Hills for an order fixing
title, decreeing just compensation and making distribution as to Tract No.
16 (19 FW 781), and the court being fully advised in the premises, finds:

That on the 18th day of November, 1943, when this proceeding was
commenced, the defendants, F. V. Durbin and Nancy O. Durbin, were the owners
of the land designated as Tract No. 16 (19 FW 781); that the petitioner filed
a declaration of taking and deposited in the registry of the court the esti-
mated just compensation in the sum of \$200.00 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 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 easement.

That on the 14th day of November, 1944, the commissioners appointed
by the court to inspect, consider the injury, and assess the damages sustained
by reason of the condemnation and appropriation of said tract returned into
court their report assessing and awarding damages upon said tract No. 16 in
the amount of \$200.00.

That the award of commissioners was made more than sixty days prior
hereto; that no demands for jury trial or exceptions to said report have been

filed herein; that the award has become final and is now on deposit in the registry of the court and should be distributed to the parties entitled.

The court further finds that F. V. Durbin and Nancy O. Durbin who owned Tract No. 16 on the date this action was begun subsequently sold and conveyed said tract to the applicants, Leo F. Hills and Mildred G. Hills, and as a part of said transaction assigned to the applicants the condemnation award herein as evidenced by an assignment attached to the application and made a part thereof.

The court further finds that no person, firm, corporation, or taxing subdivision of the state, other than said applicants, have any right, title or interest in and to said just compensation.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this court that the applicants, Leo F. Hills and Mildred G. Hills are presently the owners of said tract by deed from F. V. Durbin and Nancy O. Durbin, and by assignment from said parties are entitled to the condemnation award, and that the sum of \$200.00 is just compensation for the damages sustained by the applicants, and that said applicants are the only persons having any right, title or interest in and to said just 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: Leo F. Hills and Mildred G. Hills,
Present Owners,
Tract No. 16 (19 FW 781).....\$200.00



JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CIVIL NO. 1168

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA, containing 650.30 acres, more
or less; and M. F. Garman, et al.,

Defendants.

ORDER FIXING TITLE, DECREEBING JUST COMPENSATION, AND
MAKING PARTIAL DISTRIBUTION AS TO TRACT NO. 3 (50 FW 1331)

Now on this 28th day of December, 1945, there comes on for hearing the application of the defendant, Johnson D. Hill, for an order fixing title and making partial distribution as to Tract No. 3, and the Court being fully advised in the premises, finds:

That the defendant, Johnson D. Hill, was the owner of the land designated as Tract No. 3 when this action was begun; that the petitioner filed a declaration of taking and deposited in the registry of this court the estimated just compensation in the sum of \$1,336.00 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 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 perpetual flowage easement.

That thereafter and on October 17, 1945, the just compensation for the taking of said perpetual flowage easement was fixed by order of this court pursuant to stipulation entered into by and between the defendant, Johnson D. Hill, and petitioner, United States of America, in the amount of \$2500.00.

The court finds the full amount thereof has been deposited in the registry of the court by the petitioner; that the sum of \$1,146.00 has heretofore been distributed to the defendant, Johnson D. Hill; that there remains on deposit for distribution to the parties entitled the sum of \$1,354.00.

The court further finds that no person, firm, corporation or taxing subdivision of the state other than the defendant, Johnson D. Hill, have any right, title or interest in and to said just compensation.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, Johnson D. Hill, was the owner of the land designated as Tract No. 3 when this proceeding was begun, and that said defendant is the only person having any right, title, or interest in and to said just compensation.

IT IS FURTHER ORDERED that the clerk of this court be, and he is hereby authorized and directed to make distribution of the balance of the just compensation now on deposit in the registry of this court, as follows, to-wit:

TO: Johnson D. Hill, Fee Owner.
Tract No. 3 (50 NW 1331).....\$1,354.00

Royce H. Savage
JUDGE

FILED
DECEMBER 1948
J. P. WARFIELD
CLERK OF DISTRICT COURT

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

Mystic Theatre, Inc.,

Plaintiff,

vs.

Griffith Amusement Company,
et al.,

Defendants.

No. 1266 - Civil

ORDER OF DISMISSAL

Now on this 27th day of December, 1948, it appearing to the Court that the parties have filed a Stipulation for Dismissal with Prejudice, and the Court, being advised in the premises, hereby dismisses the above-entitled suit with prejudice, and at costs to the Plaintiff.

STEPHEN CHANDLER

District Judge

RECORDED
FILED
Dec 28 1948
E. P. Harfield, Clerk
U. S. District Court

FILED

1914

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

RETURN

On this 12th day of December, 1914, the undersigned Clerk of the Court, in compliance with the order of the Court, has caused to be filed for the record the following description of land situated in said County, Michigan, to-wit:

Section 3 and 4 in Township 2, Range 14 West, County of St. Joseph, Michigan.

Section 3 and 4 of the Township of 2, Range 14 West, County of St. Joseph, Michigan.

The undersigned Clerk of the Court, in compliance with the order of the Court, has caused to be filed for the record the following description of land situated in said County, Michigan, to-wit:

Section 3 and 4 of the Township of 2, Range 14 West, County of St. Joseph, Michigan.

of \$9.61 thereof to and against said 174. In the said judgment of said Court the balance of 1870.43 and the Court has allowed the plaintiff, attorney for plaintiffs an attorney fee of 174.00 and expenses incurred by him in the sum of \$9.61, making a total of \$273.61; and the Court further finds that said sum for the consolidation of said issue should be paid. Clerk is directed to pay to said plaintiffs said sum of \$273.61, making a total of \$230.43 to be charged against said 1870.43 leaving a balance of 1640.00 in which said plaintiffs have and own one-third interest.

and the Clerk is directed to charge the other one-half of said costs or \$9.61 to said sum of \$230.43 for the balance of said sum leaving a balance of 760.32 in which the plaintiffs have and own one-fifth or 150.06 and the defendant... class has and owns four-fifths thereof or 600.26, and the Clerk is directed to pay said sum to the said... class.

and now the Clerk is directed to pay said balances of 1640.00 and 150.06, being a total of 1790.06 to the Treasurer of the United... and forward same to the Superintendent of the Five Civilized Tribes, of Muskogee, Oklahoma for the use and benefit of the plaintiffs, as follows:
 To the plaintiff Lillie Fish check third 1/3 of \$560.01
 To the plaintiff Jessie Washington 1/3 of ... \$373.34
 To the plaintiff Thomas Washington 1/3 of ... \$373.31
 leaving no balance in the hands of said Clerk.

(S) James H. Kavan
 Judge of United States District Court

H. F. Gulling
 Attorney for Plaintiff

James H. Kavan
 Attorney for Defendant

... as to ...
White & ...
 United States ...

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

CLESTER BOWLES, Administrator,
Office of Price Administration,

Plaintiff

vs.

BANFIELD BROTHERS PACKING COMPANY,
a Corporation,

Defendant.

Civil No. 1553

J U D G M E N T

This matter came on for hearing in its regular order on this 6th day of Nov., 1945, pursuant to regular assignment. The plaintiff was represented by his counsel of record, James T. Steil, and the defendant was represented by its counsel of record, W.J. Otjen and E.C. Spradling. Both sides announced ready for trial. Testimony was taken and witnesses examined in open Court. The Court being well and fully advised in the premises finds, that although the defendant had committed the acts and practices set forth in the Complaint filed herein, there was no reason to believe that the defendant would again violate in the future, and therefore, there was not sufficient grounds for the issuance of an injunction as prayed for in the Complaint filed hereinafter.

IT IS THEREFORE, ORDERED, ADJUDGED, AND DECREED, that the herein above entitled cause be, and is hereby dismissed, and that the defendant be not required to pay the costs of this action.

George H. Savage
U.S. District Judge for the
Northern District of Oklahoma

Approved as to Form:

Otjen & Spradling

By *W.J. Otjen*

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

Nana M. Cooper,

Plaintiff.

vs.

New York Life Insurance Company,
Defendant.

NO. 1559 CIVIL

J U D G M E N T

This cause came on to be heard before the Court on October 18, 1945, the parties appearing by counsel, whereupon a jury was waived, evidence was heard, the case was argued by counsel and taken under advisement. Thereafter the Court having filed findings of fact and conclusions of law, and having concluded that plaintiff is entitled to judgment for the principal amount sued for, with interest at six per cent (6%) per annum from July 27, 1943,

Now, on this 28th day of December, 1945, IT IS HEREBY ORDERED, ADJUDGED AND DECREED by the Court that plaintiff, Nana M. Cooper, recover of and from defendant, New York Life Insurance Company, the sum of Twelve Thousand, Five Hundred Ninety-Five and no/100 (\$12,595.00) Dollars, with interest at the rate of six per cent (6%) per annum from this date, and her costs of action, and that the plaintiff have execution therefor.

FILED
WORKING
DEC 28 1945

H. P. WALKER
CLERK OF COURT

Raymond D. ...
DISTRICT JUDGE.

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

Chester Bowles, Administrator
Office of Price Administration

Plaintiff

vs.

MRS. E. ZOROOR, Doing business
as HOLLYWOOD SHCP

Defendant

CIVIL ACTION NO. 1656

FILED
DEC 28 1945

FINAL JUDGMENT

H. F. WARFIELD
CLERK OF COURT

This cause comes on for final disposition by agreement of the parties who appear by their attorneys of record on this 28th day of December, 1945.

The Court after being advised in the premises and hearing argument of counsel and considering the Amended Answer of the defendant on file in this action, wherein she confesses judgment for the sum of \$100.00 and for an injunction, finds that plaintiff is entitled to judgment in the sum of \$100.00 and injunctive relief as prayed for.

It is, therefore, by the Court considered, ordered adjudged and decreed that plaintiff have and recover judgment of and from the defendant in the sum of \$100.00.

It is further ordered, adjudged and decreed that the defendant, her agents, servants, employees and representatives and each of them be and they are hereby permanently enjoined from directly or indirectly:

- (a) From violating any of the terms or provision of Maximum Price Regulation 580 as it now exists or as it may hereafter be amended.
- (b) The defendant is ordered and directed to forthwith comply with the record keeping and filing provisions of Maximum Price Regulation 580.

The costs of this case are taxed to the defendant.

Dated this 28th day of December, 1945, at Tulsa, Oklahoma.

H. F. Warfield
UNITED STATES DISTRICT JUDGE

OK

C. B. Martin

Waldo T. Giden
Attorney for Plaintiff

Harvey L. Jones

W. H. ...

W. H. ...
Attorneys for Defendant

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

CHESTER BOWLES, Administrator
Office of Price Administration

Plaintiff

vs.

VANDEVER DRY GOODS COMPANY, INC.
a Corporation

Defendant

CIVIL ACTION NO. 1681
FILED
IN OPEN COURT
DEC 29 1945
H. P. WAREFIELD
CLERK OF DISTRICT COURT

FINAL JUDGMENT

Now on this 28th day of December 1945, this cause comes on for final hearing by agreement of the parties who appear by their attorneys of record.

Thereupon, the matter is submitted to the Court upon the written Stipulation of the parties on file in this action and upon statement of counsel, and the Court after being fully advised in the premises and on due consideration thereof finds: That plaintiff is entitled to judgment against the defendant in accordance with the terms of the Stipulation in the sum of \$ 500.00.

The Court finds that the violations by the defendant of the Emergency Price Control Act as amended, and Maximum Price Regulation 330 promulgated thereunder, involved in this action, were neither wilful nor due to the failure of the defendant to take practical precautions to prevent them and the Court further finds that the defendant is now in compliance with the Emergency Price Control Act and Maximum Price Regulation 330, and the Court finds that it is not necessary at this time to issue an injunction to compel compliance with said regulation, and that plaintiff's prayer for injunctive relief should be denied.

It is, therefore, by the Court considered, ordered, adjudged and decreed that plaintiff have and recover judgment of and from the defendant in the sum of \$ 500.00, together with the costs of this action. It is further ordered that plaintiff's prayer for injunctive relief be and the same is hereby denied.

Dated at Tulsa, Oklahoma, this 28th day of December, 1945.

(s) Roger H. Davag
UNITED STATES DISTRICT JUDGE

OK
C. B. Martin
Walter J. Owen
Attorneys for Plaintiff

VANDEVER DRY GOODS COMPANY, INC.
By:
President
J. H. Hodie
Attorney for Defendant

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

UNITED STATES OF AMERICA,
Plaintiff,
vs.
MRS. ADULAH MILLER,
Defendant.

No. 1686 Civil

FILED

ORDER

H. W. WASHFIELD
CLERK OF DISTRICT COURT

NOT on this 21st day of December, 1945, this matter came on before the Court on regular assignment, the plaintiff appearing by Assistant United States Attorney, Lawrence E. Todd, and the defendant appearing not.

The Court finds from examination of the proofs that the defendant was duly and regularly served with summons and that the defendant is in default.

The Court further finds that the defendant has heretofore ceased interference with the plaintiff's property rights and possession and that the only matter at issue for adjudication by the Court at this time is the matter of costs.

IT IS THEREFORE ORDERED, ADJUDGED AND DECIDED that the instant case be dismissed and that the costs in such matter be assessed against the defendant, Mrs. Adulah Miller.

Deane H. Savage
JUDGE

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

CHESTER BOWLES, Administrator
Office of Price Administration

Plaintiff

vs

RAYMOND'S, INC., A Corporation
d/b/a Field's Fifth Avenue
424 South Main Street
Tulsa, Oklahoma, and
G. H. Lehrman

Defendants

CIVIL ACTION NO. 1713

FILED
NOV 28 1945
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA
TULSA

FINAL JUDGMENT

This cause comes on for final disposition by the Court this 28th day of December, 1945, by agreement of the parties to this action, who appear by their attorneys of record.

The Court after consideration of the Stipulation executed by the parties and filed in this case, and after hearing statement of counsel and being fully informed as to the facts pertaining to this case finds that plaintiff is entitled to judgment in the sum of \$500.00.

The Court finds that the violations by the defendant of the Emergency Price Control Act as amended, and Maximum Price Regulation 880 and Maximum Price Regulation 330 promulgated thereunder, involved in this action, were neither wilful nor occasioned by the defendant's failure to take practical precautions to prevent them and that said defendant is now in compliance with said regulations. The Court finds that it is not necessary at this time to enter an injunction against the defendant as prayed for in this action and that the same should be denied.

It is, therefore, by the Court considered, ordered, adjudged and decreed that plaintiff have and recover judgment of and from the defendant in the sum of \$500.00, together with the costs of this case, and that plaintiff's prayer for injunctive relief be and the same is hereby denied.

OK

W. H. ...
UNITED STATES DISTRICT JUDGE

Attorneys for Plaintiff

G. H. Lehrman for Himself on
Behalf of Raymond's, Inc., a Corp.

By Milton E. ...
Milton E. ... Attorneys for said Defendants

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

CHESTER BOWLES, Administrator
Office of Price Administration

Plaintiff

vs.

BROWN DUNKIN DRY GOODS COMPANY, a
Corporation, 401 South Main Street,
Tulsa, Oklahoma

Defendant

CIVIL ACTION NO. 1728

FILED
IN OPEN COURT
DEC 27 1945

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

FINAL JUDGMENT

Now on this 28th day of December 1945, this cause comes on for final hearing by agreement of the parties who appear by their attorneys of record.

The Defendant also appears by and through its President, John H. Dunkin.

Thereupon, the matter is submitted to the Court upon the written Stipulation of the parties on file in this action and upon statement of counsel, and the Court after being fully advised in the premises and on due consideration thereof finds: That plaintiff is entitled to judgment against the defendant in accordance with the terms of the Stipulation in the sum of \$1250.00.

The Court finds that the violations by the defendant of the Emergency Price Control Act/^{as amended} and Maximum Price Regulation 580 promulgated thereunder, involved in this action, were neither wilful nor due to the failure of the defendant to take practical precautions to prevent them and the Court further finds that the defendant is now in compliance with the Emergency Price Control Act and Maximum Price Regulation 580, and the Court finds that it is not necessary at this time to issue an injunction to compel compliance with said regulation, and that plaintiff's prayer for injunctive relief should be denied.

It is, therefore, by the Court considered, ordered, adjudged and decreed that plaintiff have and recover judgment of and from the defendant in the sum of \$1250.00, together with the costs of this action. It is further ordered that plaintiff's prayer for injunctive relief be and the same is hereby denied.

Dated at Tulsa, Oklahoma, this 28th day of December, 1945.

(5) Kayce H. Savage,
UNITED STATES DISTRICT JUDGE

OK

C. B. Martin
Waldo T. Acker
Attorneys for Plaintiff

BROWN DUNKIN DRY GOODS COMPANY, A Corp.
By:

President
Ernest M. Kenzie
by J. H. Kenzie
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, de-
ceased,
vs
EXCHANGE NATIONAL COMPANY,
a corporation, et al.,

Plaintiff,
Defendants.

No. 877 - Equity
Enclosure:
Jules Lee. 28. 1945
H. P. Wainwright, Clerk
U. S. District Court

FINAL DECREE
Including
CONFIRMATION OF SALE OF REMAINING ASSETS OF TRUST ESTATE,
ORDER DIRECTING PAYMENT OF FINAL LIQUIDATING DIVIDEND AND
ALLOWANCES TO SUCCESSOR TRUSTEE AND COUNSEL
AND ORDER TERMINATING TRUST

On this 18th day of June, 1945, there came on for hearing the Return of Sale of the remaining assets of the Trust Estate, excepting the cash of the Trust Estate, the Application for Confirmation of said sale, and the Application of the Successor Trustee and Counsel for the Successor Trustee for compensation for services rendered, and the Final Report of the Successor Trustee, and Application for the termination of the trust herein, and a Decree closing this proceeding; and Dorothy McBirney Hardy, the Successor Trustee herein, appearing in person and by her Attorneys, Milsten & Milsten, by Travis L. Milsten and by James D. Johnston, and the following persons who appeared either on his or her own behalf, or on behalf of other persons, who are the holders of said Guaranteed First Lien Participation Certificates of the Exchange National Company, under that Trust Agreement dated July 18, 1928 between said Exchange National Company and Exchange National Bank of Tulsa, Oklahoma: Mr. Charles Krause, a member of the Advisory Committee heretofore appointed by the Court and a holder of certain of said certificates; Mr. Norman C. Cross appeared on behalf of the Kennedy interests; P. A. McNeal, Mona Farren and Hazel L. Griffith, the holders of a substantial number and amount of Guaranteed First Lien Participation Certificates of the Exchange National Company, and Mr. J. C. Winkerton appeared on behalf of the Executors of the Estate of J. B. McBirney, deceased, and the court having heard and considered the aforesaid matters, finds that:

1. The sale of the remaining assets, with the exception of the cash, of the Trust Estate, in pursuance of the Order of this Court made and entered herein on the 5th day of June, 1945, was advertised by notice of said sale and of this hearing being published in the Tulsa Tribune, Tulsa, Oklahoma, and in the Tulsa Daily Legal News, Tulsa, Oklahoma, as reflected by the respective proofs of publication filed in this proceeding, and from the verified Return of Sale and Application for Confirmation thereof, a printed copy of said notice, the original of which has also been filed herein, was mailed with proper postage on each envelope, containing each of said notices to each of the holders of said Guaranteed First Lien Participation Certificates to the last known address of said holders, as shown by the records of the Successor Trustee herein;

2. That in pursuance of the aforesaid Order of this Court and the notice given in pursuance thereof, by the Successor Trustee, on June 15, 1945, at 10:00 o'clock a.m., in the Second Floor, United States District Court Room in the Federal Building, Tulsa, Oklahoma, the Successor Trustee herein, and her counsel, held and conducted said sale of said remaining assets, and as reported by the Successor Trustee in said Return of said Sale filed by her herein, on June 16, 1945, the highest bidder for said remaining assets, except the cash, of the Trust Estate, was Fred W. Steiner of Tulsa, Oklahoma, who bid the sum of \$555.00, and in pursuance of the Application for Confirmation of said Sale filed herein, on June 16, 1945, said Sale should be confirmed to Fred W. Steiner;

3. That the Successor Trustee now has funds on hand and in deposit in the amount of \$17,370.10; that from time to time in previous years liquidating dividends have been paid by the Successor Trustee, and there should be paid on or before June 26, 1945, to the owners and holders of Guaranteed First Lien Participation Certificates the total sum of \$9300.00, as the final liquidating dividend herein, amounting to .002367 of one percent of the face amount of each of said certificates, and the Successor Trustee should distribute said amount to said certificate holders forthwith and,

4. That there should be allowed and paid to Dorothy McBirney Hardy, Successor Trustee, the sum of \$1885.05, less one-half of the cost of publishing the Notice of Sale in the Tulsa Tribune of the remaining assets herein, the cost of postage for mailing the final liquidating dividend check to each of the holders of Guaranteed First Lien Participation Certificates, and the other items of expense, appearing in Exhibit "1" hereto attached, amounting to \$199.22, or the sum of \$1751.83, subject to reimbursement, however, should funds be available therefor in the event stated in Paragraph 6 hereof, which amount shall be and constitutes full compensation to said Dorothy McBirney Hardy for all services heretofore performed by her and for all services to be performed by her until the final termination of said Trust;

5. That there should be paid to Milsten & Milsten, counsel for the Successor Trustee herein, the sum of \$2185.05, less one-half of the cost of the aforesaid publication notice in the Tulsa Tribune, the cost of mailing the final liquidating dividend payment, and other items of expense, appearing in Exhibit "1" hereto attached, as more specifically provided in the preceding paragraph, amounting to \$199.22, or the sum of \$2055.83, subject to reimbursement, however, should funds be available therefor in the event stated in Paragraph 6 hereof, which amount shall be in full compensation for the services heretofore rendered by said Attorneys for the Successor Trustee, and services hereafter required to be rendered in connection with the termination of this Trust;

6. The Successor Trustee has on deposit the sum of \$2145.66, which amount is held by the Successor Trustee in her bank account in the National Bank of Commerce of Tulsa, Oklahoma, for payment of liquidating dividends heretofore authorized by the Court, but the persons entitled thereto, though they have been repeatedly notified by the Successor Trustee to call for said checks or to mail their Participation Certificates for endorsement in order that the Successor Trustee might mail said checks to the payees thereof, said persons have not called for or requested same, and the Successor Trustee should, therefore, be

directed to deposit said amount, or such other amount remaining in her account resulting from the failure of payees of final liquidating payments to cash such checks within 90 days from this date with the Clerk of this Court, who shall be authorized to pay the amount of said liquidating dividend, or dividends, due to persons entitled thereto, on presentation to the Clerk of the United States District Court for the Northern District of Oklahoma, of the Participation Certificate, or Certificates, for endorsement of payment thereon and on establishing to the satisfaction of said Clerk of the identity of such claimants as the person, or persons, entitled to said liquidating dividends.

In the event that within five years from the date of this Decree the person, or persons, entitled to said liquidating dividends shall fail, neglect, or refuse to surrender his, or her, Guaranteed First Lien Participation Certificate to the Clerk, in order that he, or she, may receive the liquidating dividends to which he, or she, shall be entitled; then should there remain, after five years from the date of this Decree, a balance in the aforesaid fund held by the Clerk of this Court, then the Clerk should be directed to pay to the Successor Trustee and to Milster & Milsten, counsel for the Successor Trustee, the amount of the items of expense expended in connection with the closing of the Trust Estate and the termination of these proceedings reflected by Exhibit "1" hereto attached, to which extent the compensation of the Successor Trustee and counsel for the Successor Trustee was in effect reduced under the provision pertaining thereto contained in Paragraphs 4 and 5 hereinbefore. The amount remaining in said fund thereafter shall be transmitted by the Clerk to the Treasury of the United States.

7. That the Successor Trustee should make and deliver to Fred W. Steiner a proper bill of sale transferring and conveying to him

all of the right, title and interest of the Successor Trustee and the Trust Estate herein and to the deficiency judgments, notes, and accounts receivable, the books and records of the Trust Estate, choses in action, and all of the remaining assets of the Trust Estate, excepting the cash on hand and on deposit in the name of the Successor Trustee, and that before delivery thereof, the Successor Trustee should be instructed and directed to obtain from said Fred W. Steiner his agreement to deliver to the owner, who shall make application therefor within twelve months hereafter, of any abstract held by the Trust Estate, and all recorded deeds, and all other instruments belonging to persons, in the files of the Trust Estate delivered to him by the Trust Estate, who shall present to him satisfactory evidence of ownership thereof, and who shall, according to the records of the Trust Estate, have heretofore paid his indebtedness to said Trust Estate;

8. That the Final Report of the Successor Trustee herein should be approved, and the actions and activities of the said Successor Trustee, and her agents and counsel, should be approved, the Successor Trustee discharged, and the surety on her bond herein should be exonerated, after she shall have complied with the directions of this Decree;

IT IS THEREFORE ORDERED THAT:

1. The Application for Confirmation of the aforesaid sale of the remaining assets of the Trust Estate should be and the same is hereby approved and confirmed, and the Successor Trustee is hereby authorized and directed to accept from the said Fred W. Steiner the sum of \$555.00 now held by the Successor Trustee, in full payment of and for said remaining assets, except cash of the Trust Estate, and to make and deliver to Fred W. Steiner a proper Bill of Sale, transferring and conveying all of the right, title and interest of the Successor Trustee herein, subject to liens and encumbrances, in the remaining assets, except cash, of the Trust Estate herein;

2. That the Successor Trustee, simultaneously with the delivery of said Bill of Sale to Fred W. Steiner, shall procure from him an agreement containing the terms and conditions and agreement on his part pertaining to abstracts, deeds, etc., held by the Trust Estate and delivered to him, as provided in paragraph seven in the foregoing findings of the court;

3. The Successor Trustee is hereby ordered and directed to pay and deliver to the Honorable H. P. Werfield, Clerk of the United States District Court for the Northern District of Oklahoma, a check of the Successor Trustee in the amount of \$2145.66, or such other amount remaining in her account resulting from the failure of payees of final liquidating payments to cash such checks within 90 days from this date with the Clerk of this Court, from and out of which amount said Clerk is hereby authorized and directed to pay the holders of Guaranteed First Lien Participation Certificates of the Exchange National Company the amounts of liquidating dividends heretofore authorized by the Court, which have not been called for by said holders, due said holders or the person, or persons, submitting evidence satisfactory to said Clerk that said holder is the owner and holder of said Participation Certificate, or Certificates, for which he, or she, claims an amount, or amounts, due for liquidating dividends heretofore authorized by the Court in the respective amount, or amounts, reflected by a Schedule of the unpaid liquidating dividends, which is hereto attached, marked Exhibit "2" and made a part hereof by this reference, as if fully incorporated herein.

4. In the event that within five years from the date of this Decree the person, or persons, entitled to said liquidating dividends shall fail, neglect, or refuse to surrender his, or her, Guaranteed First Lien Participation Certificate to the Clerk, in order that he, or she, may receive the liquidating dividends to which he, or she, shall be entitled; then should there remain, after five years from the date of this Decree, a balance in the aforesaid fund held by the Clerk of this Court, then the Clerk is hereby ordered and directed to pay to the Successor Trustee and to Milsten & Milsten, counsel for the Successor Trustee, the amount of the items of expense expended in connection with the closing of the Trust Estate and the termination of these proceedings reflected by Exhibit "1" hereto attached, to which

extent the compensation of the Successor Trustee and counsel for the Successor Trustee was in effect reduced under the provision pertaining thereto contained in Paragraphs 4 and 5 on page 7 hereof, and thereafter the Clerk is hereby authorized and directed to transmit the amount remaining in said fund to the Treasury of the United States;

5. The Successor Trustee is hereby authorized and directed to pay the Tulsa Tribune the sum of \$25.75 for publishing the Notice of the aforesaid sale, remaining assets of the Trust Estate, the cost of mailing the final liquidating dividend checks to persons entitled thereto, and the other items of expense by the Trust Estate listed in Exhibit "1", attached hereto;

6. Dorothy McBirney Hardy, the Successor Trustee herein, is hereby authorized and directed to pay and disburse from the funds of the Trust Estate herein, to the owners and holders of 500000 First Lien Participation Certificates of the Exchange National Company, the total sum of \$3800.00, which shall be distributed to said persons as the final liquidating dividend herein, amounting to .987 percent of the face amount of each of said Participation Certificates, and which dividend, together with the liquidating dividends heretofore authorized to be paid to said holders, amounts to the total sum of 97.987 percent of the face amount of said Participation Certificates;

7. Dorothy McBirney Hardy, the Successor Trustee herein, is authorized and directed to pay to said Dorothy McBirney Hardy personally the sum of \$1785.85, and the additional sum mentioned in Paragraph 6 on page 7 herein, should funds be available as therein stated, from the funds of the Trust Estate, in full payment for services rendered by her and those services required to be rendered by her hereafter as Successor Trustee herein, incident to the termination of this Trust herein, and the conclusion of this proceeding;

8. Dorothy McBirney Hardy, the Successor Trustee herein, is directed to pay to Wilsten & Wilster, from the funds of the Trust Estate,

the sum of \$2085.82, and the additional sum mentioned in Paragraph 8 on page 3 herein, should funds be available as therein stated, in full payment for services rendered in this proceeding and services to be rendered to the Successor Trustee and the Trust Estate, incident to the termination of the Trust herein and the conclusion of this proceeding;

9. The Final Report of Dorothy McBirney Hardy, and the actions and activities of the late J. H. McBirney, Successor Trustee, and those of Dorothy McBirney Hardy, the present Successor Trustee herein, their agents and counsel herein, are hereby approved and confirmed, and the said Dorothy McBirney Hardy, and the Estate of J. H. McBirney, deceased, are hereby released from all liability resulting from the actions and activities of said Dorothy McBirney Hardy as Successor Trustee and of J. H. McBirney as Successor Trustee, and the sureties on the surety bonds of the late J. H. McBirney, as Successor Trustee, heretofore filed herein, are hereby exonerated of and from all liability, and the sureties on the surety bonds of Dorothy McBirney Hardy, as Successor Trustee, heretofore filed herein, are hereby exonerated of and from all liability thereon, after said Dorothy McBirney Hardy shall have complied with the specific directions and orders contained in this Decree.

10. That the Trust Estate herein is hereby terminated, and after the Clerk and after said Dorothy McBirney Hardy shall have complied with the specific orders and directions herein this proceeding shall be thereupon terminated, until which time the Court hereby reserves jurisdiction of this proceeding.

J. E. Kennam
Judge

STATEMENT OF EXPENDITURES MADE IN CONNECTION WITH
 SALE OF REMAINING ASSETS OF TRUST ESTATE AND
 CONCLUSION OF PROCEEDINGS IN CAUSE #577 -
 EQUITY, IN THE
 UNITED STATES DISTRICT COURT FOR THE NORTHERN
 DISTRICT OF OKLAHOMA

<u>Check No.</u>	<u>Explanation</u>	<u>Amount</u>
270	Postage for mailing notices of sale and hearing in final report	\$ 15.00
271	Ethel B. Radle, for addressing envelopes, preparing notices for mailing and for mailing notices, \$15, less Social Security tax	14.85
272	Tulsa Daily Legal News for publication notice of sale and of hearing of final accounting of successor trustee	22.75
274	J. L. Bailey - computation of dividend	15.00
275	Tulsa Tribune - publication of notices	22.75
276	J. Ullery - addressing envelopes	8.25
277	National Bank of Commerce for stamps for mailing dividend checks	12.72
278	Ethel B. Radle - typing final dividend checks for each certificate holder	12.37
280	Henry Printing Co. - printing checks and notices	24.20
281	National Bank of Commerce of Tulsa for Cashier's Checks to: Tulsa County Treasurer - 1945 Intangible Tax Collector of Internal Revenue - 2nd Quarter of 1945 Social Security Tax	24.99 1.46
282	Irene Wilkinson - reporting sale of remaining assets	10.00
283	L. E. Lindsey - Court reporter, reporting final accounting and application for fees	10.00
284	National Bank of Commerce of Tulsa for Cashier's Check to R. W. Hays & Co. for preparation of final income tax returns	25.00
285	U. S. District Court Clerk, Northern District of Oklahoma, additional court costs and final fee	12.55
287	Lois L. Neighbors, services for mailing final dividend checks and incident to closing estate	<u>54.00</u>
	Total	\$ 296.19

CONFIDENTIAL - (SECRET)

Ames, Oklahoma

copy

copy

October 20, 1957

Store of the United States Court
for the Northern District of Oklahoma
Post Office Building
Tulsa, Oklahoma

Receipt for:

Is the undersigned hereby Judge J. J. ...
in connection with ...
Occasion of ...
...

C. B. No. 218011, Civ. No. 18 - - - - - 20.75
C. B. No. 218012, Civ. No. 18 - - - - - 20.00
C. B. No. 218013, Civ. No. 18 - - - - - 20.00
C. B. No. 218014, Civ. No. 18 - - - - - 20.00
C. B. No. 218015, Civ. No. 18 - - - - - 20.00

Amount of the ...
...
...

Very truly,

100-20-112

...

692

Katherine T. Feller, Exec.	196	6.99	Glint Moore	903	7.00
Asst. Rev. Semi Verhelst	274	6.30	do	904	3.00
A. H. Cleap, Jr.	275	5.95	Ann and/or Ida Ravitz	935	1.21
Dr. W. W. Hickey	287	7.04	do	936	1.27
Frances Degen	288	8.04			<u>327.50</u>
Frances Degen	288	8.04			
G. L. &/or Sibitha Powell	291	20.75			
W. J. Burns	295	6.30			
Mrs. Kate Beck	310	15.13			
Mrs. Kate Beck	320	15.13			
H. B. Bent	324	5.99			
Anthony Schurr	404	7.00			

693

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, de-)
ceased,)
Plaintiff,)
vs) No. 877 - Equity
EXCHANGE NATIONAL COMPANY,)
a corporation, et al.,)
Defendants.)

SUPPLEMENTAL FINAL DECREE

Now on this 17th day of December, 1945, this matter came on for hearing before the Honorable F. E. Kennamer, one of the Judges of this Court, on the matter in open court of Dorothy McBirney Hardy, Successor Trustee herein by Travis I. Milsten, her counsel, for an order finding that she has complied with the orders and directions of this court contained in the Final Decree made herein on the 18th day of July, 1945, and the court being fully advised in the premises, finds that said Dorothy McBirney Hardy, the Successor Trustee, has complied with the orders of this court as contained in said Final Decree and that her application should be granted.

IT IS, THEREFORE, ORDERED that the acts of Dorothy McBirney Hardy, Successor Trustee, in complying with the orders and directions of this court contained in the Final Decree made herein on the 18th day of ^{are} June, 1945, and hereby approved and confirmed as having been executed in compliance therewith.

It is further ordered that the said Dorothy McBirney Hardy is hereby released and discharged from all liability resulting from her activities and responsibilities as Successor Trustee herein, and the surety on her surety bonds heretofore filed herein as Successor Trustee are hereby exonerated and discharged from all liability.

Endorsement:

L. E. Kennamer
Judge

Filed Dec. 28, 1945
N. P. Wainwright, Clerk.
U. S. District Court.