

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 COTTALE COUNTY,  
OKLAHOMA, and M. F. Garman, et al.,

Defendants.

ORDER FIXING TITLE AND MAKING DISTRIBUTION  
AS TO TRACT NO. 19 (52 FW-1395 Rev.)

NOW, on this 22nd day of January, 1946, there comes on for hearing pursuant to order of the Court the matter of an order fixing title and making distribution as to Tract No. 19 (52 FW 1395 Rev.). Defendants, Sallie Long and Berida W. Richardson, appeared in person and defendant, Mortelia J. Dickerson, appeared in person by her attorney, Jay W. Whitney. The Court having heard the evidence adduced by said defendants, and being fully advised in the premises finds:

That the land designated as Tract No. 19 (52 FW 1395 Rev.) herein was owned, when this action was begun, by the persons and in the proportions, as follows:

Julia E. Richardson,	an undivided 1/13th interest with a right of occupancy of the entire tract until her death;
John H. Richardson,	an undivided 12/143rd interest, subject to Julia E. Richardson's right of occupancy;
Samuel Richardson,	" " " "
Redin Richardson,	" " " "
Sallie Long,	" " " "
Lolar E. Cobble,	" " " "
General S. Richardson,	" " " "
Mortelia J. Dickerson,	" " " "
Berida W. Richardson,	" " " "
McKinley Richardson,	" " " "
George Richardson,	" " " "
Lillie M. Broadwater,	" " " "

The Court further finds that Samuel Richardson, above named, has died since the institution of the action intestate, unmarried and survived by a daughter, Flora R. Lankford, as his sole heir at law, who has succeeded to the 12/143rd interest of Samuel Richardson.

That the petitioner filed a Declaration of Taking and deposited in the registry of the Court as estimated just compensation the sum of \$885.00 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 made their report on May 5, 1945, awarding the amount of \$1075.00 for the taking of said tract; that said report was by this Court confirmed and that the amount of \$1075.00 is just compensation for the injuries and damages sustained by the owners of said tract.

The Court further finds that of the condemnation award in the amount of \$1075.00 the amount of \$75.00 was allocated for crop damage. That the defendant, Merida W. Richardson, was tenant upon the tract during the year 1943, when said crop damages were suffered and is entitled to the entire amount of \$75.00, for such damages.

The Court further finds that Julia E. Richardson is entitled to the sum of \$120.00, to be paid from the award, because of the loss of her right of occupancy. That of the condemnation award of \$1075.00 there be distributed to Merida W. Richardson the sum of \$75.00 for crop damage, to Julia E. Richardson the sum of \$120.00 as compensation for loss of her right of occupancy; and that the balance of \$880.00 be distributed to the following persons and in the proportion as set out opposite their names:

Julia E. Richardson,	a 1/13th interest,
John H. Richardson,	a 12/143rd interest,
Samuel Richardson,	" " "
Redin Richardson,	" " "
Sallie Long,	" " "
Lolar E. Cobble,	" " "
General S. Richardson,	" " "
Mortelia J. Dickerson,	" " "
Merida W. Richardson,	" " "
McKinley Richardson,	" " "
George Richardson,	" " "
Lillie M. Broadwater,	" " "
Flora R. Luskford,	" " "

The Court further finds that no other person, firm, corporation, or taxing subdivision of the State have 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 in the manner as hereinabove set out.

George N. Savage  
JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

CIVIL NO. 1242

-vs-

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

Defendants,

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO ~~TRACT NO.~~ THAT PART OF TRACT NO.  
2 (34 NW 1115, etc.,) OWNED BY JOHN F. WILSON

NOW, on this 28<sup>th</sup> day of January, 1943, there  
coming on for hearing the application of the defendant, John F. Wilson,  
for an order fixing title, decreeing just compensation and making distribution  
as to <sup>a part of</sup> Tract No. 2 (34 NW 1115, etc.,)  
and the Court being fully advised in the premises, finds:

That the defendant, John F. Wilson, was  
the owner <sup>of a part</sup> of the land designated as Tract No. 2 (34 NW 1115, etc.,)  
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 \$ 290.00 for the  
taking of a perpetual flowage easement upon and over his part of  
said tract of land; that this Court entered a judgment upon said Declaration  
of Taking filed by the petitioner, thereby vesting in the petitioner, United  
States of America, a perpetual flowage easement upon and over his part of 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, **John F. Wilson**,  
, in writing, agreed to grant and sell to the pe-  
titioner a perpetual flowage easement upon and over his part of  
said tract of land for the sum of \$290.00  
which was accepted by the petitioner.

The Court further finds that the sum of \$290.00 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, **John F. Wilson**, was  
the owner / of a part of the land designated as Tract No. 2 (34 FW 1115, etc.,)  
when this proceeding was commenced, and that the sum of \$290.00

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: **John F. Wilson - Fee Owner of a part**  
of Tract 2 (34 FW 1115, etc.,).....\$290.00

1-28-46  
34-292

Royce H. Savage  
JUDGE

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

UNITED STATES OF AMERICA,

Plaintiff,

vs.

BEAUFORT CREAMERY COMPANY,  
a corporation,

Defendant.

No. 1159 Civil

Order of Dismissal

AND, on this 17th day of January, 1946, the United States  
of America appearing by Whit Y. Moody, United States Attorney for the  
Northern District of California, and Beaufort Creamery Company, a corpora-  
tion, defendant, appearing by its attorney of record, Stanley D.  
Gaspell, the defendant through its attorney in open court having re-  
quested and moved the court for an order dismissing this action, and  
the court being advised in the premises finds that said cause should be  
dismissed without prejudice.

IT IS THEREFORE ORDERED that this action be and the same is  
herby dismissed without prejudice. *at the court's own hand*

W. Y. Moody  
JUDGE.



UNITED STATES OF AMERICA, ss:

THE PRESIDENT OF THE UNITED STATES OF AMERICA

(SEAL)

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

GREETING:

WHEREAS, lately in the District Court of the United States for the Northern District of Oklahoma, before you, or some of you in a cause between J. L. Seidenbach, plaintiff, and The United States Fidelity and Guaranty Company, a corporation, defendant, No. 795, Civil, the judgment of the said district court in said cause, entered on September 22, 1944, was in the following words, viz:

\* \* \* \* \*

"It is, therefore, ordered, adjudged and decreed that plaintiff take nothing herein as against the defendant, and that the costs of action be taxed against the plaintiff."

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 J. L. Seidenbach, 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, and that The United States Fidelity and Guaranty Company, a corporation, appellee, have and recover of and from J. L. Seidenbach, appellant, its costs herein.

-- October 15, 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.

WITNESS, the Honorable HARLAN F. STONE, Chief Justice  
of the United States, the 28th day of January, in the year of our Lord one  
thousand nine hundred and forty six.

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

ENDORSED: Filed Jan 30 1946  
H. P. Warfield, Clerk  
U. S. District Court

Charlotte Blosser, wife of Thomas Blosser, deceased, her heirs, assigns, devisees, trustees and assigns, the estate of Thomas Blosser, deceased, the state of Delaware and the United States of America.

Plaintiffs,

No. 1827 CIVIL

The Towner Oil and Gas Company, a corporation, Phillips Petroleum Company, a corporation, the heirs and assigns, heirs, executors, administrators, devisees, trustees and assigns, the estate of Thomas Blosser, deceased, the state of Delaware and the United States of America.

Defendants.

JOURNAL ENTRY

Now on this 30th day of January, 1948, came the above titled by W.S. Pulling, their attorney, and comes also the United States of America by W. V. Murray, attorney for the Northern District of Oklahoma representing all full blood Indians, and come also the defendants the Towner Oil and Gas Company, a corporation, and Phillips Petroleum Company, a corporation by Albert C. Holliman, their attorney and the plaintiff's now present to the court and motion to confirm the sale of the following described real estate in Delaware County, Oklahoma:

Tract No. 1: The northwest quarter of the northwest quarter of the southwest quarter of section 34, Township 20 North, Range 22 East, containing ten acres, more or less.

to W.O. Blackmore for the sum of 10.00, and the following described real estate in Tulsa County, Oklahoma, to wit:

Tract No. 2: The north half of the southwest quarter of section 1, Township 21 North, Range 12 East, containing 20 acres, more or less.

to Fred Steiner for the sum of 1688.00.

The Court now files that pursuant to an order of this court made on November 30, 1948 directing the United States Marshal for the Northern District of Oklahoma to sell said real estate in the same manner as in sale of real estate on execution, said United States Marshal gave notice of sale of said tract No. 1 on or January 1, 1948 pursuant to said order and notice of sale of said tract to W.O. Blackmore for the sum of 10.00

and pursuant to said order and notice of sale he sold said tract No. 2 on January 7, 1946 to Fred Steiner for \$1665.00, all of which is more fully shown by the return of sales by said United States Marshal attached to said motion to confirm and on file with the clerk of this Court. That the sale of said first tract described was free and clear of all encumbrances and the second above described tract subject to the oil and gas lease and casinghead gas contract and grazing and hay cutting lease held by the defendants Steiner Oil and Gas Company and the Phillips Petroleum Company and the sale of both tracts subject to the approval of this Court.

And sufficient time having passed since the filing of said return of sale by the United States Marshal and the motion to confirm and there being no objections or exceptions and the Court having carefully examined the proceedings of said United States Marshal, is satisfied that the sales of said real estate as shown by said return were in all respects made in conformity with the provisions of law and said order and the Court now directs the Clerk to make an entry on the journal that the court is satisfied with the legality of said sales and that said sales should in all things be confirmed and approved and deeds ordered executed to said purchasers.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the sale of said real estate above described as Tract No. 1 to J.C. Blackmore for \$10.00, being more than 2/3 the appraised value of said real estate, and said sale of tract No. 2 to Fred Steiner for \$1665.00, being more than 2/3 of the appraised value, the same are hereby in all things confirmed and approved and said John A. Logan, United States Marshal for the Northern District of Oklahoma is directed to deposit said sums with the registry of this Court for distribution and he is further directed to execute deeds to said purchasers for said real estate, the first tract free and clear of all encumbrances and the second tract subject to the said lease and contracts as heretofore set out.

And the Court now finds that the total amount received by said United States Marshal from the sale of said real estate is \$1675.00 and less the total costs, fees and charges in connection therewith and which the clerk of this court is now directed to pay out of said sum is as follows:

Court Clerk District Court of Tulsa County from which this case was removed to this Court	10.15
Court Clerk of this United States Court for costs	157.05

To John P. Logan, United States Marshal for charges  
in connection with said sales ..... 334.75

To H.F. Pulling, attorney for plaintiffs for expenses  
incurred 27.19, and attorney fee allowed by the  
Court 167.50, total of ..... 194.69

making total charges of 396.64 which, taken from the 1875.00  
received leaves a balance of 1298.36 and the Clerk of this Court is now directed to  
pay said balance to the Treasurer of the United States and forward the same to the  
Superintendent of the Five Civilized Tribes, Muskogee, Oklahoma for the use and e  
benefit of the plaintiffs, as follows:

To Charlotte Blossom, 1/7 being .....	185.48
To Bob Blossom, 1/7 being .....	185.48
To Lizzie Blossom, now Nickliffe, 1/7 being .....	185.48
To Joe Blossom, 1/7, being .....	185.48
To Finnie Blossom now England, 1/7, being .....	185.48
To Adair Blossom, 1/7, being .....	185.48
To Abraham Blossom, 1/7, being .....	185.48

leaving no balance in the hands of said Clerk.

*Royce N. Savage*  
Judge of the United States District Court

O.S.  
*H. F. Pulling*  
Attorney for Plaintiffs

O.S. for  
*Walter W. Waring*  
United States Attorney

O.S.  
*Walter W. Waring*  
Attorneys for Defendants  
Keener Oil and Gas Company and  
Phillips Petroleum Company.

IN THE UNITED STATES DISTRICT COURT TO 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 ✓

J U D G M E N T

NOW, on this 1-24 day of Feb., 1946, there comes on for hearing, pursuant to regular assignment, the application of the petitioner herein for a judgment, approving the commissioner's 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 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 25th day of January, 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-937)

Flowage Easement

All that part of the S. 3.70 acres of Lot 11 in Sec. 6, T 25 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 3.70

TRACT NO. 2 (31 - FW-1157)

Flowage Easement

All that part of the SW $\frac{1}{4}$  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 SE corner of the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 6, T 25 N, R 24 E, thence North 366 feet, thence West 357.4 feet; thence South 366 feet; thence East 357.4 feet to the point of beginning" lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.9 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 270.00

TRACT NO. 3 (31 - FW-1158)

Flowage Easement

All that part of the S $\frac{1}{4}$  SE $\frac{1}{4}$  SW $\frac{1}{4}$ , and all that part of the S $\frac{1}{4}$  SW $\frac{1}{4}$  SE $\frac{1}{4}$  less 3.0 acres in the SE corner thereof, and all that part of the NW $\frac{1}{4}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 6, T 25 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 owned by the Grand River Dam Authority, containing approximately 3.1 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 93.00

TRACT NO. 4 (31 - FW-1159)

Flowage Easement

All that part of Lot 1, all that part of Lot 2, all that part of Lot 3, and all that part of Lot 4 in Sec. 6, T 25 N, R 24 E; and all that part of Lot 1, all that part of the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , all that part of the NE $\frac{1}{4}$  SE $\frac{1}{4}$ , and all that part of the N $\frac{1}{2}$  SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 1, T 25 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 19.5 acres.

SEPARATE JUDGMENT ENTERED.

TRACT NO. 5 (31 - FW-1160)

Flowage Easement

All that part of the SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 6, T 25 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum, containing approximately 0.2 acre.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 1.80**

TRACT NO. 6 (31 - FW-1164)

Flowage Easement

All that part of the NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 5, T 25 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum, containing approximately 1.1 acres.

**TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 11.00**

TRACT NO. 7 (34 - FW-1149)

Flowage Easement

All that part of the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 4, T 25 N, R 24 E of the Indian Base and Meridian, Senceo Survey, in Ottawa County, Oklahoma, lying below Elev. 758 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, . . . . . \$ 12.80**

TRACT NO. 8 (39 - FW-1163 A)

Flowage Easement

All that part of the W $\frac{1}{2}$  NW $\frac{1}{4}$  of Sec. 35, T 26 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 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, . . . . . \$ 4.95**

TRACT NO. 9 (39 - FW-1166)

Flowage Easement

All that part of the  $S\frac{1}{2}$   $SW\frac{1}{4}$  of Sec. 26, T 26 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 owned by the Grand River Dam Authority, containing approximately 0.4 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 2.20

TRACT NO. 10 (44 - FW-1196)

Flowage Easement

All that part of the  $S\frac{1}{2}$   $SE\frac{1}{4}$   $SE\frac{1}{4}$  of Sec. 9, T 26 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 owned by the Grand River Dam Authority, containing approximately 0.8 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 6.40

TRACT NO. 11 (44 - FW-1197)

Flowage Easement

All that part of the  $N\frac{1}{2}$   $SE\frac{1}{4}$   $SE\frac{1}{4}$  of Sec. 9, and all that part of the  $SW\frac{1}{4}$   $SW\frac{1}{4}$  of Sec. 10, all in T 26 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 owned by the Grand River Dam Authority, containing approximately 6.9 acres.

SEPARATE JUDGMENT ENTERED.

TRACT NO. 12 (44 - FW-1198)

Flowage Easement

All that part of the  $SE\frac{1}{4}$   $NE\frac{1}{4}$  of Sec. 9, and all that part of the  $E\frac{1}{2}$   $NW\frac{1}{4}$   $SW\frac{1}{4}$ , and all that part of the  $N\frac{1}{2}$   $NE\frac{1}{4}$   $SW\frac{1}{4}$  of Sec. 10, all in T 26 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 owned by the Grand River Dam Authority, containing approximately 3.8 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 121.00

TRACT NO. 13 (44 - FW-1199 Rev.)

Flowage Easement

TRACT "A":

All that part of the SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 10, T 26 N, R 24 E, of the Indian Base and Meridian, Quapaw Survey "less a parcel described as beginning at a point on the South boundary of the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , 402 ft. W. of the SE corner; thence North 296 ft; thence West 296 ft; thence South 296 ft; thence Easterly along said South boundary to the point of beginning," lying below Elev. 758.0 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 5.6 acres.

TRACT "B":

All that part of the SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 10, T 26 N, R 24 E, of the Indian Base and Meridian, Quapaw Survey, particularly described as follows, to-wit: "Beginning at a point on the South boundary of the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , 402 ft. W. of the SE corner; thence North 296 ft; thence West 296 ft; thence South 296 ft; thence Easterly along said South boundary to the point of beginning," lying below Elev. 758.0 Sea Level Datum, containing approximately 0.8 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 376.25

TRACT NO. 14 (44 - FW-1200)

Flowage Easement

All that part of the S $\frac{1}{2}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$ , and all that part of the N $\frac{1}{2}$  SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 10, T 26 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 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, . . . . . \$ 125.00

TRACT NO. 15 (44 - FW-1201)

Flowage Easement

All that part of the N $\frac{1}{2}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 10, T 26 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 owned by the Grand River Dam Authority, containing approximately 4.8 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 192.50

TRACT NO. 16 (44 - FW-1202)

Flowage Easement

All that part of the W $\frac{1}{2}$  SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 3, except a tract of land particularly described as follows, to-wit:

"Beginning at a point in the North line of SE $\frac{1}{4}$  SE $\frac{1}{4}$  3-26-24 and 253.8 feet East of the Northwest corner thereof; thence Southwesterly along the East boundary line of the Grand River Dam Authority tract a distance of 67.0 feet to a point; thence East parallel with the North line of said SE $\frac{1}{4}$  SE $\frac{1}{4}$  a distance of 125.0 feet to a point; thence Northeasterly parallel with the first course a distance of 67.0 feet to a point in the North line of said SE $\frac{1}{4}$  SE $\frac{1}{4}$ ; thence West 125 feet to the point of beginning, containing 0.18 acres, more or less,"

and all that part of the NW $\frac{1}{4}$  NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 10, all in T 26 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 owned by the Grand River Dam Authority and that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 7.1 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 477.50

TRACT NO. 17 (44 - FW-1203)

Flowage Easement

All that part of the S $\frac{1}{2}$  NE $\frac{1}{4}$ , and all that part of the W $\frac{1}{2}$  SE $\frac{1}{4}$  of Sec. 3, T 26 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 owned by the Grand River Dam Authority, containing approximately 37.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$1,632.50

TRACT NO. 18 (44 - FW-1206 A)

Flowage Easement

All that part of the E $\frac{1}{2}$  SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 3, and all that part of the SE $\frac{1}{4}$  SE $\frac{1}{4}$  NW $\frac{1}{4}$ , and all that part of the SW $\frac{1}{4}$  NE $\frac{1}{4}$ , and all that part of the SW $\frac{1}{4}$  NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 9, all in T 26 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 owned by the Grand River Dam Authority, containing approximately 1.3 acres.

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

TRACT NO. 19 (44 - FW-1207)

Flowage Easement

All that part of the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 10, T 26 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 owned by the Grand River Dam Authority.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 1.70

TRACT NO. 20 (44 - FW-1208)

Flowage Easement

All that part of the NW $\frac{1}{4}$  NE $\frac{1}{4}$ , and all that part of the NW $\frac{1}{4}$  SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 10, T 26 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 owned by the Grand River Dam Authority and that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 2.5 acres.

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

TRACT NO. 21 (44 - FW-1209)

Flowage Easement

All that part of the N $\frac{1}{2}$  NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 9, T 26 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below 758 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, . . . . . \$ 11.50

TRACT NO. 22 (44 - FW-1210)

Flowage Easement

All that part of the S $\frac{1}{2}$  NE $\frac{1}{4}$  NE $\frac{1}{4}$  and all that part of the N $\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 8, T 26 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 owned by the Grand River Dam Authority, containing approximately 0.2 acres.

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

TRACT NO. 23 (44 - FW-1211)

Flowage Easement

All that part of the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 5, and all that part of the NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 8, all in T 26 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 owned by the Grand River Dam Authority, containing approximately 6.0 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 78.00

TRACT NO. 24 (44 - FW-1212)

Flowage Easement

All that part of the  $\frac{1}{2}$  SE  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Sec. 5, T 26 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 758 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, . . . . . \$ 6.50

TRACT NO. 25 (44 - FW-1213)

Flowage Easement

All that part of the  $\frac{1}{2}$  SE  $\frac{1}{4}$  SW  $\frac{1}{4}$  of Sec. 5, and all that part of the  $\frac{1}{2}$  NE  $\frac{1}{4}$  NW  $\frac{1}{4}$  of Sec. 8, all in T 26 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 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, . . . . . \$ 1.50

TRACT NO. 26 (44 - FW-1214)

Flowage Easement

All that part of the  $\frac{1}{2}$  NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , and all that part of the SW  $\frac{1}{4}$  SW  $\frac{1}{4}$  of Sec. 5, T 26 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 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, . . . . . \$ 16.00

TRACT NO. 27 (44 - FW-1272)

Flowage Easement

All that part of Lot 4, in Sec. 9, T 26 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.5 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 18.00

TRACT NO. 28 (44 - FW-1273)

Flowage Easement

All that part of the NE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>, and all that part of Lot 3, in Sec. 9, T 26 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . . . \$ 1.25

TRACT NO. 29 (44X - FW-1204)

Flowage Easement

All that part of the NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> of Sec. 2, T 26 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum, containing approximately 4.5 acres.

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

TRACT NO. 30 (44X - FW-1205)

Flowage Easement

All that part of Lot 3 and all that part of Lot 4, all that part of the SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Sec. 2, T 26 N, R 24 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 758 Sea Level Datum, containing approximately 41.3 acres.

SEPARATE JUDGMENT ENTERED.

TRACT NO. 31 (44X - FW-1206)

Flowage Easement

All that part of the NE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Sec. 2, T 26 N, R 24 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, 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, . . . . . \$ 2.50

TOTAL, . . . . . \$3,636.55

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 \$3,636.55.

(8) That the United States of America did, on the 28th day of February, 1944, file its Declaration of Taking herein, and paid to the Clerk of this Court for the use and benefit of the owners and the persons entitled thereto, the following sums, to-wit:

TRACT NO. 1 (31 - FW-937)	. . . . .	\$ 3.70
TRACT NO. 2 (31 - FW-1157)	. . . . .	181.30
TRACT NO. 3 (31 - FW-1158)	. . . . .	24.80
TRACT NO. 5 (31 - FW-1160)	. . . . .	1.80
TRACT NO. 6 (31 - FW-1164)	. . . . .	8.80
TRACT NO. 7 (34 -FW-1149)	. . . . .	12.80
TRACT NO. 8 (39 - FW-1163 A).	. . . . .	4.95
TRACT NO. 9 (39 - FW-1166)	. . . . .	2.20
TRACT NO. 10 (44 - FW-1196)	. . . . .	6.40
TRACT NO. 12 (44 - FW-1198)	. . . . .	118.80
TRACT NO. 13 (44 - FW-1199 Rev.)	. . . . .	308.75
TRACT NO. 14 (44 - FW-1200)	. . . . .	125.00
TRACT NO. 15 (44 - FW-1201)	. . . . .	192.50
TRACT NO. 16 (44 - FW-1202)	. . . . .	477.50
TRACT NO. 17 (44 - FW-1203)	. . . . .	1,427.30
TRACT NO. 18 (44 - FW-1206 A).	. . . . .	8.50
TRACT NO. 19 (44 - FW-1207)	. . . . .	1.70
TRACT NO. 20 (44 - FW-1208)	. . . . .	68.00

TRACT NO. 21 (44 - FW-1209)	. . . . .	\$ 11.50
TRACT NO. 22 (44 - FW-1210)	. . . . .	1.00
TRACT NO. 23 (44 - FW-1211)	. . . . .	39.00
TRACT NO. 24 (44 - FW-1212)	. . . . .	6.50
TRACT NO. 25 (44 - FW-1213)	. . . . .	1.50
TRACT NO. 26 (44 - FW-1214)	. . . . .	8.00
TRACT NO. 27 (44 - FW-1272)	. . . . .	18.00
TRACT NO. 28 (44 - FW-1273)	. . . . .	1.25
TRACT NO. 29 (44X - FW-1204)	. . . . .	80.00
TRACT NO. 31 (44X - FW-1206)	. . . . .	2.50
TOTAL	. . . . .	\$3,144.05

(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 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. 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. Sec. 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	(31 - FW-937)	. . . . .	\$ 3.70
TRACT NO. 2	(31 - FW-1157)	. . . . .	270.00
TRACT NO. 3	(31 - FW-1158)	. . . . .	93.00
TRACT NO. 5	(31 - FW-1160)	. . . . .	1.80
TRACT NO. 6	(31 - FW-1164)	. . . . .	11.00
TRACT NO. 7	(34 - FW-1149)	. . . . .	12.80
TRACT NO. 8	(39 - FW-1163 A).	. . . . .	4.95
TRACT NO. 9	(39 - FW-1166)	. . . . .	2.20
TRACT NO. 10	(44 - FW-1196)	. . . . .	6.40
TRACT NO. 12	(44 - FW-1198)	. . . . .	121.00
TRACT NO. 13	(44 - FW-1199 Rev.)	. . . . .	376.25
TRACT NO. 14	(44 - FW-1200)	. . . . .	125.00
TRACT NO. 15	(44 - FW-1201)	. . . . .	192.50
TRACT NO. 16	(44 - FW-1202)	. . . . .	477.50
TRACT NO. 17	(44 - FW-1203)	. . . . .	1,632.50
TRACT NO. 18	(44 - FW-1206 A).	. . . . .	13.00
TRACT NO. 19	(44 - FW-1207)	. . . . .	1.70
TRACT NO. 20	(44 - FW-1208)	. . . . .	75.00
TRACT NO. 21	(44 - FW-1209)	. . . . .	11.50
TRACT NO. 22	(44 - FW-1210)	. . . . .	1.00
TRACT NO. 23	(44 - FW-1211)	. . . . .	78.00
TRACT NO. 24	(44 - FW-1212)	. . . . .	6.50
TRACT NO. 25	(44 - FW-1213)	. . . . .	1.50
TRACT NO. 26	(44 - FW-1214)	. . . . .	16.00
TRACT NO. 27	(44 - FW-1272)	. . . . .	18.00
TRACT NO. 28	(44 - FW-1273)	. . . . .	1.25
TRACT NO. 29	(44X - FW-1204)	. . . . .	80.00
TRACT NO. 31	(44X - FW-1206)	. . . . .	2.50
TOTAL OF COMMISSIONERS' AWARDS . . . . .			\$3,636.55

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 28th day of February, 1944, upon the filing of a Declaration of Taking and the depositing of the sum of \$3,144.05, 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 \$492.50, said sum being the deficiency between the sum of \$3,636.55, the just compensation herein fixed, and the amount deposited with the Declaration of Taking, <sup>estimated</sup> as the just compensation for the taking of said tracts of land, in the sum of \$3,144.05.

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

(s) Wayne H. ...  
JUDGE  
UNITED STATES DISTRICT COURT,  
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  
R. W. Cahill  
Defendant

CIVIL ACTION NO. 1593

*Filed*  
*Feb 11, 1946*  
*N. P. Wiggins, Clerk*  
*U. S. District Court*

JOURNAL ENTRY

Now on this 10th day of January 1946 the above styled and numbered cause of action comes on for hearing before the Court upon the complaint filed herein. The plaintiff appearing by counsel and the defendant appearing in person and by counsel, Frank Hickox, and both parties having announced ready for trial and the Court having heard the testimony of the witnesses sworn and examined in open Court and the parties hereto having stipulated and agreed in open Court that the defendant demanded and received rental on the several units owned and managed by him in the city of Edister, Oklahoma in excess of the maximum legal rate as determined by the registration of the respective rental units in the Area Rent Office, Tulsa, Oklahoma, as is more particularly set out and described in the complaint filed herein in the aggregate of \$1687.44, and that of this amount \$517.65 represents payments of utility bills paid by the defendant and which the defendant was not obligated to pay under the provisions of the registration for such rental property.

The Court further finds that the defendant did not take practical precaution against the occurrence of such violations and that the plaintiff is entitled to judgment in double the amount of the overcharges agreed upon after the amount of utility payments, in the sum of \$517.65, has been deducted. In this connection the Court finds that the defendant in fact acted as a agent of the tenant in payment of such utility bills.

The Court find further that the preliminary injunction heretofore made and entered by the Court against the said defendant in said cause on the 6th day of November 1945 should be by the Court made permanent.

It is, therefore, ordered, adjudged and decreed that the defendant, his agents, servants, employees, representatives, attorneys and all persons in active concert or participation with any of them be and each of them are hereby enjoined and restrained from directly or indirectly:

- (a) demanding or receiving rent in excess of the maximum legal rate upon any rental unit owned by or under the control of the defendant in Eristow, Oklahoma, such maximum legal rent being determined by the rent being demanded or received for each of the respective rental units now owned by or under the control of the defendant, during the month of March 1941, subject to such changes and adjustments as have been authorized by the Office of Price Administration.
- (b) evicting or attempting to evict any tenant from any rental unit owned by or under the control of the defendant in any manner in violation of Section 6 of the Maximum Rent Regulation for Housing.

It is further ordered by the Court that the defendant be and he is hereby commanded and directed to:

- (c) forthwith file in the office of the Area Rent Director, Sapulpa, Oklahoma a proper notice of all changes in tenants hereafter to occur in connection with all rental units owned by or under the control of the defendant in Eristow, Oklahoma.

It is further ordered and adjudged that the plaintiff have and recover from the defendant the sum of \$2649.58 for the use and benefit of the United States Treasury, together with the cost of this action.

*Wayne H. Savage*  
UNITED STATES DISTRICT JUDGE

*D. K. Dwight Malcolm*  
*Atty for Plaintiff*  
*Frank Hickman*  
*Atty for Deft.*

IN THE UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

THESE BROTHERS, RICHARD THOR, )  
Office of Price Administration, )  
Plaintiff )

vs. )

THE KOPPEL CO., ETHEL KOPPEL, )  
a/b/a Koppell's Table Shop, )  
320 Johnstone, )  
Bartlesville, Oklahoma, )  
Defendants. )

CAPTION NO. 1698 ✓

J U R Y

On this 22nd day of January, 1942, the above cause came on for a pre-trial conference, and the plaintiff appeared by his attorney, John J. B. Cobb, and the defendants by their attorney, Richard K. Harris, and the attorneys for the parties made statements to the Court as to what evidence would be produced at the trial of said cause, and the Court, having considered the pleadings and the statements of counsel, and being fully advised in the premises, finds, as follows:

That the defendants are and have been engaged in selling certain commodities covered by Maximum Price Regulation No. 580, as amended, and revised Maximum Price Regulation No. 330, as amended, and have sold a number of items at above ceiling prices, as provided by said regulations, and have offered certain items for sale at above ceiling prices, and have also failed in certain particulars to prepare and keep in their place of business certain records required by said regulations. That the total overcharges made by the defendants, and concerning which the plaintiff is able to offer definite proof, aggregate the sum of \$2.86. That defendants are now in substantial compliance.

The Court further finds that the plaintiff is unable, and will be unable, to produce any direct or positive evidence to prove the number of sales made at above ceiling prices, or that such sales were made to more than one purchaser.

The Court further finds that the above mentioned violations were not intentional or willful on the part of the defendants, nor the result of their failure to take practicable precautions to avoid such violations, but that the violations admitted by the defendants are sufficient to warrant the issuance of an injunction against further violations; that there is no necessity for a

trial, and that judgment should be entered upon the admissions and statements of counsel in favor of the plaintiff for the sum of \$25.00, and that a permanent injunction should issue restraining the defendants from further violations, with a provision that if defendants comply with said regulations for a period of ninety days from this date, said injunction may not should be dissolved upon motion of defendants.

It is therefore Ordered and Decreed by the Court that the plaintiff have and recover from the defendants, Max Kopple (Koppel) and Ethel Kopple (Koppel) the sum of \$25.00 and all costs of this action.

It is further Ordered that the defendants, their agents, servants, employees, representatives and attorneys, or each of them, or all persons in active concert or participation with them, or either of them, be and the same are hereby permanently restrained and enjoined from either directly or indirectly violating any of the provisions of maximum price regulation No. 569, as amended, and particularly sections 4, 16, and in the end, and revised maximum price regulation No. 330, as amended, and particularly sections 3 and 9 to read.

It is further Ordered that if the defendants remain in compliance with said regulations for a period of ninety days from this date, the foregoing injunction will be dissolved upon motion of the defendants, and jurisdiction is hereby retained for the purpose of modifying or dissolving said injunction.

To which findings and judgment of the Court, the plaintiff excepts and his exceptions are hereby allowed.

APPROVED AS TO FORM:

(S) Hazel D. Dravage  
UNITED STATES DISTRICT JUDGE.

Edwin J. Bobb  
Attorney for plaintiff

Lewis W. Hamner  
Attorneys for defendants

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CELESTE ANDERSON et al. in OTTAWA COUNTY, CALIFORNIA, comprising approximately 421.50 acres, more or less; and Nancy Howe Dickson, et al.,

Defendants.

CIVIL No. 1160  
Tract No. 7 (66-78-1902)  
FEB 6 1946

ORDER FIXING TITLE, DECREEMING JUST COMPENSATION AND MAKING DISTRIBUTION AS TO TRACT NO. 7.

J. F. WARFIELD  
CLERK OF DISTRICT COURT

Now, on this 17th day of February, 1946, there

coming on for hearing the application of the defendants Fred F. Newton and Florence B. Newton, successors to Ewing Halsell and Lucille Halsell, for an order fixing title, decreeing just compensation and making distribution of Tract No. 7, and the court being fully advised in the premises, finds:

That Ewing Halsell was the owner of the land designated as Tract No. 7 when this proceeding was commenced, and that by warranty deed dated December 16, 1944, and recorded in Book 184 at page 495 in the office of the County Clerk of Ottawa County, California, and of a certain assignment in writing dated December 18, 1944, signed by Ewing Halsell, Fred F. Newton became the owner of all of the rights, interest and title of Ewing Halsell and Lucille Halsell in and to said tract of land; that in 1943 Thomas King, sometimes known as T. W. King, was a tenant in possession of said premises under a written contract with the owner Ewing Halsell, and that under the terms of said rental contract Thomas King was to receive two-thirds of all crops raised upon said premises; that the petitioner filed a declaration of value and deposited in the registry of this court the estimated just compensation in the sum of \$1100.00 as fixed by a stipulation signed by the defendants Newton and the petitioner, which sum included the sum of \$157.50 for crop damages arising out of the May, 1945, flood; that the court entered a judgment upon said declaration of value filed by the petitioner, thereby vesting the petitioner, the United States of America a perpetual easement to inundate, submerge and flow said premises to enter upon the same from time to time

in the performance of said acts, and decreed that the owners and those having any right, title or interest in and to said premises have and recover just compensation for the taking of said perpetual flowage easement and damages sustained by the May, 1943, flood.

The court further finds that the defendants Sexton in writing agreed to accept the sum of \$1100.00, inclusive of interest, in full satisfaction of their just compensation for the taking of a perpetual easement to inundate, submerge and flow said tract and to enter upon the same from time to time in the performance of said acts, and further in full satisfaction of their just compensation for any and all damages, in law, that the owners may have sustained by reason of the May, 1943, flood, or the inundation or overflowing of said tract subsequent to May, 1943, which stipulation and agreement was accepted by the petitioner.

The court further finds that the sum of \$1100.00 is just compensation for the injuries and damages sustained by the defendants.

The court further finds that of said sum so agreed upon as damages, the defendant, Fred E. Newton, is entitled to \$905.00 and Thomas King, sometimes known as T. M. King, is entitled to \$195.00, being two-thirds of the amount fixed as flood damage for May, 1943, flood; and that no person, firm, corporation, or taxing subdivision of the state other than said defendant Fred E. Newton and Thomas King have any right, title or interest in and to said just compensation.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the defendant Fred E. Newton, the owner of the land described as Tract No. 7, receive the sum of \$905.00 as his just compensation and that Thomas King receive \$195.00 as his 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.

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 Fred L. Newton	\$105.00
To Thomas King	\$105.00

*George H. Sawyer*  
 Judge.

APPROVED:

*Fred L. Newton*  
 Defendant

*Rayman*  
 His Attorney.

UNITED STATES OF AMERICA

By *G. E. Davidson*  
 Special Assistant United States  
 Attorney 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. 1168

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,  
OKLAHOMA, containing approximately 650.30  
acres, more or less; and M. F. Garman,  
et al.,

Defendants.

ORDER FIXING TITLE AND MAKING DISTRIBUTION  
AS TO TRACT NO. 22 (51 FW 1372 Rev.)

Now on this 1st day of February, 1946, there comes on for hearing pursuant to order of the court the matter of an order fixing title and making distribution as to Tract No. 22 (51 FW 1372 Rev.).

Defendant, John L. Crotzer, appeared in person and the court having heard the evidence adduced by said defendant and being fully advised in the premises, finds:

That the lands designated as Tract No. 22 (51 FW 1372) was owned when this action was begun by the persons and in the proportions, as follows:

Archie V. Crotzer,	an undivided 1/7th interest
Ethel L. Cotter,	" " " "
John L. Crotzer,	" " " "
Grace A. Nielson,	" " " "
Father Cotter,	" " " "
Vivien Robitaille Crotzer,	an undivided 1/28th interest
Henryetta Robitaille Brasher,	" " " "
Barbara Robitaille Masley,	" " " "
Homer Robitaille,	" " " "
Erma Crotzer Walker,	an undivided 2/63rds interest
Westine Crotzer, now Dodge,	an undivided 1/36th interest
Merl Crotzer,	" " " "
Marvin Crotzer,	" " " "
Laura Jean Crotzer,	" " " "

The petitioner filed a declaration of taking and deposited in the registry of court the estimated just compensation the sum of \$125.00 for the taking of a perpetual flowage easement upon and over said tract of land; that this court entered 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 made their report on May 5, 1945, awarding the amount of \$125.00 for the taking of said tract. Of the award of \$125.00, \$50.00 was allocated by the court commissioners for damages to growing crops during the year 1943; that said report was by the court confirmed and that the amount of \$125.00 was by said judgment fixed as just compensation for the taking of said tract.

The court further finds that the defendant, John L. Grotzer, was tenant upon Tract No. 22 during the year 1943 when said crop damages were suffered, and by agreement with the other parties in interest was entitled to all the crops produced on said land and is, therefore, entitled to the full amount of the \$50.00 awarded for crop damages.

The court further finds that no person, firm, corporation or taxing sub-division of the state, other than the parties hereinabove named, have any right, title or interest in and to said just compensation.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED 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:	Archie W. Grotzer, Owner,.....	\$10.71
	Ethel L. Cotter, Owner,.....	10.71
	John L. Grotzer, owner and tenant,.....	60.71
	Grace A. Nielson, owner,.....	10.71
	Esther Cotter, Owner,.....	10.71
	Vivien Robitaille Grotzer, owner,.....	2.68
	Henryetta Robitaille Brasher, owner,....	2.68
	Barbara Robitaille Wasley, owner,.....	2.68
	Romer Robitaille, owner,.....	2.68
	Erma Grotzer Walker, owner,.....	2.39
	Wastine Grotzer, now Dodge, owner,.....	2.08
	Merl Grotzer, owner,.....	2.09
	Marvin Grotzer, owner,.....	2.08
	Laura Jean Grotzer, owner,.....	2.09

Tract No. 22 (51 FW 1372 Rev.)

JUDGE

United States of America - - - - - Plaintiff,  
vs  
Carroll, in parcels of land in Bel-  
mont County, West Virginia et al - - - - - Defendants.

No. 2172-Civil  
March 6, 11,  
(1911-1905)

ORDER OF THE COURT

On this 11th day of February, 1911, there being a judicial day of court, the following case was called on for trial, to-wit: Plaintiff vs. Defendants, et al. The case was called on for trial and the following facts were stated:

The defendants by their attorneys appeared and a motion was submitted and granted by the court, to-wit: that the case be set for trial on the 11th day of March, 1911, at which time the plaintiff herein has requested an appropriation of money to be paid over to the plaintiff in connection with the operations of the Grant River Dam project, and is not in the enjoyment of said easement; that the amount of such appropriation has been determined in the sum of \$50.00 and is to be paid into the office of the clerk of this court, to the credit of the various individual defendants' accounts; that defendants are the true owners of said tract of land and said land is free of all other claims, mortgages, liens or encumbrances so that plaintiffs are entitled to the amount of said money in the sum of \$50.00, there being no protest or objection on file and no adverse claim as to said money;

It is ordered that the Clerk of this court do forthwith disburse and pay said sum of \$50.00 to take an appeal thereon.

*Rayce H. Savage*  
Judge

FR  
Frank Nestitt  
only for plaintiffs  
Dr. D.

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, DECREEEING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO. 32 (57 F<sup>W</sup> 1750)  
TRACT NO. 33 (57 F<sup>W</sup> 1751)

NOW, on this 7<sup>th</sup> day of February, 1945, there

coming on for hearing the application of the defendant, Alvin Smith

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

as to Tract No. 32 (57 F<sup>W</sup> 1750) and Tract No. 33 (57 F<sup>W</sup> 1751)

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

That the defendant, Alvin Smith, was

the owner of the lands designated as Tract No. 32 (57 F 1750) and Tract No. 33  
(57 F<sup>W</sup> 1751) 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 \$18.00 and \$15.00, respectively, for the

taking of a perpetual flowage easement upon and over

said tracts 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, said perpetual flowage easements

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 easements;

The Court further finds that the defendant, Alvin Smith, in writing, agreed to grant and sell to the petitioner, perpetual easements for flowage purposes upon and over said tracts of land for the sum of \$ 18.00 and \$15.00, respectively, which was accepted by the petitioner.

The Court further finds that the sum of \$ 18.00 and \$15.00, respectively 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, Alvin Smith, was the owner of the lands designated as Tract No. 32 (57 F 1750) and Tract No. 33 (57 FW-1751) when this proceeding was commenced, and that the sum of \$ 18.00 and \$15.00, respectively 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: Alvin Smith, Owner  
Tract No. 32 (57 FW 1750), . . . . . \$18.00  
Tract No. 33 (57 FW 1751), . . . . . \$15.00

OK  
gsc

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 781.70 acres, more or less; and Nettie  
Cooper, et al.,**

Defendants,

CIVIL NO. 1231

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO. 7 ( 58 FW 1734 Rev.)

NOW, on this 7<sup>th</sup> day of February, 1945, there  
coming on for hearing the application of the defendant, Mary L. Garriott and R. T. Groom,

for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 7 (58 FW 1734 Rev.)

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

That the defendant, Mary L. Garriott, was

the owner of the land designated as Tract No. 7 (58 FW 1734 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 \$ 70.00 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, **Mary L. Garriott**,  
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 \$ 70.00  
which was accepted by the petitioner.

The Court further finds that the sum of \$ 70.00 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, **Mary L. Garriott**, was

the owner of the land designated as Tract No. 7 (58 PW 1734 Rev.)

when this proceeding was commenced, and that the sum of \$ 70.00

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: **Mary L. Garriott, Fee Owner,**  
**Tract No. 7 (58 PW 1734 Rev.).....\$70.00**

OK  
JJC

*Rayce H. Savage*  
JUDGE





UNITED STATES DISTRICT COURT FOR THE NORTHERN  
DISTRICT OF OKLAHOMA

- - - - -

MAUDE FINCHER and MAUDE FINCHER, as  
Administratrix of the Estate of J. W.  
Fincher, deceased,

Plaintiff,

vs.

DEEP ROCK OIL CORPORATION,

Defendant.

No. 1666-Civil.

ORDER APPROVING SETTLEMENT AND DISMISSAL WITH PREJUDICE.

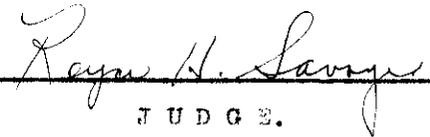
NOW, on this the 7th day of February, 1946, the above styled and numbered cause comes on regularly for hearing pursuant to prior assignment. The plaintiff appeared in person and by her attorney, Kermit Nash. The defendant appeared by its attorney, Charles N. Champion. Whereupon, the plaintiff and defendant, by their respective counsel, informs the Court that the parties to said cause have agreed upon and entered into a stipulation of settlement and compromise of all issues in said cause, and the plaintiff in open Court files and presents her Motion for the approval of said settlement and compromise, and further having filed a Stipulation of Settlement and Compromise, and the Court, having considered said Motion and Stipulation, and having heard the evidence on the part of the plaintiff and the statement of counsel for the respective parties, finds that the Settlement and Compromise made and entered into by the plaintiff and defendant is fair and reasonable and should be approved and confirmed, and that upon the payment by the defendant to the plaintiff of the sum of \$532.82, this cause should be dismissed with prejudice.

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED and DECREED by the Court that the Settlement and Compromise of the issues in this cause, made and agreed upon by the plaintiff and the defendant,

be, and the same is hereby, in all things, approved and confirmed;  
and

IT IS FURTHER ORDERED that upon the payment by the defendant to the plaintiff the sum of \$532.82, that the same shall be in full and complete payment and settlement of all issues in this cause and of any and all claims and demands which the plaintiff in her own right, and for and on behalf of the surviving heirs at law and next of kin of the said J. A. Fincher, deceased, and plaintiff as administratrix of the estate of J. A. Fincher, deceased, may now have or hereafter have, against the defendant, for damages on account of the death of the said J. A. Fincher, including all claims or causes of actions for pain and suffering, hospital, doctor, medical or funeral expenses; and

IT IS FURTHER ORDERED that upon the payment by the defendant to the plaintiff of said sum, that this cause be dismissed with prejudice.

  
J U D G E.

IN THE UNITED STATES COURT OF FEDERAL JUDICIAL DISTRICTS  
OF OKLAHOMA.

Josiah V. Bolton, Plaintiff

vs.

NO. 16880

Elyde H. Gilbertson, Defendant

JUDGMENT.

Now on this the 5th day of February 1946, of this term, before the Honorable Royce H. Savage, Judge of the Northern District of the State of Oklahoma, sitting without a jury, at the Federal Building in Tulsa, County, Oklahoma, this cause came on to be heard and the plaintiff appearing in person and by his attorney of record, Burns Keelin, and the defendant appearing in person and by his attorney of record, Fred Speckman, all the court having heard the evidence of witnesses, sworn on examined in open court and having heard argument of counsel and the court having made his findings of facts and conclusions of law now does upon due consideration thereof find that the plaintiff is entitled to judgment against the defendant for the sum of \$191.50 for overtime work; for the further sum of \$191.50 for his liquidated damages herein and for the further sum of \$100.00 on his reasonable attorney's fees and his cost expended herein.

Therefore, it is ordered, adjudged and decreed by the court that the plaintiff, Josiah V. Bolton, have and take judgment against the defendant, Elyde H. Gilbertson, for the sum of \$191.50; for the further sum of \$191.50 his liquidated damages; for the further sum of \$100.00 his reasonable attorney's fees and cost of this action to be taxed by the clerk of this court.

Royce 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. 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. 3 (19 FW 764)

Now on this 12th day of February, 1946, there comes on for hearing the application of Harry Evans for an order fixing title and making distribution as to the lands designated and described in this proceeding as Tract No. 3 (19 FW 764), and the Court being fully advised in the premises, finds:

That Harry Evans is presently the owner of said Tract No. 3, having acquired it from Herbert DuBois subsequent to the institution of this action, and by assignment from Herbert DuBois, filed herein, is entitled to receive the just compensation awarded for the taking of said tract.

That the compensation as fixed by report of commissioners upon and over said tract is \$87.50; that said award has become final and that there is now on deposit in the registry of the court the sum of \$87.50 deposited by petitioner with its declaration of taking as the estimated just compensation for the taking of said tract.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that Harry Evans is the owner of the fee simple title in and to Tract No. 3 (19 FW 764) and is the only person entitled to receive the compensation awarded for said taking.

IT IS FURTHER ORDERED that the sum of \$87.50 is just compensation for the taking of said tract.

IT IS FURTHER ORDERED that the Clerk of this Court pay to Harry Evans said just compensation in the sum of \$87.50.

James H. ...  
JUDGE

IN THE UNITED STATES DISTRICT COURT OF NEW YORK  
IN THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,	Petitioner	)
		)
vs.		)
		)
CERTAIN PARCELS OF LAND IN DISTRICT OF COLUMBIA AND		)
ADJACENT TO U. S. TRAIL, DISTRICT OF COLUMBIA, and		)
J. W. FINE et al.,	Defendants.	)

CIVIL NO. 1129

ORDER FIXING TITLE AND MAKING DISTRIBUTION AS TO TRACTS 15 (30 P. 1010), 17 (30 P. 1014), 21 (30 P. 1018), AND 34 (31 P. 1012)

Now on this 27th day of February, 1948, there coming on for hearing the application of J. W. Fine for an order fixing title and making distribution as to the lands designated and described in this proceeding as:

Tract No. 15 (30 P. 1010), Tract No. 17 (30 P. 1014),  
Tract No. 21 (30 P. 1018), and Tract No. 34 (31 P. 1012).

and the court being fully advised in the premises finds that J. W. Fine was the sole owner of said tracts of land at the time of the Government's taking herein and that he is the only person entitled to receive said compensation; that the report of the commissioners is now final and that the final and just compensation for the taking of a perpetual flowage easement upon and over said tracts of land is, as follows:

Tract No. 15 (30 P. 1010)	38.00
Tract No. 17 (30 P. 1014)	3.00
Tract No. 21 (30 P. 1018)	40.00
Tract No. 34 (31 P. 1012)	50.00
Total	139.00

The Court further finds that the petitioner has now on deposit in the Registry of this Court the sum of \$139.00 which was the estimated just compensation for the taking of said estate in said tracts and that this amount may be paid out immediately to the owner of said tracts.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that  
F. M. Bartley was the sole owner of the entire fee simple title in and  
to the tracts of land designated and described in this proceeding as  
Tracts 15 (30 PW 1010), 17 (30 PW 1014), 21 (30 PW 1018), and 34 (31 PW  
1012), and that he is the only person entitled to receive the compensation  
awarded for said taking.

IT IS FURTHER ORDERED that the sum of \$189.50 is full and just  
compensation for said taking for said tracts.

IT IS FURTHER ORDERED that the Clerk of this Court pay to the said  
F. M. Bartley said just compensation in the sum of \$189.50; that of said  
amount the sum of \$152.90 be paid forthwith, and that the balance in  
the sum of \$36.60 be paid to said F. M. Bartley immediately following  
the deposit of said amount in the Registry of this Court by the petitioner.

615-97C

W. J. H. H. H.  
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 COTEAU COUNTY,  
OKLAHOMA, containing approximately 77.90  
acres, more or less, and Wilson Darity,  
et al.,**

Defendants,

CIVIL NO. 1147

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO. 5 (41 NW 1183)

NOW, on this 12<sup>th</sup> day of February, 1945, there  
coming on for hearing the application of the defendant, **Charles D. Wilson,**

for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 5 (41 NW 1183)

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

That the defendant, **Charles D. Wilson,** was

the owner of the land designated as Tract No. 5 (41 NW 1183)  
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 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 D. Wilson,**  
, 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 **\$106.20**  
which ~~was~~ accepted by the petitioner.

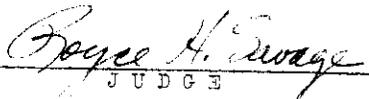
The Court further finds that the sum of **\$106.20, is**  
just compensation for the injuries and damages sustained by said defendant

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 D. Wilson, was**  
the owner of the land designated as Tract No. 5 (41 FW 1183)  
when this proceeding was commenced, and that the sum of **\$106.20**  
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 D. Wilson, Fee Owner,**  
**Tract No. 5 (41 FW 1183).....\$106.20**

  
\_\_\_\_\_  
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. 1178

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,  
OKLAHOMA, containing approximately 41.82  
acres, more or less; and Mesa Grande Yacht  
Club, et al.,

Defendants.

ORDER FIXING TITLE, DECREERING JUST COMPENSATION, AND  
MAKING DISTRIBUTION AS TO A PART OF TRACT  
NO. 11 (12 FW 805)

Now on this 20 day of February, 1946, there coming on for hearing  
the application of Paul R. Wing and Alberta M. Wing for an order fixing title  
and making distribution as to a part of the lands designated and described in  
this proceeding as Tract No. 11 (12 FW 805), and the Court being fully advised  
in the premises, finds:

That Paul R. Wing and Alberta M. Wing were the sole owners of said  
tract of land at the time of the Government's taking and that they are the  
only persons entitled to receive said just compensation; that the report of  
commissioners herein has become final and that the just compensation for the  
taking of a perpetual flowage easement upon and over that part of Tract No. 11  
(12 FW 805) owned by Paul R. Wing and Alberta M. Wing is \$100.00; that said sum  
of \$100.00 was deposited by petitioner as the estimated just compensation for  
the taking of said tract and is now on deposit in the registry of this court.

That no person, firm, or corporation has any claim, title, or interest  
and  
to said land/to said just compensation, other than the defendants, Paul R. Wing  
and Alberta M. Wing, and that there are no delinquent unpaid taxes upon said  
land; and that the sum of \$100.00 is just compensation for the estate and rights  
taken by the petitioner.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED by the Court that Paul  
R. Wing and Alberta M. Wing were the owners of the fee simple title in and to a

part of Tract No. 11 (12 NW 805) when this action was begun and are the only persons entitled to receive the compensation awarded for said taking.

IT IS FURTHER ORDERED that the Clerk of this Court pay to said Paul R. Wing and Alberta M. Wing the sum of \$100.00.

*W. C. A. ...*  
\_\_\_\_\_  
JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PERSONS, et al.,  
and John McCleskey, et al.,

Defendants,

CIVIL NO.

183

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

25 (54 A F 1435)

NOW, on this 13<sup>th</sup> day of February, 1949, there

coming on for hearing the application of the defendant, Roland A. Kropp,

for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 25 (54 A F 1435)

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

That the defendant, Roland A. Kropp, was

the owner of the land designated as Tract No. 25 (54 A F 1435)

when this proceeding was commenced; that the petitioner filed a Declaration  
of Taking and deposited in the registry of this Court the estimated just

compensation in the sum of \$ 132.00 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

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 flowage easement

The Court further finds that the defendant, Roland . Kropp, 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 \$ 182.00 which was accepted by the petitioner.

The Court further finds that the sum of \$ 182.00, 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, Roland . Kropp, w the owner of the land designated as Tract No. 25 (54 X P 1435) when this proceeding was commenced, and that the sum of \$ 182.00 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: Roland . Kropp, Owner  
Tract No. 25 (54 X P 1435), . . . . . 182.00

*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 OTTAWA COUNTY,  
OKLAHOMA, containing approximately 220.30  
acres, more or less; and T. L. Robinson,  
et al.,

Defendants.

CIVIL NO. 1201

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND  
MAKING DISTRIBUTION AS TO TRACT NO. 35 (58 FW 1733)

Now on this 21<sup>st</sup> day of February, 1946, there coming on for hearing the application of P. M. Young and Irene Young for an order fixing title and making distribution as to the lands designated and described in this proceeding as Tract No. 35 (58 FW 1733), and the court being fully advised in the premises, finds:

That P. M. Young and Irene Young are presently the owners of said tract of land, having acquired it since the institution of this action from Frank B. Pauly and Gladys M. Pauly, and by assignment from their grantors are entitled to receive the just compensation for the taking thereof as evidenced by disclaimer filed by Frank B. Pauly and Gladys M. Pauly herein.

The court further finds that P. M. Young and Irene Young made, in writing, an offer of sale to grant and sell to the petitioner a perpetual flowage easement upon and over the land designated as Tract No. 35 for and in the sum of \$80.00; that said offer of sale was accepted by the petitioner in writing on the 1st day of October, 1945, and that said sum as set out in the offer has been deposited in the registry of court by the petitioner.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that P. M. Young and Irene Young are the sole owners of the fee simple title in and to Tract No. 35 (58 FW 1733) and are the only persons entitled to receive the compensation awarded for the taking.

IT IS FURTHER ORDERED that the sum of \$80.00 is full and just compensation for the estate and rights taken by the petitioner. It is further

ordered that the Clerk of this Court pay to the said P. N. Young and Irene  
Young said just compensation in the amount of \$80.00.

ok-95c

Bruce H. ...  
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

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

3 (54X FW 1450 Revised)

NOW, on this 12<sup>th</sup> day of Feb, 1946, there  
~~January~~ coming on for hearing the application of the defendant, Roland G. Kropp

for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 3 (54X FW 1450 Revised)

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

That the defendant, Roland G. Kropp, was

the owner of the land designated as Tract No. 3 (54X FW 1450 Revised)  
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 \$ 70.50 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 recover just compensation for the taking of a flowage easement

The Court further finds that the defendant, **Roland O. Kropp**, 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 \$ **70.50** which **was** accepted by the petitioner.

The Court further finds that the sum of \$ **70.50**, 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, **Roland O. Kropp**, was the owner of the land designated as Tract No. **3 (54X FW 1450 Revised)** when this proceeding was commenced, and that the sum of \$ **70.50** 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: **Roland O. Kropp, Owner**  
**Tract No. 3 (54 X FW 1450 Revised), . . . . \$70.50**

*Royce H. Savage*  
JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CE MAIN 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

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO ~~TRACT NO. 2~~ PART OF TRACT NO. 2  
(34 NW 115 to 127 & 127A, B, D & E  
OWNED BY DIXIE JAMES)

NOW, on this 12th day of February, 1945, there

coming on for hearing the application of the defendant, Dixie James,

for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 2 (34 NW 115, etc.,)

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

That the defendant, Dixie James, was

a part of

the owner of the land designated as Tract No. 2 (34 NW 115 to 127, etc.,)

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 a perpetual flowage easement upon and over her part of

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

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

States of America, a perpetual flowage easement upon and over her part of 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, **Dixie James**,  
, in writing, agreed to grant and sell to the pe-  
titioner a perpetual flowage easement upon and over her part of  
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, **Dixie James**, was  
a part of  
the owner of the land designated as Tract No. 2 (34 RW 1115 to 1127, etc.,)  
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: **Dixie James**, fee owner of a part of  
Tract No. 2 (34 RW 1115 to 1127, etc.,).....\$50.00

*Rayce H. Savage*  
JUDGE

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

Jack L. Witt,

Plaintiff,

vs.

Re. 1702 Civil

C. W. Sallee, Universal Supply &  
Machinery Company, a corporation,  
Eomer Dunlap, doing business as St.  
Clair Lime Company, Universal Con-  
struction Company, a corporation,  
and City of Sallisaw, Oklahoma, a  
municipal corporation,

Defendants.

JOURNAL ENTRY OF JUDGMENT

Now on this 12th day of February, 1940, this cause comes on in regular order to be heard and tried. No party to the cause has demanded trial by jury of any issue herein. At this time there comes on to be heard the motion of plaintiff to authorize him to take possession of personal property and to sell same and for distribution of proceeds of sale and the motion of defendant Universal Construction Company for order directing delivery to it of certain tools in accordance with previous order of the court. Plaintiff, Jack L. Witt, appears in person and by his attorneys W. L. Smith and Phil J. Davis, Jr., by the latter. Defendant C. W. Sallee appears by his attorneys, Baker Hall and J. Fred Green. Defendants Universal Supply & Machinery Company, a corporation, and Universal Construction Company, a corporation, appear by their attorney, Eben L. Taylor. Defendant H. I. Courtney appears in person and by his attorney, Eben L. Taylor. It appears to the court that the matters presented by the aforesaid motion of defendant Universal Construction Company have been adjusted between the parties and that said motion is moot.

All the parties announce ready upon the aforesaid motion of the defendant Universal Supply & Machinery Company and for trial of the cause and the court proceeds to the hearing

and trial of all the issues thereon. The defendant C. W. Sallee assumes the burden of proof under the pleadings and introduces his evidence and rests. No other evidence is introduced. The statements of counsel are made.

Thereupon, the court having considered all the proceedings heretofore had, the evidence introduced and the statements of counsel herein finds:

I

The court has jurisdiction of this action and the parties hereto and the subject matter thereof.

II

Plaintiff and defendant Universal Supply & Machinery Company contracted on or about September 1, 1945, that plaintiff should procure for defendant Universal Supply & Machinery Company certain personal property which it required to perform a contract it had previously entered into with Homer Dunlap, doing business as St. Clair Lime Company, for the construction on the premises of the latter at Sallisaw, Sequoyah County, Oklahoma, of a plant for generating electric power thereat, and that plaintiff should retain title to the property which he should so procure until defendant Universal Supply & Machinery Company should pay him therefor; that plaintiff in the performance of his obligations under the contract he had made procured and delivered to defendant Universal Supply & Machinery Company the personal property hereinafter in this paragraph described, and which thereupon was delivered by defendant Universal Supply & Machinery Company to its subcontractor, the defendant Universal Construction Company, for use in constructing said plant, and said property, at the time this suit was commenced was, and now is, located on said premises at Sallisaw, Sequoyah County, Oklahoma:



104'0" - 1" Used Flain end pipe  
100' - 3/4" New Plain pipe not threaded  
21' - 1/2" " " " " "  
29'3" - 1" Used Line Pipe (Standard)

The construction of said plant was not completed and has been definitely discontinued; defendant Universal Supply & Machinery Company has not paid plaintiff nor caused plaintiff to be paid for said property or for any of it; and plaintiff is now the sole owner of said property and is entitled to the exclusive possession thereof; and is entitled to injunctive relief, as hereinafter provided, for the protection of his rights in said property; nor has any of the other parties hereto any right or title therein or thereto.

III

Plaintiff has performed all his obligations under the aforesaid contract between him and the defendant Universal Supply & Machinery Company and is under no further obligation to it with respect to said contract and is entitled to have said contract cancelled.

IV

No partnership was contracted for or formed by plaintiff, Jack L. Whitt, defendant C. W. Sallee and defendant R. T. Courtney, nor were they nor they and another or others, co-partners, at any time, and defendant C. W. Sallee was not entitled to prosecute, as plaintiff, the action in the District Court of Sequoyan County, Oklahoma, entitled and numbered C. W. Sallee, plaintiff, vs. R. T. Courtney, et al, defendants, No. 9147, and is without right to maintain the same against the plaintiff herein, Jack L. Whitt, and the defendant herein R. T. Courtney, or either of them.

V

Defendant C. W. Sallee was employed to supervise the construction of the aforesaid plant, rendered services in said employment and there is due him for his services a balance in

the sum of \$150.00 which he should recover upon his counterclaim from the plaintiff and the defendant Universal Supply & Machinery Company and the defendant Universal Construction Company; but defendant C. W. Sallee is not entitled to any other relief upon said counterclaim.

VI

The defendant C. W. Sallee is not entitled to any relief upon his cross claim against the defendant H. T. Courtney.

VII

The defendant Universal Construction Company is not entitled to any relief upon its counterclaim against the defendant C. W. Sallee.

VIII

On the trial, defendant Universal Construction Company has admitted that it is due the creditors hereinafter named, for obligations contracted by it in connection with the uncompleted construction of said plant, the respective amounts now stated and the plaintiff, in his motion aforesaid, and upon the trial has asked that he be permitted to accept an offer of the City ofallisaw, Oklahoma, to buy from him the 13 G. E. Transformers included in the personal property described in the preceding paragraph II hereof and to apply the proceeds of the sale as hereinafter is adjudged, and the proposed sale should be consummated and such application should be made.:

W. J. Walton . . . . .	195.00
G. C. Packard Lumber Company . . . . .	48.00
Lackey Auto Supply Company . . . . .	20.75
Cullum Bros. Garage. . . . .	1.00
Earl Cagle . . . . .	10.00
Polly Ann Mills. . . . .	10.00
Atlas A. King. . . . .	11.25
Wheeler Lumber Company . . . . .	.32
Fred Cook. . . . .	4.00
H. D. Chapman. . . . .	29.00
Interstate Electric Company. . . . .	50.75
Rex Lockhart . . . . .	59.00
Arkholz Sand & Gravel Company. . . . .	328.57
Jewel Walters. . . . .	36.45
Hanna Welders Supply Company . . . . .	75.50
Southwestern Bell Telephone Company. . . . .	61.50.

IT IS, THEREFORE, ORDERED AND ADJUDGED that:

(1) The aforesaid motion of defendant Universal Construction Company is dismissed;

(2) The aforesaid motion of plaintiff is sustained as hereinafter is provided;

(3) Plaintiff, Jack L. Whitt, is the sole owner of all the property hereinabove in paragraph II described and is entitled to the exclusive possession thereof and the defendants C. W. Sallee, Universal Supply & Machinery Company, Universal Construction Company, and each of them, and their agents, associates, servants and representatives are absolutely and permanently enjoined from in any manner or by any means asserting or claiming any right, title, interest or estate adverse to the plaintiff in said personal property or any of it, and from disturbing or interfering with him in his exclusive quiet and peaceable possession and use of it and are strictly required to refrain from in any manner or by any means opposing or preventing the removal by the plaintiff, his agents and servants of all said personal property or any of it from the premises occupied by Homer Dunlap, doing business as St. Clair Lime Company, at Sallisaw, Sequoyah County, Oklahoma, to any other point or place;

(4) Plaintiff, Jack L. Whitt, shall sell to City of Sallisaw, Oklahoma, for the sum of \$1,700.00 the 13 U. E. Transformers hereinabove in paragraph II described and upon payment to him of said purchase price in cash shall deliver them in their present condition and at their present location to City of Sallisaw and shall execute and deliver to it a bill of sale for them and thereupon shall pay to Tidewater Associated Oil Company, a corporation, the sum of \$1,008.01 in full settlement, satisfaction and extinguishment of any and all its claims in, to, upon and against any and all the property hereinabove in paragraph II described and against any and all the parties hereto with respect to said personal property, and shall pay the claims against

defendant Universal Construction Company hereinabove in paragraph VIII set out, except such of said claims as theretofore shall have been paid by defendant Universal Construction Company; provided, however, that no liability of the plaintiff nor of any other party hereto to said claimants or any of them shall arise or be established by this judgment, the payments directed to be made by the plaintiff upon all said claims shall not exceed the total sum of \$691.99 and if the total of said claims, other than those so excepted, shall exceed \$691.99, plaintiff may select the claims to which said sum shall be applied; and the release of this judgment by the defendant C. W. Sallee shall operate as a release of record of all the obligations of the plaintiff hereunder and said defendant shall not release this judgment until the plaintiff shall have complied with the provisions of this paragraph unless the court by order shall otherwise direct;

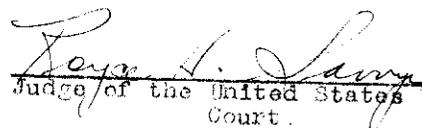
(5) Defendant C. W. Sallee do have and recover of the plaintiff, Jack L. Whitt, and the defendant Universal Supply & Machinery Company and the defendant Universal Construction Company upon the counterclaim of the defendant C. W. Sallee, the sum of \$150.00, and, except as hereinbefore in this paragraph provided, said counterclaim of the defendant is denied;

(6) The cross claim of the defendant C. W. Sallee against the defendant R. T. Courtney is denied;

(7) The counterclaim of the defendant Universal Construction Company against the defendant C. W. Sallee is denied;

(8) The aforesaid contract between the plaintiff and the defendant Universal Supply & machinery Company is cancelled and each of the parties thereto is absolved from liability thereon; and

(9) The costs of this action, all of which have been deposited with the clerk by the plaintiff, are taxed against the plaintiff.

  
Judge of the United States District  
Court.

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

CHESTER BOWLES, ADMINISTRATOR  
Office of Price Administration

Plaintiff

vs

CIVIL ACTION NO. 1743

GARRETT RAMSEY d/b/a  
Ramsey Motor Company  
Bixby, Oklahoma

Defendant

F I N A L D E C R E E

This cause now comes on for final trial and disposition. The court thereupon examines the files and pleadings in this case and finds that the defendant has been properly served a summons that this court has jurisdiction of the parties and the subject matter of this action:

That the defendant has filed in this cause his consent for a final decree and has approved in writing a suggested form of final decree.

The court further finds that all the material allegations in the plaintiff's complaint are true and correct; that said defendant has been violating said regulation and particularly Sections 1361.3, 1361.3a, 1361.4, 1361.5, and 1361.6 as set out in Count I, and that said defendant has sold the farm machinery described in Count II in the respective amount above the ceiling price as plead by the plaintiff and that the plaintiff is now entitled to a permanent injunction as prayed for and for judgment against the defendant in the sum of \$707.31, interest as provided by law, and costs.

It is therefore ordered and decreed by the court that the defendant, his agents, servants, employees, and representatives, and each of them and all persons in active concert or participation with either of them, be and they are hereby permanently enjoined from either directly or indirectly:

1. Selling, delivering, or receiving payment for farm machinery in excess of the Maximum Ceiling Price as provided by WPR 133 as amended or as may be hereafter amended, and said parties are mandatorily ordered to comply with said regulation and particularly Sections 1361.3, 1361.3a, 1361.4, 1361.5, and 1361.6 of said regulation.

2. For further judgment against the defendant, Barrett Ramsey, for the sum of \$707.31 with interest at six per cent (6%) per annum from the date of this judgment until paid and for all costs expended. Issued at Tulsa, Oklahoma, February 15<sup>th</sup>, 1946.

Ray H. Lange  
Judge

Waldo J. Oden  
Attorneys for Plaintiff  
518 Key Building  
Oklahoma City, Oklahoma

Barrett Ramsey  
Defendant for himself

Entered:

Filed Feb. 15, 1946  
H. P. Wainwright Clerk  
H. L. Stewart Const.

UNITED STATES DISTRICT COURT FOR  
THE NORTHERN DISTRICT OF OKLAHOMA

United States of America,  
Plaintiff,  
v.  
J. C. Winton,  
Defendant.

No. 174- Civil

ORDER

Now on this 12th day of February, 1946, the above  
entitled coming on for hearing and the plaintiff appearing  
by Wit V. Sany, United States Attorney, and John A. Malone,  
Assistant United States Attorney, for the Northern District  
of Oklahoma, and the defendant appearing in person and the  
defendant having advised the court that he had prior to  
this date vacated and removed from the premises described  
in said complaint and had yielded said premises to the  
plaintiff;

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED by the  
court that the complaint filed herein be dismissed at the  
cost of the defendant and that the costs in the sum of  
\$6.64 be taxed against the defendant.

Wit V. Sany  
JUDGE

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

United States of America, )  
 )  
 Plaintiff, )  
 vs. ) No. 1122 Civil  
 )  
 Anthony Frank Rotondo, et al., )  
 )  
 Defendants. )

JOURNAL ENTRY

This matter coming on for hearing this 8th day of February, 1946, and the plaintiff, United States of America, appearing by Eric L. Haney, United States Attorney for the Northern District of Oregon, and the defendant, T.H. Simmons, appearing by his attorney, Walter L. Simmel, and the defendant, B.L. Woodson, appeared not.

The court after being fully advised in the premises, finds that B.L. Woodson has been legally served with summons and is in default.

The court further finds that on or about the 12th day of October, 1945, the said defendants, B.L. Woodson and T.H. Simmons, executed and delivered a certain bond for the appearance of Anthony Frank Rotondo before the United States District Court for the Northern District of Oregon. That on the 6th day of November, 1945, the said Anthony Frank Rotondo failed to appear before the United States District Court for the Northern District of Oregon and said bond was on said date forfeited.

The court further finds that pursuant to the terms and provisions of said bond the defendants B.L. Woodson and T.H. Simmons are indebted to the United States of America in the sum of Twenty Five Hundred Dollars (\$2,500.00) and plaintiff is entitled to judgment for said amount.

No service having been obtained upon Anthony Frank Rotondo, this cause is closed insofar as he is concerned.

IT IS THEREFORE ORDERED, ADJUDGED and DECIDED that the United States of America have and receive judgment against the defendants, B.L. Woodson and T.H. Simmons, and each of them in the sum of Twenty Five



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

Ellis Gilchrist and Mabel  
Gilchrist,

Plaintiffs,

Vs.,

H. D. Youngman, et al.,

Defendants.

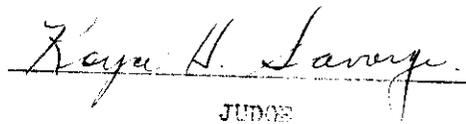
No. 1757 Civil

O R D E R

Come now the plaintiffs and defendants in the above entitled cause and by their attorneys of record file a stipulation herein for the dismissal of this cause with prejudice and at the cost of defendants, and pursuant to said stipulation,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED by the Court that such cause be dismissed with prejudice to a new action and that the defendants pay all costs incurred herein.

IT IS FURTHER ORDERED that the re-delivery bond in attachment filed in said cause be adjudged null and void and the surety thereon exonerated. IT IS FURTHER ORDERED that the attorneys' docket fee is waived.

  
\_\_\_\_\_  
JUDGE

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

Mollie Gibbs et al., Plaintiffs

vs

The Unknown Heirs, etc. of Wiley  
Grayson, deceased, et al., Defendants

No. 1495 Civil

Walter B. Hess, and  
United States of America, Interveners.

ORDER APPOINTING COMMISSIONERS REPORT,  
AND DIRECTING COURT CLERK TO ISSUE  
ORDER OF SALE AND APPOINTING JOHN P.  
LOGAN, UNITED STATES MARSHAL TO MAKE SALE.

Now on this 18 day of February, 1946, comes on to be heard the motion of plaintiffs herein for order of this court approving report of commissioners heretofore appointed to view and appraise the following land located in Tulsa County, State of Oklahoma, to-wit:

$\frac{1}{2}$  of  $\frac{1}{2}$  of  $\frac{1}{2}$  of  $\frac{1}{2}$  of  $\frac{1}{2}$  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.

$\frac{3}{8}$  of  $\frac{1}{2}$  of  $\frac{1}{2}$  of  $\frac{1}{2}$  of SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 3, 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,

and it appearing that said commissioners have made their report in writing and filed same in this cause; and that the Clerk of this Court issue an order of sale, and appointing John P. Logan, United States Marshal to make sale of said land. And it further appearing that there are no objections filed to said Commissioners report.

It is therefore ordered, adjudged and decreed by the Court that the commissioners report filed herein be and the same is approved and confirmed; it is the further order of the Court that the Clerk of this Court be and he is hereby directed to issue an order of sale of the land herein described.

It is the further order of the Court that John P. Logan, United States Marshal for the Northern District of Oklahoma to advertise and sell the above described land as provided by law in such cases made and provided and that he report his doings therein for further order of this Court.

ROYCE H. SAVAGE  
District Judge

ENCLOSED: Filed Feb 18 1946  
H. P. Warfield, Clerk  
U. S. District Court



North half of North half of Section 7,  
T12S, R15W, S1E, situated  
in Grant County, State of Indiana

The interest in the legal title herein vested in the  
following persons in the interest set opposite their  
respective names, as follows, to-wit:

Charles Deaver	5/16ths interest
Richard Wesley	1/8th interest
John Scott	5/72nds interest
Marshall Scott	5/72nds interest
Amey Levy, nee Scott	5/72nds interest
Martha Scott	5/72nds interest
John Scott	5/72nds interest
John Scott	5/72nds interest

and their heirs and assigns to enjoy and possess the same  
and the same to be divided equally among all of the parties herein  
named, and any estate, legal or equitable, in and to the same, or any  
part thereof;

AND WHEREAS the said Deaver, Wesley, Scotts, and Levys are entitled  
to the interest in the land herein above described in severalty of  
said land as herein set forth.

AND WHEREAS the said Deaver, Wesley, Scotts, and Levys are entitled  
to the interest in the land herein above described in severalty of  
said land as herein set forth, and the same is restricted and held in  
trust for the use of the said Deaver, Wesley, Scotts, and Levys, and  
their heirs, in accordance with the provisions of the Acts  
of Congress.

AND WHEREAS the said Deaver, Wesley, Scotts, and Levys are entitled  
to the interest in the land herein above described in severalty of  
said land as herein set forth, and the same is restricted and held in  
trust for the use of the said Deaver, Wesley, Scotts, and Levys, and  
their heirs, in accordance with the provisions of the Acts of Congress,  
and the said Deaver, Wesley, Scotts, and Levys are entitled to the  
same in severalty of said land as herein set forth, and the same is  
restricted and held in trust for the use of the said Deaver, Wesley,  
Scotts, and Levys, and their heirs, in accordance with the provisions  
of the Acts of Congress.



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

Lucy Scott now Gray,  
Henry Scott, Rose Scott,  
Samuel Scott, Minie Scott  
and Susie Scott,

Plaintiffs,

-vs-

James Scott,

Defendant,

United States of America,

Intervener.

No. 1730  
CIVIL

J U D G M E N T

This cause coming on for hearing pursuant to prior assignment on the 8th day of February, 1946, plaintiffs appearing by their attorneys, Hugh W. Handlin, Marvin Balch and Charles B. Hamilton, and the United States of America appearing by itself and on behalf of all restricted Indian heirs of Nausoche Beaver now Scott, full blood Creek Indian, Roll No. 7427, deceased, by Whit K. Mauzy, United States Attorney. The Court finds that this cause was regularly removed from the District Court of Creek County, Oklahoma, under the provisions of Section 3 of the Act of April 12, 1926 (44 Stat. 339).

The Court accordingly finds and adjudges that this Court has jurisdiction to proceed with the hearing of this cause, and the Court after an examination of the summons, finds that the same has been had in the manner provided by the Statutes; it is accordingly therefore adjudged that said summons and service thereof be, and the same are hereby approved.

And thereupon the Court, after hearing the evidence and statement of counsel, files its findings of fact and conclusions of law, all of which are hereby referred to, approved and adopted, and in accordance therewith on the 8th day of February, 1946.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED by the Court that the land duly allotted to Nausoche Beaver now Scott, full blood Creek Indian, Roll No. 7427, described as follows, to-wit:

each half of the Northwest quarter and the south half of the northeast quarter of section 10 north 16 west, range 8 east, situated in Creek County, Oklahoma,

is now owned by and the legal title thereto vested in the following named persons in the interest set opposite their respective names, as follows, to-wit:

- James Scott, an undivided 1/3 interest
- One Scott, an undivided 1/3 interest
- Henry Scott, an undivided 1/3 interest
- Samuel Scott, an undivided 1/3 interest
- Mary Scott now Gray, an undivided 1/3 interest
- Eric Scott, an undivided 1/3 interest
- Eric Scott, an undivided 1/3 interest

and their title and right of possession is forever settled and quieted and each and all of the parties herein named, and anyone claiming by, through, or under them, or any of them; and

IT IS HEREBY ORDERED, ADJUDGED, DECREED AND DECREED that the parties last hereinabove named are in possession of said land as co-tenants.

IT IS HEREBY ORDERED, ADJUDGED, DECREED AND DECREED that the interests owned by each of the parties last hereinabove named in said land, is restricted and barred from taxation in their hands, in accordance with the provisions of the acts of Congress.

IT IS HEREBY ORDERED, ADJUDGED, DECREED AND DECREED that the findings and conclusions of the court as to the heirs of Muscoche Weaver now Scott, full-blood Creek Indian, Roll No. 7497, as set out in the findings of fact and a column of law filed herewith, be, and the same are hereby affirmed and adopted, and judgment is hereby entered establishing such findings and conclusions as a decree of heirship of the said Muscoche Weaver now Scott.

IT IS HEREBY ORDERED, ADJUDGED, DECREED AND DECREED that no other persons than those named in said findings of fact and conclusions of law as heirs of the said Muscoche Weaver now Scott, are now heirs or have any right, title, claim, or interest in and to the two parts of the said Muscoche Weaver now Scott, deceased, and that said land is subject to partition.

IT IS FURTHER CONSIDERED, ADJUDGED AND DECREED BY THE COURT that C. C. Weber, Willard Cunningham and Leslie Suits be, and they are hereby appointed commissioners to make partition of said property among the parties hereto as their interests appear, and that if partition in kind can not be made, said commissioners cause an appraisement to be made of said property and make due return to this court of their findings; that before entering upon their duties they take and subscribe to the oath provided by law; that a certified copy of this judgment be their authority for proceeding with their duties.

Edmund H. Sawyer  
JUDGE

as to fees -  
Charles H. Hamilton  
Edmund H. Sawyer  
As Marvin, etc.

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

United States of America - - - - - Plaintiff, }  
vs }  
Certain parcels of land in Ottawa }  
County, Oklahoma, R.D. Painter et }  
al - - - - - Defendants.)

No. 1135-Civil,  
Tract No. 23,  
(40 FW-1235)

ORDER OF DISBURSEMENT

Now this 13th day of February 1946, same being a judicial day of said court, this cause comes on for hearing on the application of R.D. Painter for disbursement of funds. The applicant appears in person and by attorney, and there being no protests, objections, or adverse claim, it was then shown to the court :

1. Plaintiff herein has condemned and appropriated a flowage easement on and over Tract No. 23 (40 FW-1235) and is now in the use and enjoyment of said easement.

2. The damages caused by the appropriation of said flowage easement has been finally fixed in the sum of \$187.00 and plaintiff has paid that sum of money into the office of the clerk of this court for the benefit of those lawfully entitled thereto.

3. The applicant, R.D. Painter, is the record title owner, and in actual possession of said land, and he and his predecessors in title have been in the open, exclusive, and adverse possession of said land for more than 15 years last past so that he has valid prescriptive title.

4. That Jennie L. Wright obtained a resale tax deed on the NW-1/4-3E of Section 29, Twp. 26, North, Range 24 East, which deed is of record in book 87, page 404 of the public records of Ottawa County, Oklahoma; that said Jennie L. Wright was never in possession of said land, and her claim of title to said land, if any, has been barred by the Statute of Limitations of the State of Oklahoma so that she has no right, title or interest in the moneys herein.

IT IS THEREFORE ORDERED that the clerk of this court do forthwith disburse and pay the sum of \$187.00 to R.D. Painter, the applicant herein.

31-99C

George H. ...  
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 217.10  
acres, more or less; and Anna Beaver Hallam,  
et al.,**

Defendants,

CIVIL NO. 1169

FILED  
FEB 19 1949

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO. 16 (49 FW 1521)

J. P. WARFIELD  
CLERK OF DISTRICT COURT

NOW, on this *19<sup>th</sup>* day of **February**, 194~~8~~<sup>9</sup>, there

coming on for hearing the application of the defendant, **J. K. Workman,**

for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. **16 (49 FW 1521)**

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

That the defendant, **J. K. Workman,** was

the owner of the land designated as Tract No. **16 (49 FW 1521)**

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 **\$28.95** for the  
taking of **a perpetual flowa e 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, **J. K. Workman**,  
, 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 \$**28.95**,  
which ~~was~~ accepted by the petitioner.

The Court further finds that the sum of \$**28.95** 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

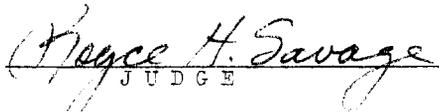
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that  
the defendant, **J. K. Workman**, was

the owner of the land designated as Tract No. **16 (49 FW 1521)**  
when this proceeding was commenced, and that the sum of \$**28.95**

**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: **J. K. Workman, fee owner,**  
Tract No. 16 (49 FW 1521).....\$28.95

  
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 and others,

Defendants.

No. 478-100

ORDER FOR DISBURSEMENT OF FUNDS

H. P. WALKER  
ATTORNEY AT LAW  
MESA GRANDE, OKLAHOMA

This matter coming on for hearing this 9th day of  
February, 1948 upon the application of one of the defendants,  
A. N. Roberts by and through his attorney H. P. Walker for  
the disbursement of funds.

The court finds that the said defendant, A. N. Roberts,  
is the owner of Tract No. 24 (25 PW 879) all that part of the  
NW NW NW Section 22 T. 25 N 23 E lying below elevation 757  
Sea Level Datum except that portion owned by the Grand River  
Dam Authority containing approximately 1.62 acres; that the  
plaintiff herein condemned, taken and is now in possession  
of the said tract of land to the extent of its flowage easement  
thereon; that the damages occasioned by the condemnation and  
taking of the flowage easement were fixed by a jury on the  
day of November 1945 at the sum of \$150. That  
there is at this time \$11.92 interest now due making a total  
sum of \$161.92; that the same should be distributed to the  
defendant A. N. Roberts.

It is so ordered.

H. P. Walker  
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 220.30 acres, more or less;  
and T. J. Robinson, et al.,

Defendants,

CIVIL NO. 1201

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO. 37 (58 FW 1737)

NOW, on this 19th day of February, 1945, there

coming on for hearing the application of the defendants, N.D.Lane, Myrtle M.Lane, and  
Dora Jones, now Watters,  
for an order fixing title, decreasing just compensation and making distribution  
as to Tract No. 37 (58 FW 1737)  
and the Court being fully advised in the premises, finds:

That the defendant s, N.D.Lane, Myrtle M.Lane, and Dora Jones, now Watters, were  
the owners of the land designated as Tract No. 37 (58 FW 1737)  
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 \$ 75.00 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, **N. D. Lane and Myrtle E. Lane,**  
, 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 \$ 75.00  
which was accepted by the petitioner.

The Court further finds that the sum of \$ 75.00 is  
just compensation for the injuries and damages sustained by said defendants

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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that  
the defendants, **N. D. Lane, Myrtle E. Lane, and Dora Jones, now Watters,** were  
the owners of the land designated as Tract No. 37 (58 FW 1737)  
when this proceeding was commenced, and that the sum of \$ 75.00

is just compensation for the damages sustained by the defendant s ;  
**N. D. Lane and Myrtle E. Lane, are**  
and that said defendant s / the only person s 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: **N. D. Lane and Myrtle E. Lane, Owners,**  
**Tract No. 37 (58 FW 1737).....\$75.00**

  
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;  
and M. R. Tidwell, Jr., et al.,

Defendants,

CIVIL NO. 1203

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO. 2 (58 FW 1741)

NOW, on this 19<sup>th</sup> day of February, 1946, there  
coming on for hearing the application of the defendants, N. D. Lane, Myrtle E. Lane,  
and Dora Jones, now Watters,  
for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 2 (58 FW 1741)  
and the Court being fully advised in the premises, finds:

That the defendants, N. D. Lane, Myrtle E. Lane, and Dora Jones, now Watters,  
were  
/ the owners of the land designated as Tract No. 2 (58 FW 1741)  
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 \$30.00 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<sup>s</sup>, N. D. Lane and Myrtle E. Lane,  
, 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 \$30.00  
which was accepted by the petitioner.

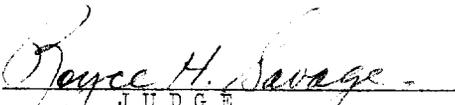
The Court further finds that the sum of \$30.00 is  
just compensation for the injuries and damages sustained by said defendant<sup>s</sup>.

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<sup>s</sup>, N. D. Lane, Myrtle E. Lane, and Dora Jones, now Watters, were  
the owner<sup>s</sup> of the land designated as Tract No. 2 (58 FW 1741)  
when this proceeding was commenced, and that the sum of \$30.00  
is just compensation for the damages sustained by the defendant<sup>s</sup> /  
N. D. Lane and Myrtle E. Lane  
and that said defendant<sup>s</sup> N. D. Lane and Myrtle E. Lane are  
the only person<sup>s</sup> 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: N. D. Lane and Myrtle E. Lane, Owners,  
Tract No. 2 (58 FW 1741).....\$30.00

  
\_\_\_\_\_  
JUDGE

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

FEB 25 1946

NANA M. COOPER,

Plaintiff,

-vs-

NEW YORK LIFE INSURANCE COMPANY,

Defendant,

H. P. WANFIELD  
CLERK OF DISTRICT COURT

NO. 1553 - CIVIL

ORDER OVERRULING MOTION FOR NEW TRIAL AND MOTION  
TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW

NOW, on this 21st day of February, 1946, the motion of the defendant, New York Life Insurance Company, for a new trial and the motion of said defendant to amend the findings of fact and conclusions of law filed herein, come on for hearing in regular order. Plaintiff and defendant appearing by their respective counsel and the Court upon consideration thereof, finds that each of said motions should be overruled.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the motion of the defendant for a new trial and the motion of the defendant to amend the findings of fact and conclusions of law filed herein be, and the same are hereby overruled.

*Donald A. ...*  
District Judge

UNITED STATES OF AMERICA, ss:

THE PRESIDENT OF THE UNITED STATES OF AMERICA

(SEAL)

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

GREETING:

WHEREAS, lately in the District Court of the United States for the Northern District of Oklahoma, before you, or some of you in a cause between State of Oklahoma, plaintiff, and United States Civil Service Commission, defendant, No. 1279, Civil, the judgment of the said district court in said cause, entered on June 25, 1945, was in the following words, viz:

\* \* \* \* \*

"It is therefore ordered, adjudged and decreed that judgment be and the same hereby is entered for the respondent and the relief demanded by the complainant be, and the same hereby is denied, and that the order of the Civil Service Commission be, and the same hereby is, affirmed, and the clerk ordered to enter judgment on the records of his office as of this date.

"And It Is So Ordered."

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 State of Oklahoma, agreeably to the Act of Congress, in such case made and provided, fully and at large appears;

AND WHEREAS, at the November 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.

-- January 18, 1946.

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

WITNESS, the Honorable HARLAN F. STONE, Chief Justice of the  
United States, the 23rd day of February, in the year of our Lord one thousand  
nine hundred and forty six.

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

ENDORSED: Filed Feb 25 1946  
H. P. WARFIELD, CLERK  
U. S. DISTRICT COURT

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IN THE U. S. COURT FOR THE NORTHERN DISTRICT OF THE STATE  
OF OKLAHOMA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LEWIS DUBOIS, ET AL.,

Defendants,

Civil No. 1112  
Tract No. 22 (19 PW 787)

**FILED**  
MAR 1 1946

ORDER OF DISBURSEMENT AS TO FUNDS IN  
TRACT NO. 22

**R. P. WARFIELD**  
CLERK OF THE DISTRICT COURT

Now on this 27th day of March, 1946, before the Honorable Royce H. Savage, Judge of the U. S. Court for the Northern District of the State of Oklahoma, the application of Mamie Hardy for the disbursement of funds for tract number 22 herein comes on to be heard pursuant to regular assignment and notice and the court after examining the files and records and hearing evidence finds:

1. That the plaintiff herein has heretofore acquired a flowage easement on and over the lands described and designated as tract number 22; that the plaintiff has heretofore paid into the registry of this court for the benefit of persons entitled thereto the sum of \$352.50, the same being the amount fixed by commissioners appointed by the court to appraise the damages due said lands by the acquisition of a flowage easement thereon and being the amount heretofore adjudged by the court as just compensation for the acquisition of said easement.

2. The court further finds that said lands were in the record name of Lewis Dubois at the time of said condemnation but that by an understanding, agreement and contract between Mamie Hardy and Lewis Dubois monies obtained from the plaintiff herein for the taking of said easement belong to Mamie Hardy.

3. The Court further finds that Lewis Dubois has heretofore in writing filed herein an assignment of all of his right, title and interest in and to said funds to the said Mamie Hardy.

IT IS THEREFORE THE ORDER JUDGMENT AND DECREE of this court that the Clerk hereof shall execute and appropriate voucher in the amount of \$352.50 payable to Mamie Hardy.

OK 120

/s/ Royce H. Savage  
JUDGE OF THE U. S. COURT IN AND FOR  
THE NORTHERN DISTRICT OF THE STATE  
OF OKLAHOMA

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CIVIL NO. 1131

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,  
OKLAHOMA, and Paul Scott, et al.,

Defendants.

RECEIVED 1946

**H. P. WARFIELD**  
ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING DISTRIBUTION AS TO TRACTS NOS. 41 and 44 (35 FW 1071 Rev.); and (35 FW 1080).

Now on this 1st day of March, 1946, there coming on for hearing the application of H. A. Andrews, Superintendent of the Quapaw Indian Agency, for an order fixing title and making distribution as to the lands designated and described in this proceeding as Tract No. 41 (35 FW 1071 Rev.) and Tract No. 44 (35 FW 1980), and the court being fully advised in the premises, finds:

That when this action was begun, the United States of America held in trust for the heirs of Ellen Jamison, deceased, title to said tracts of land; that the report of commissioners heretofore made has become final and that the just compensation for the taking of a perpetual flowage easement upon and over said tracts of land is, as follows: Tract No. 41 (35 FW 1071 Rev.), \$222.40; Tract No. 44 (35 FW 1080), \$214.50, and that said amounts are now on deposit in the registry of the court.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED by the court that at the time of the institution of this action, title to Tracts Nos. 41 and 44 was held by the United States of America in trust for the heirs of Ellen Jamison, deceased; that no other persons are entitled to receive the compensation awarded for said taking.

IT IS FURTHER ORDERED that the sums of \$222.40 and \$214.50 are full and just compensation for the taking of Tracts Nos. 41 and 44, respectively.

IT IS FURTHER ORDERED that the Clerk of this Court pay to the Treasurer of the United States of America for the use and benefit of the heirs of Ellen Jamison, deceased, the sum of \$436.90.

*OK 1946*

*H. P. Warfield*  
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 215.60  
acres, more or less; and Ida Guyami Rhodes,  
et al.,

Defendants.

CIVIL NO. 1134

MAILED 1946

**H. F. WARFIELD**  
ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING DISTRIBUTION AS TO TRACT NO. 41 (37 FW 1068)

Now on this <sup>Monday</sup> ~~1st~~ day of ~~February~~, 1946, there coming on for hearing the application of H. A. Andrews, Superintendent of the Quanaw Indian Agency, for an order fixing title and making distribution as to the land designated and described in this proceeding as Tract No. 41 (37 FW 1068), and the court being fully advised in the premises, finds:

That when this action was begun, the United States of America held in trust for the heirs of Eva Jamison, deceased, title to said tract of land; that the report of commissioners heretofore made has become final and that the just compensation for the taking of a perpetual flowage easement upon and over said tract of land is, as follows: Tract No. 41 (37 FW 1068), \$3.20, and that amount is now on deposit in the registry of the court.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED by the court that at the time of the institution of this action, title to Tract No. 41 was held by the United States of America in trust for the heirs of Eva Jamison, deceased; that no other persons are entitled to receive the compensation awarded for said taking.

IT IS FURTHER ORDERED that the sum of \$3.20 is full and just compensation for the taking of Tract No. 41.

IT IS FURTHER ORDERED that the Clerk of this Court pay to the Treasurer of the United States of America for the use and benefit of the heirs of Eva Jamison, deceased, the sum of \$3.20.

*Charles A. Savage*  
JUDGE

OK 117-

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

UNITED STATES OF AMERICA,

Betitioner,

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

H. F. WARFIELD  
CLERK OF DISTRICT COURT

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO. 2 (47 FW 1595 Rev.)

Now on this 1st day of March, 1946, there coming on for hearing the application of defendants, O. D. McGaughey and Bessie M. McGaughey, for an order fixing title and making distribution as to Tract No. 2 and the Court being fully advised in the premises, finds:

That the defendant, O. D. McGaughey, was the owner of the land designated as Tract No. 2 (47 FW 1595 Rev.) when this action was begun and is presently the owner thereof; that the just compensation for the taking of said tract was fixed by jury verdict in the amount of \$750.00, of which amount \$276.50 was deposited by petitioner <sup>as the</sup> estimated just compensation at the time of institution of the action; that the deficiency of \$473.50 bears interest at the rate of 6% per annum from the date of the taking until paid into the registry of court, and that petitioner has deposited the full amount of the judgment and interest, and that there is presently on deposit for the taking of said tract the sum of \$803.64; that there are no other persons, firms, corporations or taxing subdivisions of the state interested in said just compensation and that distribution should be made to O. D. McGaughey.

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

TO: O. D. McGaughey, Fee Owner,  
Tract No. 2 (47 FW 1595 Rev.).....\$803.64

*Handwritten initials*

H. F. Warfield  
JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CIVIL NO. 1193

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY, OKLAHOMA,  
and G. M. London, et al.,

Defendants,

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO. 12 (57 FW 1775)

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

NOW, on this 27<sup>th</sup> day of February, 1946, there  
coming on for hearing the application of the defendant, **Frank J. Gutting,**

for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 12 (57 FW 1775)  
and the Court being fully advised in the premises, finds:

That the defendant, **Frank J. Gutting,** was

the owner of the land designated as Tract No. 12 (57 FW 1775)  
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 \$53.00 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, **Frank J. Gutting**,  
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 \$ **53.00**,  
which was accepted by the petitioner.

The Court further finds that the sum of \$ **53.00** 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, **Frank J. Gutting**, was  
the owner of the land designated as Tract No. **12 (57 FW 1775)**  
when this proceeding was commenced, and that the sum of \$ **53.00**  
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: **Frank J. Gutting, Fee Owner,**  
**Tract No. 12 (57 FW 1775).....\$53.00**

*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-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,  
OKLAHOMA, and G. M. London, et al.,

Defendants,

CIVIL NO. 1193

MAR 1 1946

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING  
DISTRIBUTION AS TO TRACT NO. 10 (57 FW 1773)

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

NOW, on this 10<sup>th</sup> day of March, 1945, there

coming on for hearing; the application of the defendant s, Blaine E. Williams and Minnie Mae Williams,

for an order fixing title, decreeing just compensation and making distribution  
as to Tract No. 10 (57 FW 1773)

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

That the defendant s, Blaine E. Williams and Minnie Mae Williams, were  
the owners of the land designated as Tract No. 10 (57 FW 1773)  
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 \$ 45.00 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, **Blaine E. Williams and Minnie Mae Williams**, 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 \$45.00 which was accepted by the petitioner.

The Court further finds that the sum of \$45.00 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, **Blaine E. Williams and Minnie Mae Williams**, were the owners of the land designated as Tract No. 10 (57 FW 1773) when this proceeding was commenced, and that the sum of \$45.00 is just compensation for the damages sustained by the defendants; and that said defendants are the only persons having any right, title or interest in and to said just compensation, except

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: **Blaine E. Williams and Minnie Mae Williams,**  
**Fee Owners, Tract 10 (57 FW 1773).....\$45.00**

*Royce H. Swager*  
\_\_\_\_\_  
JUDGE

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

United States of America,

Plaintiff,

vs.

No. 1709 Civil

Board of County Commissioners of  
Washington County, State of Oklahoma,  
Marvin H. Dillingham, County Treasurer,  
Washington County, State of Oklahoma,  
and Walter Coombs, County Assessor,  
Washington County, State of Oklahoma,

Defendants.

FILED  
JAN 24 1946  
J. P. WARFIELD  
CLERK OF DISTRICT COURT

JOURNAL ENTRY

This matter coming on for hearing this 22nd day of January, 1946, in its regular order and the plaintiff, United States of America, appearing by Whit Y. Maszy, United States Attorney for the Northern District of Oklahoma, and the defendants and each of them appearing by their attorneys, J.D. Plunkett and Richard K. Harris, and the court being fully advised in the premises and after the introduction of evidence, has filed with the clerk of this court its findings of fact and conclusions of law and finds that judgment should be entered in accordance with said findings of fact and conclusions of law.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the plaintiff, United States of America, have and recover judgment on its first cause of action against the defendants and each of them in the sum of Fifty Seven Dollars and Thirty-four Cents (\$57.34), together with interest thereon at the rate of 6% per annum from the 29th day of November, 1945, until paid and for the costs of this action.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the plaintiff have and recover judgment on its second cause of action in the sum of One Hundred Ten Dollars and One Cent (\$110.01), together with interest thereon at the rate of 6% per annum from the 29th day of November, 1945, until paid and for the costs of this action.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the following described real estate, to-wit:

W $\frac{1}{2}$  SE $\frac{1}{4}$  and W $\frac{1}{2}$  E $\frac{1}{2}$  SE $\frac{1}{4}$  and South 20 acres of Lot 2, and Southwest 10 acres of Lot 1, less 3.12 acres, all in Section 5, Township 28 North, Range 14 East of the Indian Meridian, situate in Washington County, State of Oklahoma,

be removed from the tax rolls of Washington County, Oklahoma, and that any and all assessments entered on said tax rolls for the year 1938 and subsequent years be and the same hereby are cancelled and the defendants and each of them are hereby perpetually restrained and enjoined from placing said aforescribed real estate or any part thereof upon the tax rolls of Washington County, Oklahoma, or from assessing or attempting to assess or from collecting or attempting to collect or from taking any steps whatsoever towards collection of any taxes against the aforescribed real estate as long as it retains its present status.

IT IS FURTHER ORDERED that execution issue.

*Signed*

Royce H. Lively  
JUDGE.

O.K. as to form:

Walt Y. Maury  
Walt Y. Maury, United States Attorney  
Attorney for Plaintiff.

O.K. as to form:

Wm. Bennett  
County Attorney of Washington County,  
Oklahoma

Richard E. Harris  
Assistant County Attorney of Wash-  
ington County, Oklahoma.  
Attorneys for Defendants.

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

FANNIE HAWKINS, now Dew,  
Plaintiff,  
vs.  
JOHN DREADFULWATER, et al,  
Defendants.

No. 1735 Civil

**F I L E D**  
MAR 1 1946

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

O R D E R

This matter coming on for hearing this 21st day of February, 1946, upon the motion of the United States to quash service of notice upon the Superintendent and the United States appearing by Whit E. Mauzy, United States Attorney for the Northern District of Oklahoma, and the plaintiff appearing by J.S. Severson and the court after being advised in the premises and after argument of counsel, finds that the plaintiff entered its appearance in said cause in the State Court on the 22nd day of June, 1942, and that notice was served on the Superintendent of the Five Civilized Tribes on the 1st day of November, 1945, and that said motion should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the motion of the United States to quash service of notice upon the Superintendent of the Five Civilized Tribes be and hereby is sustained.

IT IS FURTHER ORDERED that since the United States is no longer interested in this controversy that this cause should be remanded to the District Court of Mayes County, Oklahoma.

AND IT IS SO ORDERED.

*George H. Mauzy*  
\_\_\_\_\_  
JUDGE

United States of America - - - - - Plaintiff,  
vs  
Arthur Anderson et al - - - - - Defendants.

✓  
No. 1188-Civil  
1947 No. 11  
(1947-1187)

The first day of March 1946, the said being a judicial day of said court, the said court was open for hearing on the application of Arthur Anderson for disbursement of funds.

The plaintiff and the defendant each filed a bill of their respective claims of indebtedness on said day and the same were read to and considered by the court, and the court then read advised of the proceeds of the said bill of defendant herein and defendant filed a bill of their claim over certain lands remaining and applicant herein described as tract No. 11 (44-11-117) and the court result- ing therefrom was as follows: that the said lands result- ing to the sum of \$1,000.00 plus accrued interest on the sum of \$100.00, making a total of \$1,100.00, which amount has been paid from the office of the clerk of said court.

The court finds that applicant and defendant herein are said lands, that there are no other taxes, mortgages, or other claims said land, and that applicant be entitled to the same of said land.

It is the order of the court that the clerk of said court do forthwith disburse and pay the sum of \$1,100.00 to Arthur Anderson.

*[Handwritten signature]*  
Clerk

\_\_\_\_\_  
Attorney for Plaintiff  
*[Handwritten signature]*  
\_\_\_\_\_  
Attorney for Defendant

*[Handwritten initials]*

**FILED**  
MAY 4 1946  
H. P. WARDEN  
Clerk

IN THE DISTRICT COURT OF THE STATE OF OKLAHOMA  
IN THE DISTRICT OF OKLAHOMA

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

✓  
No. 1163-Civil  
Tract No. 41  
(58-1499)

ORDER OF DISMISSEMENT

For this day of March, 1946, was being a judicial day of said court, this court came on for hearing on the application of R. F. Clapp for dismissal of funds.

The plaintiff and the applicant came upon by their respective attorneys of record, whereupon said application is presented to and considered by the court. And the court being well advised and in the premises finds that the plaintiff herein is condemned and appropriate a flowage easement and over certain lands belonging to the applicant herein described as Tract No. 41 (58-1499), and that the damages resulting from said taking have been fixed by the final judgment of this court at the sum of \$3,850.00 and that amount of money has been paid into the office of the clerk of this court. The court finds that of said amount, \$1,650.00 was allocated as damages to the land itself by reason of the taking of a flowage easement and that the further sum of \$700.00 crop damages has been awarded to the applicant herein.

The court finds that there are no unpaid taxes or liens against said land except a mortgage to the Commissioners of the Land Office of the State of Oklahoma and that all of the damages to the lands in the sum of \$1,650.00 should be paid on said mortgage to the Commissioners of the Land Office of the State of Oklahoma, and the remaining \$700.00 should be paid to the applicant herein.

IT IS THE ORDER OF THE COURT that the clerk of this court do forthwith disburse and pay the sum of \$1,650.00 to the Commissioners of the Land Office of the State of Oklahoma, as a payment on the mortgage on said lands, and disburse and pay the further sum of \$700.00 to the applicant R. F. Clapp and C. C. Clapp.

W. H. ...  
Judge

O.K. ...

Attorney for Plaintiff  
Frank ...  
Attorney for Defendant

FILED  
MAR 9 1946

H. F. WARFIELD  
CLERK OF DISTRICT COURT

THE DISTRICT COURT OF THE TERRITORY OF OKLAHOMA  
AT THE CITY OF OKLAHOMA

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

No. 1173-Civil  
Tract No. 21  
(1934-259)

ORDER OF DISBURSEMENT

Now this 5th day of March, 1948, some being a judicial day of said court, this cause comes on for hearing on the application of the Town of Grove for disbursement of funds.

The plaintiff and applicant each appear by their respective attorneys of record whereupon said application for disbursement is presented to and considered by the court, and the court being well advised of the premises finds that plaintiff herein has condemned and appropriated a fireage easement on lands belonging to the Town of Grove, herein styled as Tract No. 21 (1934-259); that the damages resulting from said taking has been taxed by the final judgment of this court in the sum of \$100.00, plus interest thereon in the sum of \$3.98, or a total of \$103.98, which money is now in the hands of the clerk of this court.

The court finds that the applicant, Town of Grove, Oklahoma, is the lawful owner of the lands on which said easement was taken, that there are no taxes, mortgages, or liens on said land and that said applicant is entitled to the whole of said fund.

It is the order of the court that the clerk of this court do forthwith disburse and pay to the Town of Grove, Oklahoma, the sum of \$103.98.

W. J. Savage  
Judge

[Signature]  
Attorney for Plaintiff  
[Signature]  
Attorney for Defendant

**FILED**  
MAR 5 1948

**H. P. WARFIELD**  
CLERK OF DISTRICT COURT

UNITED STATES DISTRICT COURT AND DISTRICT CLERK  
DISTRICT OF COLUMBIA

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

No. 3283-Civil  
Tract No. 28  
(83770-1479)

ORDER OF DISBURSEMENT

Now this 4th day of March 1946, some being a judicial day of said court, this cause comes on for hearing on the application of *Winnie Beckwith* for disbursement of moneys.

The Plaintiff and the applicant and a year 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 that plaintiff herein has condemned and appropriated a flowage easement on and over lands belonging to the applicant herein; that the damages resulting from said taking have been fixed by the final decree of this court in the sum of \$27.00, that the accrued interest on said judgment is 26.28, making a total of 857.28 which amount has been paid into the office of the clerk of this court.

The court finds that the applicant is the lawful owner of said lands, that there are no unpaid taxes, mortgages, or liens against said land, and that the whole of said funds should be paid to applicant herein.

It is therefore ordered that the clerk of this court do forthwith disburse and pay to the applicant, *W. Beckwith* the sum of 842.00 857.28

*W. J. Savage*  
Judge

C.C. *S.P.*

Attorney for Plaintiff  
*Frank ...*  
Attorney for Defendant

FILED  
MAR 4 1946

H. J. WATKINS  
District Clerk

Plaintiff: *[Name]*  
vs  
Defendant: *[Name]*

Case No. 20  
1947-1497

On this 10th day of March 1946, there being a judicial day of said court, this cause comes on for hearing in the presence of J. Spriggs for defendant of funds.

The plaintiff and applicant each appear by their respective attorneys of record, whereupon said application is presented to and considered by the court, and the court says that in view of the previous finding that plaintiff herein has condemned and appropriated a flood of water on and over certain lands owned by defendant and herein described as tract No. 22 (52-3-1-2). That the damages resulting from said action has been fixed by the final judgment of this court in the sum of \$3,150.00 with interest in the sum of \$131.58 and of said amount of damages so awarded \$150.00 is compensation for crops injured and destroyed. The court finds that the Metna Life Insurance Company has a mortgage on said lands, and by agreement with said Metna Life Insurance Company, a certain face and amount in the sum of \$751.36 is to be deducted therefrom, and further sum of \$150.00 for crop damages is due to the applicant herein, and the remainder in the sum of \$1,350.00 should be paid on the mortgage held by the Metna Life Insurance Company on said lands. The court finds that there are no unpaid taxes, or other liens or encumbrances against said land.

IT IS THEREFORE ORDERED that the clerk of this court do forthwith disburse and pay the sum of \$1,350.00 to the Metna Life Insurance Company as a payment on the mortgage on said lands; that the clerk disburse and pay the further sum of \$751.36 to Frank Hestitt to cover attorneys fee and expenses; that the clerk do further disburse and pay the further sum of \$150.00 to J.F. Spriggs.

*[Signature]*  
Judge

*[Signature]*  
Attorney for Plaintiff  
*[Signature]*  
Attorney for Defendant

FILED  
MAR 1 1946

H.P. WOODRUFF  
CLERK OF DISTRICT COURT





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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CIVIL NO. 1226

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

Defendants.

FILED

ORDER APPOINTING COMMISSIONERS

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

NOW, On this 4th day of March, 1946, 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 (59 - FW-1657)

Flowage Easement

All of the west 3.72 acres of Lot 2 in Sec. 35, 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 1.52 acres, together with all accretions thereto, if any, and including the bed and banks of the Neosho River adjacent thereto and incident to the ownership thereof, except that portion owned by the Grand River Dam Authority.

TRACT NO. 2 (59 - FW-1658)

Flowage Easement

All of the east 12.78 acres of Lot 2 and all of the  $N\frac{1}{2}$   $SE\frac{1}{4}$   $NW\frac{1}{4}$  and all of the  $SW\frac{1}{4}$   $SE\frac{1}{4}$   $NW\frac{1}{4}$  and all of Lot 3 in Sec. 35, 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 72.68 acres, together with all accretions thereto, if any, and including the bed and banks of the Neosho River adjacent thereto and incident to the ownership thereof.

TRACT NO. 3 (59 - FW-1663)

Flowage Easement

All that part of the  $SE\frac{1}{4}$   $NE\frac{1}{4}$  of Sec. 34, 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 38.0 acres, together with all accretions, if any, and including the bed and banks of the Neosho River adjacent thereto and incident to the ownership thereof.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said  $SE\frac{1}{4}$   $NE\frac{1}{4}$  lying above Elev. 756.1 Sea Level Datum, containing approximately 2.0 acres.

TRACT NO. 4 (59 - FW-1664)

Flowage Easement

All that part of Lot 2 in Sec. 34, 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 7.3 acres, together with all accretions thereto, if any, including the bed and banks of the Neosho River adjacent to said Lot 2 and incident to the ownership thereof, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said Lot 2 lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum, containing approximately 1.1 acres, including the bed and banks of the Neosho River adjacent to said Lot 2 and incident to the ownership thereof, lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum.

TRACT NO. 5 (59 - FW-1665)

Flowage Easement

All that part of the SW $\frac{1}{4}$  NE $\frac{1}{4}$  and all that part of Lot 3 of Sec. 34, 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 on which the Grand River Dam Authority has the right of flowage, containing approximately 5.5 acres, together with all accretions thereto, if any, including the bed and banks of the Neosho River adjacent to said Lot 3 and incident to the ownership thereof, lying below Elev. 756.1 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage.

Easement for Intermittent  
Flowage During Flood Periods

All that part of the said SW $\frac{1}{4}$  NE $\frac{1}{4}$  and all that part of Lot 3 lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum, containing approximately 27.9 acres, including the bed and banks of the Neosho River adjacent to said Lot 3 and incident to the ownership thereof, lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum.

TRACT NO. 6 (60 - FW-1667)

Flowage Easement

All that part of the NW $\frac{1}{4}$  SE $\frac{1}{4}$  and all that part of Lot 11 in Sec. 27, T 23 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 on which the Grand River Dam Authority has the right of flowage, containing approximately 8.9 acres, together with all accretions, if any, to said Lot 11 and including the bed and banks of the Neosho River adjacent to said Lot 11 and incident to the ownership thereof, lying below Elev. 756.1 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said NW $\frac{1}{4}$  SE $\frac{1}{4}$  and all that part of said Lot 11, lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum, containing approximately 23.4 acres.

TRACT NO. 7 (60 - FW-1668)

Flowage Easement

All that part of Lot 9 and all that part of Lot 10 in Sec. 27, and all that part of Lot 8 in Sec. 26, all in 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 on which the Grand River Dam Authority has the right of flowage, containing approximately 15.2 acres, together with all accretions, if any, to said Lots 8, 9, and 10, and including the bed and banks of the Neosho River adjacent thereto and incident to the ownership thereof, lying below Elev. 756.1 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage.

Easement for Intermittent  
Flowage During Flood Periods

All that part of the S $\frac{1}{2}$  NE $\frac{1}{4}$  NW $\frac{1}{4}$  and all that part of the SW $\frac{1}{2}$  NE $\frac{1}{4}$  of said Sec. 27, lying below Elev. 760.0 Sea Level Datum and all that part of said Lot 9 and all that part of said Lot 10, and all that part of said Lot 8 lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum, containing approximately 95.2 acres.

TRACT NO. 8 (60 - FW-1670 A)

Flowage Easement

All of Lot 7 in Sec. 26, T 28 N, R 22 E, of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, containing approximately 23.50 acres, together with all accretions, if any, and including the bed and banks of the Neosho River adjacent to said Lot 7 and incident to the ownership thereof, except that portion on which the Grand River Dam Authority has the right of flowage.

TRACT NO. 9 (60 - FW-1885)

Flowage Easement

All that part of Lot 2 lying below Elev. 756.1 Sea Level Datum and all of Lot 3 and all of Lot 6 in Section 27, and all of Lot 1 in Section 34, all in T 28 N, R 22 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, containing approximately 90.5 acres, together with all accretions, if any, and including the bed and banks of the Neosho River adjacent to said Lots 2, 3, 6, and 1, and incident to the ownership thereof, lying below Elev. 756.1 Sea Level Datum.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said Lot 2 lying above Elev. 756.1 Sea Level Datum, containing approximately 2.0 acres, together with all accretions, if any, to said Lot 2 including the bed and banks of the Neosho River adjacent and incident to the ownership of said Lot 2 lying above Elev. 756.1 Sea Level Datum.

TRACT NO. 10 (60 - FW-1886)

Flowage Easement

All of Lot 4, and all of Lot 5, in Sec. 27, T 28 N, R 22 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 28.1 acres, together with all accretions, if any, including the bed and banks of the Neosho River adjacent to said Lots 4 and 5 and incident to the ownership thereof, except that portion on which the Grand River Dam Authority has the right of flowage.

TRACT NO. 11 (60 - FW-1886 B)

Flowage Easement

All of Lot 3 in Sec. 22, T 28 N, R 22 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, containing approximately 7.00 acres, together with all accretions, if any, and including the bed and banks of the Neosho River adjacent to said Lot 3 and incident to the ownership thereof.

TRACT NO. 12 (60 - FW-1889)

Flowage Easement

All that part of Lot 1 in Sec. 27, T 28 N, R 22 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, containing approximately 13.7 acres, together with all accretions, if any, and including the bed and banks of the Neosho River adjacent to said Lot 1, and incident to the ownership thereof, lying below Elev. 756.1 Sea Level Datum.

Easement for Intermittent  
Flowage During Flood Periods

All that part of said Lot 1 lying above Elev. 756.1 Sea Level Datum, containing approximately 14.3 acres.

TRACT NO. 13 (60 - FW-1883)

Flowage Easement

All of Lot 7, and all of Lot 8, and all of the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 27, T 28 N, R 22 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 91.2 acres, together with all accretions, if any, and including the bed and banks of the Neosho River adjacent to said Lots 7 and 8 and incident to the ownership thereof, except that portion on which the Grand River Dam Authority has the right of flowage.

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 W. E. Grant of Tulsa County, Oklahoma; Kenneth Kouch of Tulsa County, Oklahoma; and T. B. Atarg 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 11th day of March, 1946, at the hour of 10:00 o'clock A.M., for the purpose of taking the oath of office and the performance of their duties.

George H. Surgen  
J U D G E

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

James Stewart,

Plaintiff,

vs.

No. 1723-Civil.

Missouri-Kansas-Texas Railroad  
Company, a corporation,

Defendant.

JOURNAL ENTRY

Now on this 28th day of February, 1946, the above entitled cause comes on regularly for trial, pursuant to assignment, and the parties hereto appearing by their respective attorneys of record, and plaintiff appearing in person, and all announcing ready for trial, and by agreement the cause is submitted to the court for trial without a jury, a jury being expressly waived, and thereupon evidence is submitted on behalf of the parties hereto, and the court having seen the pleadings on file and heard the evidence and stipulations of the parties, and being fully advised in the premises, finds that the plaintiff is entitled to recover from the defendant herein, because of all the matters and things set up in plaintiff's petition, the total sum of Nine Hundred (\$900.00) Dollars, and court costs.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED by the court that the plaintiff, James Stewart, have and recover of and from the defendant herein, Missouri-Kansas-Texas Railroad Company, the sum of Nine Hundred (\$900.00) Dollars, and court costs herein.

George H. Savage  
Judge.

O.K.

OC Lavender  
Attorney for Plaintiff.

M.D. Green  
John E. M. Taylor  
C. S. Walker  
Attorneys for Defendant.

F E D  
2047 1946  
H. P. WARFIELD  
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, containing approximately 21.90  
acres, more or less; and C. K. Rebman,  
et al.,

Defendants.

CIVIL NO. 1173 ✓

FILED

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

ORDER FIXING COMPENSATION UPON STIPULATION  
AS TO TRACT NO. 4 (28 FW - 484 Rev.)

Now on this 11 day of March, 1946, it appearing to the court that the petitioner, United States of America, instituted condemnation proceedings to acquire a perpetual easement upon and over the land designated and described as Tract No. 4 (28 FW - 484 Rev.) to inundate, submerge, and flow, and to enter upon the same from time to time in the performance of said acts; and it further appearing that the petitioner, United States of America, and the owners, R. D. Dawson and Elsie R. Dawson for themselves, and the owners, C. R. Stiver and T. E. Stiver by their attorney, Frank Nesbitt, stipulated and agreed, as follows, to-wit:

1. That the sum of \$190.00, inclusive of interest, shall be in full satisfaction of and just compensation for the taking of a perpetual easement upon and over the land designated as Tract No. 4 (28 FW - 484 Rev.) to inundate, submerge, and flow, and to enter upon the same from time to time in the performance of said acts, and shall be divided among the defendants as follows:

R. D. Dawson and Elsie R. Dawson, . . . . . \$ 40.00  
C. R. Stiver and T. E. Stiver, . . . . . \$ 150.00

2. That the sum of \$190.00, inclusive of interest, shall be in full satisfaction of and just compensation for any and all damages, if any, sustained

by the owners by reason of the May 1943 flood, or the inundating and overflowing of said tract of land subsequent to May 1943.

3. The said sum of \$190.00 shall be subject to all liens, encumbrances, and charges of whatsoever nature existing at the time of the taking of said estate in said tract of land and that any and all awards of just compensation ascertained and awarded in this proceeding, and established by judgment herein, to any and all other parties named as defendants herein, shall be payable out of and deductible from said sum.

It further appearing to this court that the petitioner has deposited in the Registry of this Court the sum of \$57.60, as the estimated just compensation for the taking of said estate in said Tract No. 4.

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED by this court that the stipulation entered into between the petitioner and the defendants, R. D. Dawson, Elsie R. Dawson, C. R. Stiver and T. E. Stiver, fixing the just compensation to be paid for the taking of a perpetual easement upon and over the land designated as Tract No. 4 to inundate, submerge, and flow, and to enter upon said tract from time to time in the performance of said acts, be, and is hereby approved in all respects.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the sum of \$190.00 is in full satisfaction of and just compensation for the taking of a perpetual easement upon and over said tract to inundate, submerge, and flow, and to enter upon from time to time in the performance of said acts, and is in full satisfaction of any and all damages, if any, that the defendants may have sustained by reason of the May 1943 flood, or the inundating and overflowing of said land subsequent to May 1943.

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 \$132.40, without interest, said sum being the deficiency between the just compensation herein fixed in the amount of \$190.00, and the sum of \$57.60 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 owners of said Tract No. 4 at the time of the institution of this action were and are now, R. D. Dawson, Elsie R. Dawson, C. R. Stiver and T. E. Stiver, and are the only persons entitled to share in the condemnation award. That the Clerk of this Court be, and he is hereby directed to make distribution to said persons as follows:

TO: R. D. Dawson and Elsie R. Dawson, . . . . . \$ 40.00  
TO: C. R. Stiver and T. E. Stiver, . . . . . \$150.00

*[Handwritten initials]*

*[Handwritten signature]*  
\_\_\_\_\_  
JUDGE

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

ORA LEE JACKSON, Executrix of the Estate  
of Jessie Lewis Jackson, Deceased,  
Plaintiff,

vs.

MIDLAND VALLEY RAILROAD COMPANY,  
a corporation, Defendant.

No. 1697 Civil

O R D E R

Now on this 11th day of March 1946, there comes up for disposition plaintiff's motion to dismiss the above action without prejudice, and the same having been duly presented by counsel for the parties, and fully understood and considered by the court.

IT IS HEREBY ORDERED AND ADJUDGED that plaintiff's said motion to dismiss be and the same is sustained, and the above numbered action is hereby dismissed, without prejudice to refileing the same as a part of case numbered 1528 (Civil) now pending in this court, to which ruling of the court the defendant then and there excepted, and exception allowed.

ROYCE H. SAVAGE

Judge

APPROVED: 2/23/46

ORRER LUELLEN

LOUIS H. WOLF

Attorneys for Plaintiff

JAMES D. GILSON

H. L. SMITH

Attorneys for Defendant

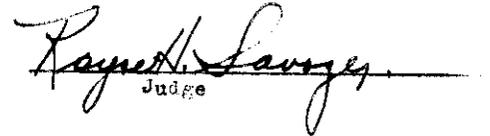
RECORDED: Filed March 11, 1946  
H. B. WARFIELD, CLERK  
U. S. DISTRICT COURT



defendant, Laverne C. Woods, between October 24, 1938 and January 23, 1942, for which she is entitled to one and one-half times the regular rate of pay received by her or a total of \_\_\_ hours, for which she is due the sum of \$100.00, plus a like amount of \$100.00 as liquidated damages, together with a reasonable attorney's fee in the sum of \$100.00.

IT IS THEREFORE HEREBY CONSIDERED, ORDERED, AND ADJUDGED BY THE COURT that plaintiff have and recover of and from Laverne C. Woods, doing business as Miller Woods Studio, the sum of \$100.00 as overtime wages and an additional sum of \$100.00 as liquidated damages and the further sum of \$100.00 as a reasonable attorney's fee or a total of \$300.00.

Plaintiff to pay all costs.

  
Judge

OK'd and Approved:

  
Attorney for Plaintiff

  
Attorney for Defendant

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

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

No. 1168-Civil  
Tract No. 46  
(RS JW-1507 Rev.)

ORDER OF DISBURSEMENT

Now this 11th day of March 1946, same being a judicial day of said court, this cause comes on for hearing on the application of G.W. Griffiths and Lula Griffiths for disbursement of funds now on deposit in the office of the clerk of this court.

The application having been presented to and considered by the court, the court finds that plaintiff herein has condemned and appropriated a flowage easement over the lands within the above described tract; that the damages resulting from the appropriation of such flowage easement has been fixed by judicial judgment of this court in the total sum of \$2,825.00, which amount of money has been paid into the office of the clerk of this court for the benefit of those lawfully entitled thereto; that moneys heretofore been paid to the applicant with an amount of \$500.00, leaving a balance on hand of \$2,325.00.

The court finds that applicants are the lawful owners of said lands, that the balance of the crop damages due the tenant has been paid to said tenant, that there are no unpaid taxes, mortgages or liens against said lands and that applicants are entitled to the moneys in the sum of \$2,325.00.

IT IS THEREFORE ORDERED that the clerk of this court do forthwith disburse and pay the sum of \$2,325.00 to G.W. Griffiths and Lula Griffiths.

George H. George  
Judge

O.K.

\_\_\_\_\_  
Attorney for plaintiff  
Frank W. [Signature]  
\_\_\_\_\_  
Attorney for defendant

IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA  
DISTRICT OF COLUMBIA

United States of America - - - - - Plaintiff, }  
vs } No. 1168-Civil  
Corbair, Gerald R. and }  
Cotton County, Georgia et al - - - - - Defendants. } Trust No. 45  
(88-1595)

ORDER OF REMITTANCE

On this 27th day of March 1966, there was a judicial try of said cause, this day being on the hearing on the application of G.W. Griffiths for reimbursement of funds.

The evidence having been presented and considered by the court, the court finds that plaintiff herein has condemned and appropriated a flow of water on and over lands owned by said applicant; that the damages resulting from such appropriation has been fixed by the final judgment of this court, and the amount thereof with the accrued interest thereon, the crop damages in the sum of \$900.00, making a total of \$7,227.87, has been paid into the office of the clerk of this court for the benefit of those lawfully entitled thereto; that \$900.00 thereof has heretofore been paid and deposited to applicant herein leaving a balance of \$7,227.87; that the applicant, G.W. Griffiths, has by written authority herein been authorized to collect all of said moneys by all persons having any interest in said lands; that there are no unpaid taxes, mortgages, or liens against said property, and the applicant is entitled to the balance due in the sum of \$7,227.87.

IT IS THEREFORE ORDERED that the clerk of this court do forthwith disburse and pay the sum of \$7,227.87 to G.W. Griffiths.

James M. Magee  
Judge

O.K. 15C

Attorney for plaintiff,  
Frank H. Smith  
Attorney for defendant

IN SENATE  
 THE COURT OF COMMON PLEAS  
 COUNTY OF OTTAWA

United States of America - - - - - Plaintiff, } vs } Certain parcels of land in } Ottawa County, Okla. et al - - - - Defendants. }	No. 1178-Civil, Tract No. 11, Tract No. 16.
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ORDER OF DISBURSEMENT

Now this 11th day of March, 1946, upon being a judicial day of said court this order given for reasons on the application of G. F. Funch, assignee of F. E. Countryman, and the same person), Roy Ash or Mrs. John W. Ash, asking that the clerk of said court be ordered to disburse and pay to them certain funds and moneys now on deposit in his office.

The application having been presented to and considered by the court, the court finds that plaintiff herein has encroached and appropriated - through assessment on and over lands owned by said applicants, respectively; that the damages resulting from such appropriation have been fixed by the final judgment of this court and the amount of the judgment with accrued interest thereon, has been paid into the office of the Clerk of this court for the benefit of said landowners; that no part of said moneys have been heretofore disbursed or paid out; that there are no taxes, mortgages or other liens against said properties, and that applicants are entitled to said funds and moneys, as to the tract respectively owned by him, in the amount hereinafter set forth.

IT IS THEREFORE ORDERED that the clerk of this court do forthwith disburse and pay to the respective applicants herein for the damages to each of the following described tracts, the following amounts, to wit:

1. G. F. Funch, (Tract 11, (12 P-305) Parcel 2 - - - 3754.94
2. G. F. Funch, as assignee of F. E. Countryman, Tract 11 (12 P-305) - - - - - 200.00
3. Mary Ash or Mrs John W. Ash (One and the same person), Tract 11 (12 P-305) Parcel 1 - - - - 1176.80

- 4. Roy Skinner, Tract 16 (12 10-811) - - - - - \$164.98
- 5. J. S. Case, Tract 16 (12 11-811-8) - - - - - 977.14

Walter H. Stevens  
Judge

Approved  
 [Signature]  
 Attorney for Plaintiff  
Frank [Signature]  
 [Faint text]

[Faint stamp or text]

UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF OKLAHOMA

United States of America - - - Plaintiff, )  
vs )  
Certain parcels of land in )  
Ottawa County, Okla. et al - - - Defendants. )

W. C. WARFIELD  
No. 1182-Civil,  
Tract No. 6,  
(53 FV-1403)

ORDER OF DISBURSEMENT TO MARGARET SHELTON

Now this 11th day of March, 1946, same being a judicial day of said court, this matter comes on for hearing on the application of Margaret Shelton, asking that certain funds and moneys now on deposit in the office of the Clerk of this court be disbursed and paid to her.

The application having been presented to and considered by the court and the court being well advised of the premises finds that applicant is the lawful owner and in possession of the lands herein styled as Tract No. 6 (53 FV-1403); that plaintiff herein has condemned and appropriated a flowage easement thereon for use in connection with the operation of the Grand River Dam Project; that the damages resulting from such appropriation have been fixed by the final judgment of this court in the sum of \$1750.00 and crop damages in the sum of \$600.00; that the sum of \$1800.00 thereof has heretofore been disbursed and paid to the Federal Land Bank of Wichita, Kansas as a credit on the mortgage on said lands for the benefit of the said landowner, leaving a balance on deposit in the office of the Clerk of this court in the sum of \$550.00. The court finds that Joe Burris, of Afton, Okla. 72002, was the tenant on said lands in 1943 and suffered crop damages and that no other tenant is entitled to any part of the crop damages; that said Joe Burris has agreed to accept the sum of \$150.00 in full satisfaction of his part of such crop damages; that the costs and expenses of preparing and trying said case for said landowner amounts to \$205.86 which amount should be paid to Frank Mesbitt.

The court finds that there are no unpaid taxes, liens or incumbrances against said tract of land except to the Federal Land Bank as aforesaid.

IT IS HEREBY ORDERED that the Clerk of this court do forthwith disburse and pay said sum of \$550.00 now on deposit in his office to the credit of the foregoing tract of land, to the following named persons in the following amounts :

Joe Burris, tenant - - - - -	\$150.00
Frank Nesbitt, attorney - - - - -	205.86
The Federal Land Bank of Wichita, Wichita, Kansas, as a credit on the mortgage - - - - -	194.14

*Doyce H. Savage*  
Judge

Approved *JSC*

\_\_\_\_\_  
Attorney for plaintiff

*Frank Nesbitt*  
Attorney for defendant



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

UNITED STATES OF AMERICA,

-vs-

CERTAIN PARCELS OF LAND IN STEVENS COUNTY,  
OKLAHOMA, and M. G. Tidwell, Jr., et al.,

Petitioner,

Defendants.

CIVIL NO. 1203 ✓

ORDER GRANTING LEAVE TO FILE AMENDMENT  
TO PETITION FOR CONDEMNATION

NOW, On this 12th day of March, 1946, there coming on for hearing the application of the petitioner, United States of America, for leave to file an amendment to its petition herein, and the court being fully advised in the premises, finds that said application should be granted, and the petitioner given leave to file an amendment to the petition herein, making additional parties defendant.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the petitioner, United States of America, be, and it is hereby granted leave and permission of this court to file an amendment to its petition herein, making additional parties defendant.

Wesley H. Savage  
Judge

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

UNITED STATES OF AMERICA,

Petitioner

vs.

1,802.61 acres of land, more or  
less, situate in Cossge County,  
Oklahoma, and Oliver P. Barnett,  
et al.,

Respondents

No. 1762 - Civil

**FILED**  
MAR 14 1946

ORDER GRANTING POSSESSION

**H. P. WARFIELD**  
CLERK OF DISTRICT COURT

Now on this 14th day of March, 1946, the United States of America, by Curtis P. Harris, Special Attorney for the Department of Justice, appeared before this court and presented a verified petition for condemnation in the above entitled proceeding, in which it is prayed that this court enter an order granting to the United States of America immediate possession of the lands described in the petition.

And the Court having considered the matter, and having examined all papers and documents filed herein, finds that said petition for condemnation has been duly filed in this proceeding at the request and under the authority of the Secretary of War and the Attorney General of the United States of America; that it is necessary that the United States of America take immediate possession of the lands hereinafter described; that funds have been appropriated and made available for the payment of just compensation for the lands to the persons entitled thereto; and that pursuant to the provisions of Section 5 of the River and Harbor Act approved July 18, 1918 (40 Stat. 811), and Section 6 of the Flood Control Act approved August 19, 1941 (Public Law 228-77th Congress; and Section 1 of the War Department Civil Appropriation Act, 1946, approved June 26, 1944 (Public Law 352-78th Congress), the United States of America is entitled to immediate possession of the land described in said petition.

IT IS, THEREFORE, ORDERED AND DECREED that any and all persons now in possession of or claiming any rights to the possession of the land described as follows, to-wit:

FEE TITLE

Tract No. A-1

A tract of land described as follows: Beginning at the Northwest corner of the Northwest Quarter (NW $\frac{1}{4}$ ) of Section Twelve (12), Township Twenty-eight (28) North, Range Eleven (11) East of the I. M., thence East 100 feet; thence South parallel to the West line of said Northwest Quarter to the center of Caney Creek, thence Southeasterly along the center of said Caney Creek to a point on the North ROW line of the A. T. & S. F. RR, thence Southwesterly along said North ROW line to the point of intersection with the West line of the Northwest Quarter, thence North along said West line to the point of beginning and containing 10.0 acres, more or less, including all accretions, relictions and erosions thereto, situate in Osage County, Oklahoma.

Tract No. A-2

The North Half of the Northeast Quarter (NE $\frac{1}{2}$  NE $\frac{1}{4}$ ) of Section Eleven (11), Township Twenty-eight (28) North, Range Eleven (11) East of the I. M., situate in Osage County, Oklahoma, containing 80.00 acres, more or less.

Tract No. A-3

The Southwest Quarter (SW $\frac{1}{4}$ ) of Section Thirty-five (35), Township Twenty-nine (29) North, Range Eleven (11) East of the I. M., situate in Osage County, Oklahoma, containing 160.00 acres, more or less.

Tract No. A-4

All of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section Two (2) and the Northwest Quarter (NW $\frac{1}{4}$ ) of Section Eleven (11), all in Township Twenty-eight (28) North, Range Eleven (11) East of the I. M., less a parcel of land for county road located in the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$  NW $\frac{1}{4}$ ) of said Section Eleven (11), described as follows:

A strip of land 40 feet in width lying parallel and adjacent to the Northwesterly R.O.W. line for the A. T. & S. F. R. R. Co., said R.O.W. line being 75 feet Northwesterly of and parallel to the following described center line of said R.R., as located over and across said SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; beginning at a point on the East line of said Section 11, a distance of 989 feet, more or less, North of Southeast Corner of the NE $\frac{1}{4}$  thereof, thence South 77 degrees 17 minutes West 2100 feet, more or less, to a point, thence along a 1 degree 40 minute curve to the left 1830 feet to a point, thence South 49 degrees 59 minutes East 2146 feet, more or less, to a point on the West line of said Section 11, said point being 1764 feet, more or less, South of the Northwest corner of the SW $\frac{1}{4}$  thereof, said strip of land containing 0.28 acre, more or less.

Said tract being situate in Osage County, Oklahoma, containing 319.28 acres, more or less, including all accretions, relictions and erosions thereto.

Tract No. A-6

East Half of the East Half ( $E\frac{1}{2} E\frac{1}{2}$ ) of Section Thirty-five (35); and West Half of the West Half of the Northwest Quarter ( $W\frac{1}{2} W\frac{1}{2}$ ) of Section Thirty-six (36), Township Twenty-nine (29) North, Range Eleven (11) East of the I. M., and Lots Three (3) and Four (4); and South Half of the Northwest Quarter ( $S\frac{1}{2} NW\frac{1}{4}$ ), and South Half of the Northeast Quarter ( $S\frac{1}{2} NE\frac{1}{4}$ ), and Southeast Quarter ( $SE\frac{1}{4}$ ) of Section Two (2); and Lots Three (3) and Four (4), and Southwest Quarter of the Northwest Quarter ( $SW\frac{1}{4} NW\frac{1}{4}$ ), and Northwest Quarter of the Southwest Quarter ( $NW\frac{1}{4} SW\frac{1}{4}$ ), and West Half of the Southeast Quarter of the Northwest Quarter ( $W\frac{1}{2} SE\frac{1}{4} NW\frac{1}{4}$ ), and Northwest Quarter of the Northeast Quarter of the Southwest Quarter ( $NW\frac{1}{4} NE\frac{1}{4} SW\frac{1}{4}$ ) of Section One (1), Township Twenty-eight (28) North, Range Eleven (11) East of the I. M., situate in Osage County, Oklahoma, containing 815.18 acres, more or less, including all accretions, relictions and erosions thereto.

Tract No. A-7

Lots One (1) and Two (2) of Section Two (2), Township Twenty-eight (28) North, Range Eleven (11) East of the I. M., and the West Half of the East Half ( $W\frac{1}{2} E\frac{1}{2}$ ); and East Half of the Northwest Quarter ( $E\frac{1}{2} NW\frac{1}{4}$ ) of Section Thirty-five (35); and Southwest Quarter of the Southeast Quarter ( $SW\frac{1}{4} SE\frac{1}{4}$ ) and South Half of the Northwest Quarter of the Southeast Quarter ( $S\frac{1}{2} NW\frac{1}{4} SE\frac{1}{4}$ ) of Section Twenty-six (26), Township Twenty-nine (29) North, Range Eleven (11) East of the I. M., situate in Osage County, Oklahoma, containing 392.68 acres, more or less.

PERPETUAL EASEMENTS

Tract No. A-8

A strip of land located in Section One (1), Township Twenty-eight (28) North, Range Eleven (11) East of the I. M., and Section Six (6), Township Twenty-eight (28) North, Range Twelve (12) East of the I. M., being 75' on each side of a center line described more particularly as follows:

Beginning at the Northwest corner of the Southeast Quarter of the Southeast Quarter of the Northwest Quarter ( $SE\frac{1}{4} SE\frac{1}{4} NW\frac{1}{4}$ ) of Section One (1), Township Twenty-eight (28) North, Range Eleven (11) East of the I. M., thence South  $81^{\circ} 31'$  East a distance of 2,760', more or less, to a point; thence on a  $3^{\circ}$  curve to the right, with a radius of 1,910', a distance of 635', more or less, to a point on the Section Line common to Sections 1 and 6; thence continuing along said  $3^{\circ}$  curve, a distance of 1,675', more or less, to a point on the South line of Lot 6, Section 6, said point being 210', more or less, West of the Southeast corner of said Lot 6, situate in Osage County, Oklahoma, and containing 17.45 acres, more or less.

Tract No. A-9

A piece, parcel or tract of land located in Lot Seven (7), Section Six (6), Township Twenty-eight (28) North, Range Twelve (12) East of the I. M., and described more particularly as follows:

Beginning at the Northeast corner of said Lot 7, thence West along North line of said Lot 7 a distance of 285 feet, more or less, to a point, thence Southeasterly on a straight and curved line to a point on the East line of said Lot 7, said point being 270 feet, more or less, North of the Southeast corner thereof, thence North 1000 feet to the point of beginning, being situate in Osage County, Oklahoma, and containing 4.69 acres, more or less.

Tract No. A-11

A piece, parcel or tract of land located in the Southeast Quarter of the Southwest Quarter ( $SE\frac{1}{4} SW\frac{1}{4}$ ) of Section Six (6), Township Twenty-eight (28) North, Range Twelve (12) East of the I. M., and described more particularly as follows:

Beginning at a point on the West line 560', more or less, North of the Southwest corner, thence on a  $6^{\circ}$  curve to the left whose radius is 980', a distance of 980', more or less, to a point; thence South 12'; thence East 200'; thence South  $66'$ ; thence West 520' to a point, said point being 480' East and 33' South of the Southwest corner of said  $SE\frac{1}{4} SW\frac{1}{4}$ ; thence on a  $6^{\circ}$  curve to the right, whose radius is 1030', a distance of 600', more or less, to a point on the West line of said  $SE\frac{1}{4} SW\frac{1}{4}$ , said point being 270', more or less, North of the Southwest corner of the  $SE\frac{1}{4} SW\frac{1}{4}$ ; thence N290', more or less, to the point of beginning, situate in Osage County, Oklahoma, and containing 3.33 acres, more or less.

and all and singular the rights, privileges and appurtenances therunto  
belonging, are hereby ordered and directed to deliver up and surrender  
forthwith full and complete possession thereof to the United States of  
America, to the extent of the estate hereby taken, and the United States  
of America is hereby granted leave to take immediate possession of said  
lands.

  
\_\_\_\_\_  
JUDGE.



filed by the appellants appointed by this court to oversee  
 the case, and that said sale should be in full conformity with the pro-  
 vision of the orders of this court in the premises, and that  
 the same should be confirmed and approved, and made  
 firm and settled forever, and that distribution of said funds  
 should be made by the clerk of this court; and that the balance  
 remaining, after deducting expenses and attorney's fees incurred  
 in this case, should be remitted by the clerk of this court to the  
 person or persons named in the order, by check made payable to  
 the order of the United States.

And, therefore, the court orders and directs by the  
 force of this decree, to be done by the clerk of the  
 following tenor, to-wit:

- Amount of \$100.00 of section 8;  
 to the use of \_\_\_\_\_ \$100.00
- Amount of \$100.00 of section 7;  
 to the use of \_\_\_\_\_ \$100.00
- Amount of \$100.00 of section 3;  
 to the use of \_\_\_\_\_ \$100.00
- And that the lands being described in the  
 order of the court, in the premises, should be

and that the same be in full conformity with the confirmed and made  
 firm and settled forever, and that the clerk of this court  
 should be authorized to distribute the same in conformity to  
 this order, and the provisions of the order in this title.

And the court orders and directs by the force of this  
 decree that the sum named in the order, to-wit, \$100.00, be  
 paid to the person or persons named in the order, to-wit, \$100.00, to  
 be by the clerk of this court, in conformity with the order.

And the court orders and directs by the force of this decree  
 that the same should be in full conformity with the confirmed and made  
 firm and settled forever, and that the clerk of this court  
 should be authorized to distribute the same in conformity to  
 this order, and the provisions of the order in this title.

... by the Court ... of this ... of the ... of Court ... incident to this action, in the ... of

... Court ... to ... of 30.00 ... attorney's ... allowed ... and pay the U. S. Marshal his fees for sale of \$12.2

... the ... remaining in his hand ... the ... C. ... for the five ... of the ... remaining ...

... received from the ... of ...

... shall ... and half ... 30.00; *less costs and fees.*

... Earl Eugene Sanders, Sam ... and ... *and fees.*

... received from the ... described ...

... of section ... and ... in ...

... shall receive 3/16ths thereof ... *less costs and fees.*

... shall ...

ROYCE H. SAVAGE

O-K -  
M. S. ROBERTSON

Gdn. ad Litem.  
*O.K. as to fees:  
W. H. J. ...  
D. S. City.*

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 321.40  
acres, more or less, and Paul Scott, et al.,

Defendants.

CIVIL NO. 1131

FILED

ORDER FIXING TITLE, DECREERING JUST COMPENSATION  
AND MAKING DISTRIBUTION AS TO TRACT NO. 9 (33 FW  
1035) and Tract No. 12 (33 FW 1038)

Now on this <sup>14</sup> 10<sup>th</sup> day of March, 1946, there coming on for hearing  
the application of the defendants, Dudley C. Shobe, Hazel E. Shobe, Robert  
H. Kropp, Vernon P. Kropp, and Roland Q. Kropp, for an order fixing title,  
decreasing just compensation and making distribution as to Tracts numbered  
9 (33 FW 1035) and 12 (33 FW 1038), and the court being fully advised in the  
premises, finds:

That the defendants, Dudley C. Shobe and Hazel E. Shobe, were the  
owners of the land designated as Tract No. 9 (33 FW 1035) when this action  
was begun; that defendants, Robert H. Kropp, Vernon P. Kropp, and Roland Q.  
Kropp were the owners of the fee simple title in and to the lands designated  
as Tract 12 (33 FW 1038) when the action was begun, and that subsequent there-  
to the said defendants Kropp conveyed Tract No. 12 to Dudley C. Shobe and  
Hazel E. Shobe and agreed as a part of said transaction that their grantees  
should be entitled to receive the just compensation for the taking of a per-  
petual flowage easement thereupon; that petitioner filed a declaration of  
taking and deposited in the registry of this court the sums of \$430.50 and  
\$1.08 as the estimated just compensation for the taking of a perpetual flow-  
age easement upon and over Tracts Nos. 9 and 12, respectively; that the court  
entered judgment upon said declaration of taking thereby vesting in the pe-  
titioner, the 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 perpetual flowage easement upon and over said tracts.

The court further finds that the defendants, Dudley C. Shobe and Hazel E. Shobe, made in writing offers of sale to grant and sell to petitioner a perpetual flowage easement upon and over Tracts 9 and 12 for the sums of \$430.50 and \$1.08, respectively, and that said offers were accepted by the petitioner.

The court further finds that the sums of \$430.50 and \$1.08 are just compensation for the injuries and damages sustained by defendants, Dudley C. Shobe and Hazel E. Shobe, and that no person, firm, corporation, or taxing subdivision in the state, other than said last named defendants, have any right, title, or interest in and to said just compensation.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that the defendants, Dudley C. Shobe and Hazel E. Shobe, are the owners of the land designated as Tracts 9 (33 FW 1035) and 12 (33 FW 1038) and are entitled to receive the just compensation for the taking of perpetual flowage easements upon and over said tracts.

IT IS FURTHER ORDERED that the Clerk of the 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: Dudley C. Shobe and Hazel E. Shobe,  
Fee Owners,  
Tracts 9 & 12 . . . . . \$431.58

*OK ISC*

*W. L. ...*  
JUDGE



UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaint,

v.

One 1941 Ford Pickup Truck,  
Motor No. 12-8,423,362Y and  
Leonard E. Livesey,

Defendants.

No. 1680 Civil  
FILED

H. P. WATFIELD  
CLERK OF DISTRICT COURT

JOURNAL ENTRY OF JUDGMENT

And on this 20th day of March, 1948, this action coming on before the Court for trial, plaintiff appearing by Whit T. Maury, United States Attorney, and John A. McNamee, Assistant United States Attorney, for the Northern District of Oklahoma, and the defendant Leonard E. Livesey having filed his answer and appearing by his attorney, William Knight Powers, and it being stipulated and agreed by the defendant through his attorney that the allegations contained in said libel of information are true and correct and the Court having heard the evidence in support of said libel, the Court finds that the 1941 Ford Pickup Truck, Motor No. 12-8423,362Y was used in violation of the Internal Revenue Laws of the United States of America and should be forfeited and that the claim of Leonard E. Livesey as the owner of said truck should be denied. The Court further finds that said Leonard E. Livesey had heretofore posted a bond herein for the return of said truck and that said truck having been returned to the custody of the United States Marshal without any damages thereto, that said bond and it's sureties herein should be exonerated and discharged.

And the Court doth hereby, adjudge, and decree by the Court that a forfeiture herein be, and the same is hereby allowed as to the above described 1941 Pickup Truck and that the claim of Leonard E. Livesey be, and the same is hereby denied.



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

WALTER HOWL'S, Administrator,  
Office of Price Administration,

Plaintiff

vs.

ELLEN WAYBOURNE,

Defendant

Civil Action No. 1739

**FILED**  
MAR 2 1946

JOURNAL ENTRY

**H. E. WARFIELD**  
CLERK OF DISTRICT COURT

Now, on this 20th day of March, 1946, the above styled and numbered cause of action comes on for hearing before the Court upon the stipulation in writing filed herein by the parties hereto. The Court finds that the parties have stipulated and agreed that the defendant made the collection of rents, as alleged in the Complaint, resulting in an overcharge in the sum of \$28.50; and that the defendant agrees that the plaintiff have and recover from the defendant the said sum of \$28.50 as a result of the alleged overcharges; and it is further agreed that an injunction issue against the defendant enjoining and restraining the defendant from demanding or receiving rent in excess of the maximum legal rate upon the rental unit involved, and the court being fully advised in the premises finds that an order should issue in accord with the terms of the said stipulation.

IT IS THEREFORE ORDERED, ENJOINED AND DECREED that the defendant, her agents, servants, employees, representatives, attorneys, and all persons in active concert or participation with any of them be, and each of them are hereby enjoined and restrained from directly or indirectly:

- (a) Demanding or receiving rent in excess of the maximum legal rate upon the rental unit known and described as 501 West 3rd Street, Pryor, Oklahoma, as described by the registration of the said property on file in the Area Rent Office, Tulsa, Oklahoma, or as such maximum legal rent be hereafter adjusted by the Office of Price Administration.
- (b) Demanding or receiving rent in excess of the maximum legal rate upon any rental unit owned by or under the control of the said defendant.

It is further ordered and directed that the plaintiff have and recover from the defendant the sum of \$25.50 for the use and benefit of the United States Treasury, and that the costs hereof be taxed against the defendant.

(s) Hayes H. Kavanagh  
United States District Judge for the  
Northern District of Oklahoma

(s) C. P. Martin

(s) Ernest H. Keeler  
Attorney for Plaintiff

(s) William W. Taylor  
Defendant