

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

PAUL A. PORTER, Administrator)
Office of Price Administration)
Plaintiff,)
vs.)
W. H. STRICKER)
Doing Business as)
Muleskin Brown Furniture Company)
Defendant,)

CIVIL ACTION NO: 1760

F. L. S.
1946

J U D G M E N T

This cause coming on to be heard before me the undersigned Judge in and for the Northern Judicial District of the State of Oklahoma on this the 26th day of June 1946, and it appearing to the Court that the Plaintiff and the Defendant have heretofore entered into a stipulation whereby a judgment may be rendered in favor of the Plaintiff for the sum of \$479.55 and a judgment in the sum of \$20.45 in favor of the Intervenor, Therrell A. Potts, and the Court being sufficiently advised in the premises is of the opinion that such stipulation should be approved and judgment rendered accordingly.

It is, therefore, the order, judgment and decree of this Court that the Plaintiff have and take judgment against the Defendant W. H. Stricker, the sum of \$479.55 and for all costs of this action.

And it is the further order, judgment and decree of this Court that the Intervenor, Therrell A. Potts, have and take judgment against the Defendant herein for the sum of \$20.45, for all of which let execution issue.

OR

W. Russell Savage
Judge, U. S. District Court
Northern District Oklahoma

Marvin J. ...
W. H. Stricker
W. J. ...
Therrell A. Potts

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

J.J. Spriggs - - - - - Plaintiff,)
vs) No. 1787-Civil
Spartan Aircraft Company, a)
corporation - - - - - Defendant.)

ORDER OF DISMISSAL WITH PREJUDICE

Now this 12th day of June, 1946, same being a judicial day of said court, this cause comes on for hearing on Plaintiff's motion to dismiss said action with prejudice at defendant's cost. The parties appear by their respective attorneys of record, the plaintiff appearing also in his own proper person, whereupon it was shown to the court that the parties litigant have made a full, final and complete settlement of said action.

IT IS THEREFORE ORDERED that the above styled and numbered action be, and the same hereby is dismissed with prejudice at the defendant's cost.

Royce H. Savage

Judge

Approved

Plaintiff

Frank J. [unclear]

attorney for plaintiff

Truman B. Buckner

attorneys for defendant

FILED

JUN 26 1946

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

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

Ned Downing, Plaintiff, |
vs. : No. 1807 -Civil.
Katie Fisher, Gladys Sullateskee, |
John Ketcher and Annie Batt, and |
the Unknown Heirs, Executors, Ad- |
ministrators, Devisees, Trustees |
and Assigns, both immediate and |
remote, of the following deceased |
persons: Susie Downing, Sallie Batt, |
and Nancy Downing, Defendants, |
United States of America, Intervener. |

FILED
IN OPEN COURT
JUN 26 1946

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

DECREE QUIETING TITLE, DETERMINING HEIRS, AND
AWARDING PARTITION.

Now on this 26th day of June, 1946, the above case coming on for trial; and the plaintiff appearing personally and by his Attorney of record, John B. Severson; and the defendants, Katie Fisher, Gladys Sullateskee, John Ketcher and Annie Batt, appearing not, but it being first shown to the Court that they and each of them have filed herein their separate waivers, under oath, in which said defendants, and each of them, severally waived the issuance and service of summons and entered their appearance in this case as fully as if legally served with summons, under the Laws of the State of Oklahoma; and, in said separate waivers, they and each of them agreed that their rights to the property involved was correctly set out in the petition; and they further agreed that the Court might hear said action at any time convenient to the Court;

And the Court, having examined said written waivers, approves the same.

And the United States of America, appearing by the Honorable Whit Y. Mauzy, U. S. Attorney for the Northern District of Oklahoma, who appeared as well for all the parties to this action, both the plaintiff and the named defendants, all of whom are Full-blood, restricted, Cherokee Indians;

And it being further shown to the Court that publication was

made against the unknown heirs, executors, administrators, devisees, trustees and assigns, both immediate and remote, of the following named, deceased persons, to-wit: Susie Downing, Sallie Batt, and Nancy Downing; the said publications being made in the Mayes County Democrat, a newspaper of general circulation published in Pryor, Mayes County, Oklahoma, on the following dates, to-wit:

February 7th, 14th, 21st, and 28th, 1946;

and that said answer day, as therein fixed, to-wit: March 11th, 1946, was more than 41 days prior to said first publication;

And, said publication having been submitted to the Court, is by the Court approved;

And the plaintiff, having adduced his testimony, both oral and documentary, and the Court being fully advised, finds: that all of the known and named defendants who have signed verified waivers, as heretofore set out, are properly before the Court; and that the affidavit of the publisher showing publication and notice to the unknown heirs, is proper, and is by the Court approved;

And the Court further finds that proper notice was served on the Superintendent for the Five Civilized Tribes of the pendency of this action, pursuant to the provisions of Section 3, of the Act of Congress of April 12, 1926. (44 Stat. L. 239);

And, pursuant to said Notice, the United States of America did intervene in said action, and, upon a proper motion filed in the District Court of Mayes County, Oklahoma, in Case No. 7613, being the Court in which this action was originally filed, by proper order of said District Court, removed said action to this Court, where the same is now pending under No. 1807-Civil; and that, by reason thereof, this Court has jurisdiction of the persons and the subject matter of this action.

The Court further finds that the land involved in this action was allotted to one Susie Downing, a Full-blood Cherokee Indian, appearing opposite Roll No. 28303, and that she departed this life, ^{intestate,} while a resident of Mayes County, Oklahoma, on or about the 10th day of January, 1933; and that she left the following persons, as her sole and only heirs, to-wit:

Ned Downing, widower, Full-blood Cherokee Indian, enrolled opposite No. 15879, to whom a one-third (1/3rd) interest in the real property, as hereinafter described, descended and became vested; and that, of said marriage to the plaintiff herein, Ned Downing, four (4) children were born to said decedant, Susie Downing, to-wit: Katie Fisher, Sallie Batt, nee Downing, Nancy Downing, and Annie Downing; and,

That the said Sallie Batt died in Mayes County, Oklahoma, unmarried and intestate, and left as her sole and only heirs, two (2) children; the defendants, John Ketcher and Annie Batt, to whom the 2/9ths interest of their mother, Sallie Batt, descended and became vested, as a 1/9th interest each.

That the said child, Nancy Batt, or Downing, died intestate, on or about April 15, 1937, never having been legally married; nevertheless, one child was born to her, to-wit: the defendant, Gladys Sullateskee, who inherited and became vested with that portion which would have passed to her said deceased mother, Nancy Batt, had she then been living.

That the fourth child - Annie Downing, pre-deceased her said mother, having died on January 19, 1932, intestate, and left her surviving, no husband, nor issue, nor descendants of issue; and that, by reason of the following facts, the title to the real property involved in this action is now vested in the following persons, who are hereby declared to be the sole and only heirs of the said Susie Downing, deceased, Cherokee, Roll No. 28303, to-wit:

Ned Downing, husband, an undivided	1/3rd interest
Gladys Sullateskee, Grand-daughter, undivided	2/9 "
Katie Fisher, nee Downing, daughter, "	2/9 "
John Ketcher, Grand-son, "	1/9 "
Annie Batt, Grand-daughter, "	1/9th "

The Court further finds that the plaintiff and said above named defendants are in the quiet and peaceable possession of said land, holding the same in common, in accordance with their respective interests, as above set out; and that they are entitled to partition of said land, in accordance with their several interests, if the same can be done without manifest injury to their said undivided interests; and that the unknown defendants, as named in the caption hereof, and each of them, should be forever barred from claiming or asserting any adverse interests to the following described land, the subject matter of this action, to-wit:

The NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, and the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 8, Township 19 North, Range 20 East, in Mayes County, Oklahoma;

and,

The NE $\frac{1}{4}$ of SW $\frac{1}{4}$, and the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, of Section 2, Township 23 N., Range 13 E., in Washington County, Oklahoma;

and that the title thereto should be quieted in the plaintiff and said named defendants, in accordance with their several interests, as above set forth.

The Court further finds that Commissioners should be appointed to partition said lands, above described between the plaintiff and the named defendants, in accordance with their several interests, if the same can be done without manifest injury; otherwise, said lands should be sold and the proceeds

divided, in accordance with their said several interests, and that said commissioners should make their report to this Court without unnecessary delay.

IT IS, therefore, ORDERED, ADJUDGED and DECREED by the Court that the findings heretofore made be made the judgment of this Court, as fully as if restated herein.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that partition be granted of the lands heretofore described, a portion of which is in Mayes County, Oklahoma, and a portion of which is in Washington County, as heretofore fully described; and that .

be and they are hereby appointed Commissioners to make partition thereof, in accordance with the findings heretofore made, among the plaintiff and the defendants, if the same can be done without manifest injury to said estate; otherwise, the said Commissioners shall make an appraisement and valuation thereof, and in either event shall make a Report of their findings to this Court, without unnecessary delay; and the Clerk of this Court shall issue to said Commissioners a writ of Partition conformable to this decree.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by this Court that the plaintiff, Ned Downing, the surviving widower, and the defendant--Mattie Fisher, daughter, and the defendant, Gladys Sullateskee and Annie Batt, granddaughters, and the defendant, John Ketcher, grandson, be and they are hereby declared to be the sole and only heirs of the said Susie Downing, deceased.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that the unknown heirs, executors, administrators, devisees, trustees and assigns, both immediate and remote, of Susie Downing deceased; Mattie Batt, deceased; and Nancy Downing, deceased, and each of them, are jointly and severally barred and enjoined from claiming or asserting any right, title or interest to the lands herein described, adverse to the title of the plaintiff and the named defendants; and that the title of said plaintiff and defendants, and each of them, is quieted against all adverse claims

of said unknown defendants, and each of them.

IT IS FURTHER ORDERED by the Court that the plaintiff, Ned Downing, is excused from mailing, or attempting to mail, copies of the Petition herein filed, together with copies of said Notices by Publication, it being shown that he has used all diligence within his knowledge and control to locate any other heir of the said deceased, Susie Downing, but was unable to so do.

Royce H. Savage
United States District Judge.
Northern District of Oklahoma.

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

Capt. Orrin Marshall,

Plaintiff,

vs.

No. 1819—

Civil.

Annie Davis, nee Gooden, William
Enriques, otherwise known as William
Bruner, Winey Patton, nee Enriques,
Lola Gillis, nee Enriques, Steve
Enriques, Fred Enriques, Ora Marshall,
and Warrior Marshall; and the unknown
Heirs, Executors, Administrators, Devi-
sees, Claimants, Trustees and Assigns
of Lizzie Rogers, nee Gooden, Creek
Indian Roll No. 7111, and of Sordie
Gooden, Creek Indian Roll No. 7110, and
of Daniel Gooden, Creek Indian Roll No.
7113; all deceased; and, The State of
Oklahoma,

Defendants.

United States of America,

Intervener

FILED
IN OPEN COURT
JUN 26 1946

DECREE QUIETING TITLE, DETERMINING
HEIRS, AND AWARING PARTITION.

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

NOW, on this the 26th day of June, 1946, the above case
coming on for hearing in its regular order plaintiff appearing
personally, and by his Attorney, J. S. Severson; and the defend-
ants — Annie Davis, nee Gooden, William Enriques, otherwise known
as William Bruner, Winey Patton, nee Enriques, Lola Gillis, nee
Enriques, Steve Enriques, Fred Enriques, Ora Marshall, and Warrior
Marshall appearing not; and, it being first shown to the Court
that the defendant, Annie Davis, nee Gooden, was duly and law-
fully served by a non-resident summons, personally served on her
on the 23rd day of April, 1946, by Don E. Wily, Deputy Sheriff,
serving under E. D. Monroe, Sheriff of Yolo County, State of
California, — affidavit of such service appearing on the back of
said summons, and was duly verified by said Deputy Sheriff, before
C. L. Hiddleson, Clerk of the Superior Court of Yolo County, State
of California; and the said summons and the said service being
presented to the Court, is by the Court examined and approved,
more than sixty days having passed since the service of said sum-
mons;

And it further appearing to the court that the defendant, William Enriquez, otherwise known as William Bruner, Iney Patton, Joe Enriquez, Lola Willie, nee Enriquez, and Warrior Marshall, and Steve Enriquez and Fred Enriquez, are each and all hereby adjudged in default, they having been duly and properly served with summons under the laws of the State of Oklahoma at their respective places of residence, in Tulsa, Creek and Pittsburg Counties, more than 30 days prior to this date, and they having filed no answer, or other pleading herein, are so adjudged in default.

And it being further shown that the defendant, Ora Marshall filed herein her verified Waiver of the issuance of service of summons, dated April 18, 1940, reserving 30 days therefrom in which to plead or answer, and it appearing that the defendant has filed no pleading of any character in this case, she is, therefore, adjudged in default;

And it being further shown that the State of Oklahoma, through J. C. Mitchell, Attorney for Oklahoma Tax Commission, has filed herein its disclaimer, disclaiming any interest in the specific real estate involved in this action, the said defendant is therefore discharged, without costs;

And it being further shown that notice of the pendency of this action was duly served by the Honorable Brewster C. Norris, after States Marshal, for the Western District of Oklahoma; on the Honorable J. C. Langman, Superintendent of the Five Civilized Tribes, personally, on March 22, 1940; and, pursuant thereto, the United States of America filed its petition in the District Court of Tulsa County, Oklahoma, in Case No. 74289, asking the court in which this action was originally filed, asking that said action be removed to this court; and by proper order of the District Court of Tulsa County, Oklahoma, said action was removed and filed in this court under No. 1819; and that the United States of America has intervened in this action by and through the Honorable Wit V. Maury, United States District Attorney for the Northern District of Oklahoma, who appears for the United States of America.

as well as for all of the parties to this action who are restricted, full-blood Indians;

And it being further shown to the Court that service of Summons was made on the unknown heirs, executors, administrators, devisees, claimants, trustees or assigns, both immediate and remote, of Lizzie Rogers, nee Gooden, Creek Indian Roll No. 7111, and Gordie Gooden, Creek Indian Roll No. 7110, and Daniel Gooden, Creek Indian Roll No. 7112, all deceased, by publication in the West Tulsa News, a Newspaper of general circulation published in Tulsa, Tulsa County, Oklahoma the first of said publications being made on March 28th; then weekly, thereafter, on April 4th, 11th and 18th, 1946, and that proof of said publication by the Publisher's Affidavit is now in the file herein; and the Court, having examined the affidavit for said publication, the affidavit for issuance of Non-resident Summons to the defendant, Annie Davis, nee Gooden, and the affidavit as to the Non-Military status of the unknown defendants named herein, finds that each and every of said Affidavits, including the Notice by Publication and the Proof thereof, are valid and perfect, and the same are hereby approved;

And the Court, having examined the pleadings in said action, and having heard the evidence introduced by the plaintiff, and being in all things fully advised in the premises, finds: That the service of Summons, as well as the Notice of the Pendency of this action, and the Service by Publication upon the unknown defendants, including the affidavit as to Military or Non-Military service, are valid and perfect, and is hereby approved.

The Court further finds that the land described in this action, to-wit:

The $\frac{SE}{4}$ of $NW\frac{1}{4}$, and the $\frac{SE}{4}$ of $N\frac{1}{2}$ of $NW\frac{1}{4}$, otherwise designated as Lots 3 and 4, of Section 6, Township 12 N., Range 11 E., in Tulsa County, Oklahoma,

is a portion of the lands allotted to Gordie Gooden, Full-blood Creek Indian Roll No. 7110; that she died, intestate, in Tulsa County, Oklahoma, on or about March 21, 1945, and left her surviving no husband, but left the following named persons as her sole and only heirs, to-wit:

Her daughter, Annie Davis, Full-blood Creek Indian, Roll No. 7113, to whom an undivided one-half (1/2) interest descended and became vested;

That said decedent had one other daughter, named Lizzie, who was enrolled opposite No. 7111, who, at the time of her death, to-wit: July 8, 1938, was the wife of one Johnny Rogers, but the said Johnny Rogers as well as the said Lizzie Rogers predeceased said Gordie Gooden, and therefore, neither inherited any interest in the lands involved herein; but the half (1/2) interest which would have descended to said daughter, Lizzie Gooden, or Lizzie Rogers, who had been three times married, descended to her children, the defendants herein, to-wit:

William Enriquez, otherwise known as William Bruner, Mincy Patton, nee Enriquez, Lola Gillis, nee Enriquez, Steve Enriquez, Fred Enriquez, — they being her children by her first husband, Jess Enriquez; and to the plaintiffs herein, Capt. Orrin Marshall; and to the defendants: Ora Marshall and Arrior Marshall, — said plaintiff and said two last named defendants being her children by Rufus Marshall, her husband, and by virtue thereof, her said children, as above named, are now vested with an undivided one-sixteenth (1/16th) interest each, in said described property.

The Court further finds that the said Lizzie ^{or Rogers} Gooden_A was legally divorced from her husband, Jess Enriquez, prior to her marriage to Rufus Marshall, and that Rufus Marshall, her second husband and the father of the last three named children, who was a Full-blood Indian, enrolled opposite No. 409, died on or about February 23, 1931, and left no other heirs except the three children last named; and said Lizzie Marshall, nee Gooden, his widow.

The Court further finds that the plaintiff and the defendants are entitled to partition of the land heretofore described, involved in this action, so that they may each have and hold their portions in severalty, if the same can be done without manifest injury to said estate; otherwise, the land should be sold, and the proceeds divided in accordance with their interests, as hereinbefore set out; and that Commissioners should be appointed to partition or appraise said land; and that the unknown defendants named in the caption hereof, and each of them, should be forever barred and enjoined from claiming or asserting any adverse interests to the land involved herein and heretofore described, and that the title thereto should be quieted in the plaintiff and the

named defendants.

The Court further finds that jurisdiction over the persons and the subject matter of this action is properly vested in this Court by virtue of transfer of this action from the District Court of Tulsa County, Oklahoma, under the pertinent acts of Congress.

IT IS, therefore, ORDERED, ADJUDGED and DECREED by the Court that the findings heretofore made be made the judgment of this court, as fully as if restated herein.

IT IS, further, ORDERED, ADJUDGED and DECREED by the Court that partition be granted of the lands heretofore described, and that

and _____ are hereby appointed Commissioners to make partition thereof, in accordance with the findings heretofore made, among the plaintiff and the said named defendants, if the same can be done without manifest injury to said estate; otherwise, the said Commissioners shall make an appraisal and valuation thereof and, in either event, shall make a report of their findings to this Court without unnecessary delay; and the Clerk of this Court shall issue to said Commissioners writ of partition, conforming to this decree.

IT IS, further, ORDERED, ADJUDGED and DECREED by the Court that the defendant Annie Davis, nee Gooden, is the daughter of the deceased, Cordie Gooden; and that the following named ^{are} grandchildren of said Cordie Gooden — they being the children of her deceased daughter, Lizzie Gooden, to-wit: William Enriquez, or Bruner, Winny Patton, nee Enriquez, Lola Willis, nee Enriquez, Steve Enriquez, Fred Enriquez, Ora Marshall, Harriar Marshall, and the plaintiff, Capt. Orrin Marshall, be, and they are hereby declared to be, the sole and only heirs at law of the said Cordie Gooden, deceased.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that the unknown heirs, executors, administrators, claimants,

devisees, trustees and assigns, both immediate and remote of
 Lizzie Rogers, nee Gooden, deceased, Creek Indian Roll No. 7111;
 and of Bordin Gooden, deceased, Creek Indian Roll No. 7110; and
 of Daniel Gooden, deceased, Creek Indian, Roll No. 7113, and each
 of them, are jointly and severally barred or enjoined from claim-
 ing or asserting any right, title or interest in and to the lands
 herein described, adverse to the title of the plaintiff and the
 named defendants, and that the title of said plaintiff and the
 named defendants, and each of them, is hereby quieted against all
 adverse claims of said unknown defendants, and each of them.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court
 that the plaintiff, Capt. Orrin Marshall, is excused from mailing
 or attempting to mail copies of Petition filed herein, together
 with copy of the said Notice by Publication, to said unknown de-
 fendants - it being shown that plaintiff has used all diligence
 within his knowledge and control to locate any other heir of said
 deceased persons but has been unable to so do.

*OK as to form
 Whit G. Murray
 Chas. Petty*

Joseph H. Savage

United States District Judge.

UNITED STATES OF AMERICA, ss:

THE PRESIDENT OF THE UNITED STATES OF AMERICA

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

(SEAL)

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 Sammons-Robertson Company, a corporation, plaintiff, and Massman Construction Company, a corporation, et al., defendants, No. 443, Civil, the judgment of the district court in said cause, entered on April 10, 1944, was in the following words, viz:

* * * * *

"It is hereby ordered, adjudged and decreed:

"1. That plaintiff have, and is hereby given judgment against defendant Massman Construction Company and Fidelity Deposit Company of Maryland, United States Fidelity and Guaranty Company, Maryland Casualty Company, Standard Accident Insurance Company, New Amsterdam Casualty Company, National Surety Corporation, The Fidelity and Casualty Company, The American Surety Company of New York, Hartford Accident and Indemnity Company, The Aetna Casualty and Surety Company, Firemans Fund Indemnity Company, Standard Surety & Casualty Company of New York, Massachusetts Bonding and Insurance Company, Great American Indemnity Company, The Central Indemnity Company, Columbia Casualty Company, Continental Casualty Company, and Central Surety and Insurance Corporation, jointly and severally, for the sum of \$27,991.85, distributed as follows:

Count Eight	\$ 2,043.77
Count Nine	922.01
Count Ten	1,108.80
Count Eleven	1,746.52
Count Twelve	22,100.75

"2. Defendant Massman Construction Company is given judgment against plaintiff, as follows:

Count Four	5,921.00
Counterclaim One of Cross-petition	1,024.21

"3. The judgment in favor of the Massman Construction Company against the plaintiff shall be off-set and credited against the judgment in favor of the plaintiff against Massman Construction Company and the aforesaid surety companies.

"4. Defendant Massman Construction Company is hereby given judgment against Grand River Dam Authority for the sum of \$6,136.37,

Count Eight	4,657.97
Count Ten	1,478.40

"5. That except as judgment is given upon the petition of plaintiff and the counterclaim of Massman Construction Company, the prayer of plaintiff's complaint and the prayer of defendant, Massman Construction Company's cross-complaint, ~~be~~, and the same are in all things denied and said complaint and cross-complaint, except as judgment is hereby given thereon, respectively, are hereby dismissed upon the merits.

"6. That the costs of this action are awarded against defendants Massman Construction Company and Grand River Dam Authority, respectively, in the proportions which the judgment recovered and awarded herein in favor of plaintiff against Massman Construction Company and in favor of Massman Construction Company against defendant Grand River Dam Authority bear to the whole sum of the judgments herein rendered against said defendants."

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 Massman Construction Company, a corporation, et al., agreeably to the act of Congress, in such case made and provided, fully and at large appears;

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

On consideration whereof, it is now here ordered and adjudged by this court that the judgment of the said District Court in this cause be and the same is hereby affirmed; and that Sammons-Robertson Company, a corporation, et al., appellees, have and recover of and from Massman Construction Company, a corporation, et al., appellants, their costs herein.

-- May 20, 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 Fred M. Vinson, Chief Justice of the United States, the 26th day of June, 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 Jun 28 1946
H. P. Warfield, Clerk
U. S. District Court

UNITED STATES OF AMERICA, ss:

THE PRESIDENT OF THE UNITED STATES OF AMERICA

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

(SEAL)

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 Sammons-Robertson Company, a corporation, plaintiff, and Massman Construction Company, a corporation, et al., defendants, No. 443, Civil, the judgment of the said district court in said cause, entered on April 10, 1944, was in the following words, viz:

* * * * *

"It is hereby ordered, adjudged and decreed:

"1. That plaintiff have, and is hereby given judgment against defendant Massman Construction Company and Fidelity Deposit Company of Maryland, United States Fidelity and Guaranty Company, Maryland Casualty Company, Standard Accident Insurance Company, New Amsterdam Casualty Company, National Surety Corporation, The Fidelity and Casualty Company, The American Surety Company of New York, Hartford Accident and Indemnity Company, The Aetna Casualty and Surety Company, Foremans Fund Indemnity Company, Standard Surety & Casualty Company of New York, Massachusetts Bonding and Insurance Company, Great American Indemnity Company, The Central Indemnity Company, Columbia Casualty Company, Continental Casualty Company, and Central Surety and Insurance Corporation, jointly and severally for the sum of \$27,991.85, distributed as follows:

Count Eight	\$ 2,043.77
Count Nine	922.01
Count Ten	1,103.80
Count Eleven	1,746.50
Count Twelve	22,100.75

"2. Defendant Massman Construction Company is given judgment against plaintiff, as follows:

Count Four	5,921.00
Counterclaim One of Cross-petition	1,024.21

"3. The judgment in favor of the Massman Construction Company against the plaintiff shall be off-set and credited against the judgment in favor of the plaintiff against Massman Construction Company and the sforesaid surety companies.

"4. Defendant Massman Construction Company is hereby given judgment against Grand River Dam Authority for the sum of \$6,136.37, distributed as follows:

Count Eight	4,657.97
Count Ten	1,478.40

"5. That except as judgment is given hereby upon the petition of plaintiff and the counterclaim of Massman Construction Company, the prayer of plaintiff's complaint and the prayer of defendant, Massman Construction Company's cross-complaint be, and the same are in all things denied and said complaint and cross-complaint, except as judgment is hereby given thereon, respectively, are hereby dismissed upon the merits.

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 Sammons-Robertson Company, a corporation, agreeably to the act of Congress in such case made and provided, fully and at large appears;

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

On consideration whereof, it is now here ordered and adjudged by this court that the judgment of the said district court in this cause be and the same is hereby affirmed; and that Massman Construction Company et al., appellees, have and recover of and from Sammons-Robertson Company, a corporation, appellant, their costs herein.

-- May 20, 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 FRED M. VINSON, Chief Justice of the United States, the 26th day of June, 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 Jun 28 1946
H. P. Warfield, Clerk
U. S. District Court

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

Tom Nix,

Plaintiff,

vs.

No. 1281 Civil.

Lucy Wolf, etc., et al.,

Defendants,

UNITED STATES OF AMERICA,

INTERVENER.

FILED
JUN 28 1946

H. P. WARFIELD
CLERK OF DISTRICT COURT

ORDER CONFIRMING MARSHAL'S SALE

AND NOW, on this the 26 day of June, 1946,
the same being a judicial day of a regular term of the United
States District Court for the Northern District of Oklahoma, the
above entitled and numbered cause comes on for hearing in its
regular order before the undersigned Judge of said Court, upon
the motion of the plaintiff for an order confirming the Marshal's
sale heretofore held herein, with the plaintiff appearing by
Ernest R. Brown, their attorney of record, and all other parties
appearing by the Honorable Whit Y. Mauzy, United States Attorney
for the Northern District of Oklahoma, as provided by the statutes
of the United States of America; and upon presentation of said
motion, it appears to the satisfaction of the court that said sale
was in all respects regularly and legally approved and confirmed,
and that the purchase price paid therefor was more than two-thirds
(2/3) of the appraised value, and that said sale should be in all
things confirmed; and being fully advised in the premises:

IT IS THEREFORE THE ORDER, JUDGMENT AND DECREE of this
court that the sale of the following described real property and
premises situated in Delaware County, Oklahoma, to-wit:

The Northwest quarter of the Southwest
 Quarter of the South Half of the South-
 west Quarter and the Southwest Quarter
 of the Northwest Quarter of Section Seven
 (7), Township Twenty-two (22) North, Range
 Twenty-Five (25) East of the Indian Base
 and Meridian,

made by the United States Marshal for the Northern District of Okla-
 homa, on the 17th day of June, 1946, to day, Oklahoma, do, and the
 same is hereby ratified, confirmed, and approved; that the United
 States Marshal for the Northern District of Oklahoma do, and he is
 hereby directed to execute and deliver to the purchaser
 Thurman Pearce, a sufficient deed conveying said premises
 unto the said Thurman Pearce as fully and completely as said Marshal
 may think should be ought to convey said premises under and by virtue
 of the Statute and the orders of this Court.

That the moneys on hand be delivered by the United States
 Marshal to the Clerk of this Court, in any and all disbursements follows:

Total amount received	<u>1775.00</u>
United States Marshal's fees	_____
Clerk of U. S. District Court	_____
Court costs of Oklahoma District Court (costs incurred prior to removal to the United States District Court	_____
Ernest W. Horn, Attorney's fees	<u>100.00</u>
F. W. Sonervick, Disbursing Agent for the Five Civilized Tribes, for the use and benefit of Plaintiff and defendants above named for their interests say and for the purpose of this judgment	_____
Total amount disbursed	<u>1775.00</u>

Raymond H. ...
 United States District Judge.

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

W. H. ...
 Attorney for Defendants and Intervener.

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

Paul W. Porter, Administrator
Office of Price Administration
Plaintiff

vs.

Mabel Hodges, Executrix, dba
Joe Hodges Fireproof Warehouses
Defendant

Civil No. 1868. ✓

FILED

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

JUDGMENT

On this 14th day of June, 1946, the above cause came on for trial in its regular order, and the plaintiff appeared by his attorney, John J. D. Cobb, and the defendant, Mabel Hodges, Executrix, appeared by her attorney, W. F. Montgomery, and both parties announced ready for trial.

Thereupon the parties presented to the Court a stipulation whereby it was agreed that the plaintiff is entitled to a permanent injunction as prayed for in his complaint, and is also entitled to a judgment for treble damages in the sum of \$2,000.00, and that defendant should pay all costs of this action.

And the Court, having considered the pleadings, the stipulation and statements of counsel, and being fully advised in the premises, finds that judgment should be entered as agreed upon by the parties. The court further finds that the overcharges set out in plaintiff's complaint occurred in the course of trade or business, or occurred more than thirty days prior to the filing of this action, and that such as occurred other than in the course of trade or business have not been sued for by consumers who purchased such services, and that the plaintiff is entitled to recover for each and every overcharge set forth in his complaint, for and on behalf of the United States of America.

It is therefore Ordered, Adjudged and Decreed by the Court that the plaintiff, for and on behalf of the United States of America, do have and recover of and from the defendant, Mabel Hodges, as Executrix of the last will and testament of Joe Hodges, deceased, the sum of \$2,000.00, in full and complete payment and settlement of all claims for treble damages set forth in the complaint, and that defendant pay all costs of this action.

It is further Ordered and Decreed that the Defendant, Mabel Hodges, as Executrix of the last will and testament of Joe Hodges, deceased, her

Page 2.

successors, agents, servants, employees, attorneys and representatives, and all parties in active concert or participation with them, or either of them, do, and they are hereby permanently restrained and enjoined from,

(1) Demanding and receiving prices in excess of the maximum ceiling price permitted by General Maximum Price Regulation or Maximum Price Regulation No. 586, for any service sold or offered for sale by the defendant, which is subject to and covered by these regulations.

(2) From violating any of the provisions of Maximum Price Regulation No. 586, as amended, or General Maximum Price Regulation, as amended.

[Handwritten Signature]
United States District Judge.

Approved:

[Handwritten Signature]
Attorney for Plaintiff.

[Handwritten Signature]
Attorney for Defendant.

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

PAUL A. PORTER, Administrator,
Office of Price Administration, Plaintiff,

vs.

Jesse L. Barnes and A. E. Faller,
109 S. Lewis, Tulsa, Oklahoma, Defendants.)

✓
No. 1,703

FILED
MAY 28 1946

J U D G M E N T

H. P. WARFIELD
CLERK OF DISTRICT COURT

On this 31st day of May, 1946, came on for trial the above cause and the plaintiff appeared by his attorney, John J. D. Cobb, and the defendants appeared in person and by their attorney, Earl M. Knight, and the Intervenor, Rex T. Moore, appeared by his attorney, F. D. Brewer, and all parties announced ready for hearing. Thereupon there was presented to the Court an application for an order of dismissal by Rex T. Moore, Intervenor, from which it appeared that the claim of the said Rex T. Moore had been ^{compromised} ~~satisfied~~ ^{settled} by the defendants and the Court considered said application and found that the same should be granted.

The plaintiff then presented evidence in support of its prayer for a permanent injunction against the defendants and the Court having considered said evidence and being fully advised, finds that the defendant, A. E. Faller is only an employee of the defendant, Jesse L. Barnes and that a permanent injunction should be granted against the said Jesse L. Barnes only.

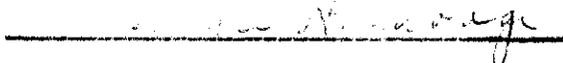
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the petition of the Intervenor, Rex T. Moore, be and the same is hereby dismissed, and that the prayer of the plaintiff for an

injunction against A. E. Fallier is hereby denied.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Jesse L. Barnes, his agents, servants, employees and representatives and all persons in active concert or participation with them or any of them, be and they are hereby permanently restrained and enjoined from directly or indirectly doing any of the following acts, to-wit:

1. Selling or offering to sell any used automobile or vehicle above the maximum ceiling price, as fixed therefor by Maximum Price Regulation No. 540 as it now exists or as it may be hereafter amended.
2. From selling or offering for sale any used vehicle at the warranty ceiling price when the said vehicle is not in good operating condition.
3. From offering for sale or displaying any used vehicle until the same has been properly tagged, as provided in the appropriate price regulation.
4. From selling or offering for sale any used vehicle, and requiring that anything or any other car be traded in thereon.
5. From in any way violating any of the terms and provisions of Maximum Price Regulation No. 540, as it now exists or as it may hereafter be amended.

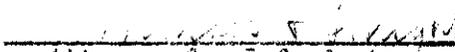
IT IS FURTHER ORDERED that the defendant, Jesse L. Barnes pay all costs of this action, including the stenographer's costs at Pre-Trial and cost of transcript of Pre-Trial hearing.


United States District Judge.

Approved as to form:


Attorney for Plaintiff.


Attorney for Intervenor.


Attorney for Defendants.

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

Paul A. Porter, Administrator)
Office of Price Administration,)
Plaintiff.)

-vs-

Life Insurance Company of Virginia,)
a corporation, and J. J. Whatley,)
Defendants.)

Civil No. 1767. ✓

FILED
JUN 28 1946

J U D G M E N T

H. E. WARFIELD
CLERK OF THE DISTRICT COURT

On this 26th day of June, 1946, the above cause came on for trial in its regular order, and the plaintiff appeared by his attorney, John J. D. Cobb, and the defendants appeared by its attorney, Wilbur J. Holleman, and the parties presented to the Court a written stipulation whereby it was agreed that judgment might be rendered in favor of the plaintiff and against the defendants for the sum of \$50.00 and costs of this action;

And the Court having considered said stipulation, and being fully advised in the premises, finds that judgment should be rendered as agreed upon.

It is therefore Ordered, Adjudged and Decreed by the Court that the plaintiff, for the use and benefit of the United States of America, do have and recover of and from the defendants, the sum of \$50.00 in full settlement of its treble damage claim, and all costs of this action.

It is further ordered that the prayer of the plaintiff for a permanent injunction be, and the same is hereby denied.

Lydia H. Edwards
United States District Judge

Approved:

John J. D. Cobb
Attorney for Plaintiff

Attorney for Defendant.

IN THE UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF COLUMBIA

PAUL A. ROBERT, Administrator
Office of Price Administration

Plaintiff

PAUL MOKOSITS and BEN MOKOSITS
of the District of Columbia

Defendants

CIVIL ACTION NO. 1971

FILED
JUN 28 1948

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

On this 28th day of June, 1948, this Court came on for
hearing on the Application of Defendants for an Order Dissolving
the temporary injunction contained in the decree entered herein on May 7,
1948, and the said Application appeared by Mr. J. D. White, Jr., Counsel
of the Office of Price Administration, and the defendants appeared by their
counsel, Kenneth N. Rice and Travis Milster, and after the consideration
of said Application and after statement of counsel, the Court finds that
said Application of Defendants should be granted.

It is, therefore, ORDERED that the permanent injunction against
the defendants contained in the decree of this Court made and entered herein
on May 7, 1948, be dissolved and enjoined the defendants from violating
Executive Order No. 9802 of the Office of Price Administration be,
and the same is, hereby dissolved, effective as of the 28th day of June,
1948.

James H. [Signature]
Judge

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

Paul W. Porter, Administrator,
Office of Price Administration
Plaintiff

vs.

Mrs. Gertrude I. Nixon,
Defendant

Civil No. 1798.

FILED
JUN 28 1946
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

R. F. WARFIELD
CLERK OF DISTRICT COURT

J U D G M E N T

On this 25th day of June, 1946, the above cause came on for trial in its regular order, the plaintiff appearing by his attorney John J. D. Cobb, and the defendant appeared in person and by her attorney, Fred A. Tillman, and both sides announced ready for trial.

Whereupon the plaintiff introduced his evidence and rested, and the defendant introduced her evidence and rested. The Court, having considered the pleadings, the evidence and statements of counsel, and being fully advised in the premises, finds that the defendant, Gertrude I. Nixon, was at all times mentioned herein an individual and entitled to charge only the "as is" price for a used passenger automobile; that on January 14th, 1946, she sold to Mrs. Maple Higgs a 1941 model master de luxe Chevrolet Town Sedan used automobile, and charged and received therefor the sum of \$1100.00; that said sum of \$1100.00 was \$274.00 in excess of the ceiling price as fixed by Maximum Price Regulation No. 540, as amended, and was a wilful violation of said regulation, but that she should be assessed only \$1.00 additional as a penalty for such violation, all in accordance with separate findings of fact and conclusions of law made and entered herein on this date.

It is therefore Ordered, Adjudged and Decreed by the Court that the plaintiff, for the use and benefit of the United States of America, do have and recover of and from the defendant, Gertrude I. Nixon, the sum of \$275.00, in full settlement of his treble damage claim, and that the defendant pay all costs of this action, to which defendant excepts and her exceptions are hereby allowed.

United States District Judge.

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

United States of America,
Plaintiff,
v.
Ruth Shelton,
Defendant.

No. 1811 Civil

FILED

JUN 27 1946

JUDICIAL NOTICE OF JUDGMENT

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

Now on this 27th day of June, 1946, this matter coming on for trial before the United States District Court for the Northern District of Oklahoma, and the plaintiff appearing by Whit V. Souzy, United States Attorney, and Kenneth C. Hughes, Assistant United States Attorney, for the Northern District of Oklahoma, and the defendant appearing not, and the Court having been fully advised in the premises finds that the defendant has been duly and legally notified of the pendency of this action and that said defendant is wholly in default. The plaintiff having offered in evidence the note executed by the defendant herein together with public voucher showing payments and credits upon said note.

The Court finds that the defendant, Ruth Shelton, executed and delivered to the Centra Lumber Company, her promissory note dated June 30, 1939, whereby said defendant promised and agreed to pay the sum of one thousand one hundred forty-nine Dollars and Eighty Cents (\$1,149.80) in installments of Thirty-one Dollars and Ninety-four Cents (\$31.94) per month, such payments to commence on the first day of August, 1939, and continue until the face amount of said notice was fully paid. That said note bore interest at the rate of six per cent (6%) per annum from the date thereof until paid.

The Court further finds that said note was duly assigned without recourse by the Antrim Lumber Company to the Commercial Investment Trust Corporation of New York, New York, and such note was executed by the defendant in order to secure a modernization loan as provided by the Act of Congress of June 27, 1934, as amended and known as the Federal Housing Act, Section 1702, Title 12, United States Code Annotated, under which provisions of the act the plaintiff herein insured the said Antrim Lumber Company and the Commercial Investment Trust Corporation of New York, New York, against any losses that they might sustain as a result of such loan to said defendant as evidenced by said note.

The Court further finds that the defendant is in default of payment upon said note for the reason that the defendant failed to pay and defaulted in her payments on January 1, 1941, at which time the plaintiff herein paid to the said Commercial Investment Trust Corporation of New York, New York, its claim for the amount due and unpaid and in default, that is the sum of Five Hundred Fifty-seven Dollars and Ninety-nine Cents (\$557.99) the amount remaining due on said date. That the United States of America is the holder in due course of said promissory note.

The Court further finds that said defendant has since the execution of said note made certain payments upon said note and there is now a balance due and owing upon the principal amount of said note in the sum of Five Hundred Forty-five Dollars and Thirty-two Cents (\$545.32) together with interest thereon at the rate of Six per cent (6%) from the first day of January, 1941.

The Court further finds that the plaintiff herein has made due demand for payment upon said defendant and that defendant has failed and refused to pay the balance due thereon and is now in default of payment and that the plaintiff herein should have and recover judgment against said defendant in the total sum of \$545.32 with interest thereon at the rate of six per cent per annum from the first day of January, 1941.

WHEREFORE IT IS ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff, United States of America, have and recover, and said plaintiff is hereby granted judgment against the defendant, Ruth Shelton, in the sum of Five Hundred forty-five Dollars and thirty-two cents (\$545.32) with interest at the rate of six per cent (6%) per annum from January 1, 1941, and that the costs of this action be assessed against the defendant herein.

IN WITNESS WHEREOF,

[Handwritten Signature]

 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, Pauline F. Newton, also known as
Mrs. Pauline Newton, Individually and as
Trustee, et al.,

Defendants.

CIVIL No. 1167

FILED

JUL 17 1946

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

ORDER DIVESTING PETITIONER FROM ALL RIGHT,
TITLE, AND INTEREST IN AND TO THAT PART OF
TRACT NO. 15 (305 - 45.3) UPON WHICH THE
NORTHEAST OKLAHOMA RAILROAD COMPANY OWNS
A RIGHT-OF-WAY

Now on this *1st* day of July, 1946, there coming on for hearing
the application of the petitioner for a judgment upon the stipulation entered
into between the petitioner and the defendant, Northeast Oklahoma Railroad
Company, a corporation, as to a part of Tract No. 15 (305 - 45.3) in this pro-
ceeding, and it appearing to the Court that the petitioner, United States of
America, instituted condemnation proceedings herein to acquire a perpetual
easement for the erection, operation, and maintenance of a line or lines for
the transmission of electric current and for other purposes as more fully set
out in the declaration of taking herein upon and over Tract No. 15 (305 - 45.3)
which is described as:

"A strip of land 100 feet in width in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of
Sec. 24, T 18 N., R 22 E of the Indian Base and Meridian in
Ottawa County, Oklahoma, the center line of which is de-
scribed as follows, to-wit:

"Beginning at a point in the East boundary of said NE $\frac{1}{4}$ NW $\frac{1}{4}$
SE $\frac{1}{4}$ 192 feet from the NE corner thereof, thence Westerly to
a point in the West bound ry of said NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, 200 feet
from the NW corner thereof."

and filed its declaration of taking and deposited in the registry of this
Court the sum of \$350.00 as the estimated just compensation therefor, and that
title to said perpetual easement vested in petitioner on the 11th day of March,
1946, upon the entry of judgment upon said declaration of taking; and

It further appearing to the Court that said Tract No. 15 (305 - 45.3) was at the time of said taking owned by John L. Salling, subject to a right of way owned by the Northeast Oklahoma Railroad Company upon so much of said tract as lies in the east 20 feet of the NW 1/4, Section 24, Township 28 N, Range 22 E, T. 6. & M., Ottawa County, Oklahoma; and

Subsequent to the filing of the declaration of taking and on the 14th day of July, 1944, the United States of America acquired by instrument, in writing, a license from the Northeast Oklahoma Railroad Company giving it the right to construct, operate, and maintain an electric power transmission line upon, over, and across the right-of-way of said Northeast Oklahoma Railroad Company at the location last above described and as more fully described in said license for a consideration of \$10.00; and

On the 14th day of July, 1944, John L. Salling executed an offer to sell petitioner, United States of America, a perpetual easement for transmission line or lines upon and over said Tract No. 15 (305 - 45.3) for the sum of \$350.00, which offer of sale was accepted, in writing, by the United States of America, acting by and through Douglas G. Wright, Administrator, on July 21, 1944; and

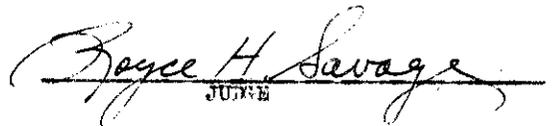
In virtue of the license executed by and between the petitioner and the Northeast Oklahoma Railroad Company, the easement acquired by condemnation upon and over that part of Tract No. 15 (305 - 45.3) upon which the Northeast Oklahoma Railroad Company owns a right-of-way is not necessary to the uses and purposes of petitioner, and that petitioner and the Northeast Oklahoma Railroad Company have stipulated and agreed, as follows:

1. That petitioner, United States of America, be divested of all right, title, and interest it may have acquired as against the Northeast Oklahoma Railroad Company by reason of the institution of this action, the filing of the declaration of taking, and the judgment thereon upon and over that part of Tract No. 15 (305 - 45.3) upon which the Northeast Oklahoma Railroad Company owns a right-of-way; that this action be dismissed and abandoned as to the Northeast Oklahoma Railroad Company as to said part of Tract No. 15 (305 - 45.3), and that defendant, the Northeast Oklahoma Railroad Company, waive any right to have and recover any compensation whatsoever by reason of the institution of these proceedings, or by the taking of said estate by petitioner in said Tract No. 15 (305 - 45.3).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the United States of America be and is hereby divested of all right, title, and interest that it may have acquired by reason of the institution of this action, the filing of a declaration of taking, and the entry of judgment thereon in and to that part of said Tract No. 15 (305 - 45.3) upon which the Northeast Oklahoma Railroad Company owns a right-of-way, said right-of-way being all that part of Tract No. 15 (305 - 45.3) which lies within the east 20 feet of the NW 1/4 SW 1/4 of Section 24, Township 28 N, Range 22 E, I. B. & M., Ottawa County, Oklahoma, and that the title to the perpetual easement taken by the petitioner in and to said tract be reverted in the former owner, Northeast Oklahoma Railroad Company.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that defendant, Northeast Oklahoma Railroad Company, has waived any right, to have and recover any compensation by reason of the institution of these proceedings, or by the taking of said estate in said Tract No. 15 by the petitioner.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that these proceedings be and are hereby dismissed as to that part of Tract No. 15 (305 - 45.3) upon ^{which} the Northeast Oklahoma Railroad Company owns a right-of-way.


ROYCE H. SAVAGE

OK
Ray M. Naughton
for Northeast Okla RR Co
A. J. Davidson

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

UNITED STATES OF AMERICA, v

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,
OKLAHOMA, containing approximately 41.82
acres, more or less; and MESA GRANDE YACHT
CLUB, et al.,

Defendants.

CIVIL NO. 1178

FILED

JUL 1946

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

ORDER FIXING TITLE AND MAKING DISTRIBUTION
AS TO A PART OF TRACT NO. 6 (9 FW 338)

NOW, on this 1st day of July, 1946, there coming on for hearing the application of the defendant, Mary Ethel Anderson, by and through her attorney, Perry Porter, for an order fixing title and making distribution as to a part of Tract No. 6 (9 FW 338), and the Court being fully advised in the premises, finds:

That the defendant, Mary Ethel Anderson was the owner of a part of the land designated as Tract No. 6 (9 FW 338), 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 \$2,388.60 for the taking of a perpetual flowage easement upon and over that portion of said Tract No. 6 owned by said defendant, Mary Ethel Anderson; 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 of land, and decreed that the owners and those having any right, title or interest in and to said land, have and recover just compensation for the taking of said easement.

The Court further finds that by Judgment of October 8, 1945, entered pursuant to stipulation between the petitioner and the defendant, Mary Ethel Anderson, the just compensation for the taking of that part of Tract No. 6

owned by said defendant, Mary Ethel Anderson, was fixed in the sum of \$4750.00, and that the full amount thereof is now on deposit in the registry of the court for distribution unto the parties entitled thereto.

That no person, firm, corporation or taxing subdivision of the state other than said defendant, has any right, title or interest in and to said just compensation.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by this Court that the defendant, Mary Ethel Anderson, was the owner of the land designated as a part of Tract No. 6 when this proceeding was commenced; that she is the only person having any right, title or interest in and to said just compensation and that she is entitled to receive said sum.

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 ETHEL ANDERSON, - - - owner of part of
TRACT NO. 6 (9 PW 338) - - - - - \$4750.00

OK
JSC

Royce H. Savage
Clerk

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

PAUL A. POYNER, Administrator
Office of Price Administration,

Plaintiff,

vs.

MRS. PETE G. SAFFA AND MRS. JULIA SAFFA,
Co-Partners,
d/b & Pete Saffa Grocery,

Defendant,

CIVIL ACTION NO. 1847

FILED

JUL 17 1946

ORDER OF DISMISSAL

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

Upon motion of counsel for the Plaintiff, moving the Court to dismiss the above entitled cause as to Mrs. Pete G. Saffa, Defendant, the Court advises that said motion should be sustained and the said action should be dismissed as to Mrs. Pete G. Saffa, Defendant.

It is therefore, ordered, adjudged and decreed by the Court, that the entitled cause be, and is hereby dismissed without prejudice as to Mrs. Pete Saffa, Defendant.

Dated and issued at Tulsa, Oklahoma, this 10th day of

July, 1946.

Samuel N. Savage
United States District Judge.

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

SAM F. WILKINSON, Receiver of
THE PRODUCERS NATIONAL BANK OF TULSA,
OKLAHOMA, a National Banking Asso-
ciation,

Plaintiff,

vs.

JOHN M. WHEELER,

Defendant.

FILE
JULY - 1946

RECEIVED
No. 2064 Law

ORDER REVIVING JUDGMENT

The application to revive judgment in the above action coming on for hearing before the undersigned, Judge of the United States District Court for the Northern District of Oklahoma, this _____ day of _____, 1946, and the court being fully advised finds that due and legal notice has been given to the defendant, John M. Wheeler, and the court having examined said notice and the return of the United States Marshal thereon, finds that said notice is valid and the same is hereby approved.

The court, being fully advised in the premises, finds that the defendant has failed to respond to said application, and the court finds that said application should be sustained.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT That the petitioner's judgment as set out in the application to revive the judgment, be and is hereby revived.

Ray H. [Signature]

JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CIVIL NO. 1131

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,
OKLAHOMA, containing approximately 321.40
acres, more or less; and Paul Scott,
et al.,

Defendants.

FILED
JUL 11 1946
U.S. DISTRICT COURT
OKLAHOMA CITY

ORDER FIXING TITLE AND TAKING DISTRIBUTION

NOW, On this 2nd day of July, 1946, the above cause comes on for hearing pursuant to the regular assignment for the determination of the rightful claimants in and to any funds that may have been deposited and that may hereafter be deposited in the above entitled proceeding for rightful claimants thereto as the owners of the real estate and the estate therein taken and involved in this proceeding as hereinafter described and designated.

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

It is THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the following named persons, firms and corporations are the owners of and/or have some right, title or interest in and to the lands involved herein as hereinafter designated, and that they are the only persons having any right, title or interest in and to the funds that are now on deposit and that may hereafter be deposited

for the use and benefit of the rightful claimants thereto, as the owners or those having any right, title or interest in and to the real estate involved in this proceeding, and that the Clerk of this Court be, and he is hereby authorized and directed to make distribution of said funds to said persons, firms and corporations as hereinafter set forth as follows, to-wit:

TRACT NO. 1 (33 - FW-1026)

Flowage Easement

Paul Scott, fee owner, \$ 4.00
(Commissioners' award)

TRACT NO. 2 (33 - FW-1027)

Flowage Easement

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

TRACT NO. 3 (33 - FW-1029 Rev.)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 4 (33 - FW-1030)

Flowage Easement

W. C. Jackson,
Jewell Jackson, fee owners, \$ 1.20
(Commissioners' award)

TRACT NO. 5 (33 - FW-1031)

Flowage Easement

Robert Kinkaid, fee owner, \$111.00
(Commissioners' award)

TRACT NO. 6 (33 - FW-1032)

Flowage Easement

Edwin A. Shannon,
Elizabeth Shannon, fee owners, \$550.00
(Commissioners' award)

TRACT NO. 7 (33 - FW-1033)

Flowage Easement

R. L. Kinkaid,
C. C. Kinkaid,
Helen West,
Tommy Lean Kinkaid,
Mary Ellen Kinkaid, fee owners, \$ 8.00
(Commissioners' award)

TRACT NO. 8 (33 - FW-1034)

Flowage Easement

William Luther Guffey, fee owner, \$ 28.00
Bank of Grove, (Grove, Oklahoma,
a corporation, mortgagee
(Make check payable to both)
(Commissioners' award)

TRACT NO. 9 (33 - FW-1035)

Flowage Easement

(Title fixed and distribution made under order
dated March 20, 1946)

TRACT NO. 10 (33 - FW-1036 Rev.)

Flowage Easement

Harvey A. Fritchard,
O. B. Burger,
Amy V. Burger, fee owners, \$ 40.00
The Corner Stone Bank of Southwest City,
Missouri, a corporation, . mortgagee
(Make check payable to all)
(Commissioners' award)

TRACT NO. 11 (33 - FW-1037)

Flowage Easement

Barton W. Lybarger,
Esther Marie Lybarger, fee owners, \$ 12.00
(Commissioners' award)

TRACT NO. 12 (33 - FW-1038)

Flowage Easement

(Title fixed and distribution made under order
dated March 20, 1946)

TRACT NO. 13 (33 - FW-1039)

Flowage Easement

Catherine I. Kropp,
Howard Kropp,
Vernon F. Kropp,
Roland Quinton Kropp, fee owners, \$ 3.00
(Commissioners' award)

TRACT NO. 14 (33 - FW-1040)

Flowage Easement

(Title fixed and distribution made under order
dated May 21, 1946)

TRACT NO. 15 (33 - FW-1041)

Flowage Easement

Eula Spicer, fee owner, \$ 8.00

Catherine Imbeau Kropp,
Howard Kropp,
Vernon F. Kropp,
Roland Quinton Kropp, . . . holders of unreleased mortgage
(Make check payable to all)
(Commissioners' award)

TRACT NO. 16 (33 - FW-1042 Rev.)

Flowage Easement

Guy Phillips,
Gladys Phillips,
Delaware County, Oklahoma, . . fee owners, \$ 39.80
(Make check payable to Guy Phillips and
Gladys Phillips)
(Commissioners' award)

TRACT NO. 17 (33 - FW-1043)

Flowage Easement

(Title fixed and distribution made under order
dated July 30, 1945)

TRACT NO. 18 (33 - FW-1044)

Flowage Easement

(Title fixed and distribution made under order
dated December 18, 1944)

TRACT NO. 19 (33 - FW-1045)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 20 (35 - FW-1046)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 21 (35 - FW-1047)

Flowage Easement

Claude S. Rakes,
Fern Rakes, fee owners, \$ 10.00
(Commissioners' award)

TRACT NO. 22 (35 - FW-1048)

Flowage Easement

(Title fixed and distribution made under order
dated December 4, 1944)

TRACT NO. 23 (35 - FW-1049)

Flowage Easement

(Title fixed and distribution made under order
dated August 14, 1945)

TRACT NO. 24 (35 - FW-1050)

Flowage Easement

S. L. Pollan, fee owner, \$192.50
(Commissioners' award)

TRACT NO. 25 (35 - FW-1051)

Flowage Easement

(Title fixed and distribution made under order
dated June 24, 1946)

TRACT NO. 26 (35 - FW-1053)

Flowage Easement

Elvy Bland,
Mable Bland, fee owners, \$ 4.50
(Commissioners' award)

TRACT NO. 27 (35 - FW-1053 A)

Flowage Easement

J. Scott Gibbs,
Leona Gibbs, fee owners, \$ 1.60
(Commissioners' award)

TRACT NO. 28 (35 - FW-1053 B)

Flowage Easement

John A. Pickett,
Edna May Pickett, fee owners, \$ 1.00
(Commissioners' award)

TRACT NO. 29 (35 - FW-1054)

Flowage Easement

Minnie G. Miller,
Earl A. Miller, fee owners, \$ 16.00
(Commissioners' award)

TRACT NO. 30 (35 - FW-1055)

Flowage Easement

(Title fixed and distribution made under order
dated October 8, 1945)

TRACT NO. 31 (35 - FW-1056)

Flowage Easement

O. H. Cule, fee owner, \$ 10.80
(Commissioners' award)

TRACT NO. 32 (35 - FW-1057)

Flowage Easement

David Evans, fee owner, \$.10
(Title fixed and partial distribution made
under order dated December 4, 1944, in the
amount of \$60.40)
(Commissioners' award)

TRACT NO. 33 (35 - FW-1058)

Flowage Easement

(Title fixed and distribution made under order
dated August 1, 1945)

TRACT NO. 34 (35 - FW-1061)

Flowage Easement

Francis Harrison, fee owner, \$ 13.20
(Commissioners' award)

TRACT NO. 35 (35 - FW-1062)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 36 (35 - FW-1063)

Flowage Easement

(Title fixed and distribution made under order dated August 26, 1945)

TRACT NO. 37 (35 - FW-1064)

Flowage Easement

(Title fixed and distribution made under order dated October 26, 1944)

TRACT NO. 38 (35 - FW-1065)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 39 (35 - FW-1066)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 40 (35 - FW-1070 A)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 41 (35 - FW-1071 Rev.)

Flowage Easement

(Title fixed and distribution made under order dated March 1, 1946)

TRACT NO. 42 (35 - FW-1077)

Flowage Easement

Frederick Schmidt,
Chas. Elmer Schmidt,
Herman Everett Schmidt,
Fred E. Schmidt,
James Robert Schmidt,
Jesse C. Schmidt,
Marion Schmidt,
Andrew Schmidt,
Emma Lou Lewis,
Josie Sturdivant, fee owners, \$ 88.00

(Title fixed and partial distribution of \$500.00
made under order dated January 4, 1946)

(Make checks payable to:

Frederick Schmidt, for \$58.67
Chas. Elmer Schmidt, for 3.26
Herman Everett Schmidt, for 3.26
Fred E. Schmidt, for 3.26
James Robert Schmidt, for 3.26
Jesse C. Schmidt, for 3.26
Marion Schmidt, for 3.26
Andrew Schmidt, for 3.26
Emma Lou Lewis, for 3.26
Josie Sturdivant, for 3.26
(Commissioners' award)

TRACT NO. 43 (35 - FW-1078)

Flowage Easement

(Separate judgment entered)

TRACT NO. 44 (35 - FW-1080)

Flowage Easement

(Title fixed and distribution made under order
dated March 1, 1946)

TRACT NO. 45 (35 - FW-1081)

Flowage Easement

Janie Crow Owl, fee owner, \$ 24.80
(Commissioners' award)

TRACT NO. 46 (35 - FW-1082)

Flowage Easement

Sadie Spicer Vigil, fee owner, \$ 9.00
(Commissioners' award)

TRACT NO. 47 (35 - FW-1083)

Flowage Easement

State of Oklahoma, fee owner, \$126.10
(Make check payable to Commissioners of the
Land Office of the State of Oklahoma)
(Commissioners' award)

TRACT NO. 48 (35 - FW-1085)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 49 (35 - FW-1096)

Flowage Easement

(Title fixed and distribution made under order
dated October 11, 1944)

TRACT NO. 50 (35 - FW-1097)

Flowage Easement

David Griggs, fee owner, \$ 5.00
(Commissioners' award)

TRACT NO. 51 (35 - FW-1098)

Flowage Easement

(Title fixed and distribution made under order
dated September 28, 1944)

TRACT NO. 52 (35X - FW-1052)

Flowage Easement

William Studie,
Nina Jones, fee owners, \$ 9.60
(Commissioners' award)

IT IS FURTHER ORDERED that the amount of \$1.00 be distributed to
R. A. Sellers and O. S. Anderson, fee owners of Tract No. 19 (33 - FW-1045) and
Tract No. 20 (35 - FW-1046), for the reason that the total amount deposited as
the just compensation for the taking of said tracts, plus interest on the
deficiency, was \$1472.39, whereas the sum of \$1471.39 was distributed to said
owners under Order of June 4, 1945.

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

Royce H. Savage

J U D G E

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

UNITED STATES OF AMERICA,)

Petitioner,)

vs.)

CIVIL NO. 1169

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA, containing approximately 217.10
acres, more or less; and Anna Beaver Hallam,
et al.,)

Defendants.)

FILED
JUL 11 1946

ORDER CLARIFYING AND AMENDING DESCRIPTION
OF
TRACT NO. 9 (49 NW 1513)

RECORDED
JUL 11 1946

NOW, on this 3rd day of July, 1946, this matter comes on for hear-
ing upon the application of petitioner, United States of America, for an order
clarifying and amending the description of Tract No. 9 (49 NW 1513) in this ac-
tion, and the court being fully advised in the premises, finds:

That Tract No. 9 in this action, decedented by petitioner as (49 NW
1513) is described as:

"All that part of the NE 1/4 of Sec. 19, T 27 N, R 24 E
of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa
County, Oklahoma, lying below Elev. 700 on Level Datum, ex-
cept that portion owned by the Grand River Dam Authority, con-
taining approximately 6.4 acres.

in the Declaration of Taking, Judgment on Declaration of Taking, Petition,
Judgment confirming report of commissioners, and other pleadings in this
action; that said description insofar as it refers to Section 19 is in error,
and that said tract is in fact located within Section 18, Township 27 N,
Range 24 E of the Indian Base and Meridian, in Ottawa County, Oklahoma.

That attached to said declaration of taking in this action is a
plot and description of said Tract No. 9 designated as 49 NW 1513 and that
both by legend and by description upon said plot the parcel thereby delineated
and described is shown and stated to be located in Section 18, Township 27 N,
Range 24 E, Wyandotte Reserve, Ottawa County, Oklahoma.

The court finds that said Tract No. 9 was therefore both correctly
and incorrectly described in the declaration of taking, but that the peti-
tioner, the landowners, other parties in interest and the court commissioners

were not, by reason of the erroneous description, under any misapprehension as to the true location of said tract, since it was shown by the plat and description attached to the declaration of taking as being located in Section 18, Township 27 N., Range 24 E.

The court finds that the owners of said tract and other parties in interest were duly served with notice of the time and place for appointment of commissioners; that the commissioners appointed by the court viewed and appraised that part of the NE 1/4 SW 1/4 of Sec. 18, T. 27 N., R. 24 E. of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, lying below Elev. 700 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 6.4 acres.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the description of Tract No. 2 (by S. 1513) wherever it appears in the declaration of taking, the judgment on declaration of taking, dated March 13, 1944, filed in the office of the County Clerk of Ottawa County, Oklahoma, March 22, 1944, and recorded in Book 120, Pages 507-520, inclusive, the petition in condemnation, order appointing commissioners, judgment confirming report of commissioners, and other pleadings in this action, as:

"All that part of the NE 1/4 SW 1/4 of Sec. 18, T. 27 N., R. 24 E. of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, lying below Elev. 700 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 6.4 acres."

be held to refer to and is hereby declared to refer to:

"All that part of the NE 1/4 SW 1/4 of Sec. 18, T. 27 N., R. 24 E. of the Indian Base and Meridian, Wyandotte Reserve, in Ottawa County, Oklahoma, lying below Elev. 700 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 6.4 acres."



ROBERT A. JOHNSON

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

United States of America,)
)
 Plaintiff,)
)
 v.)
)
 R. M. Doolin, Wallace Doolin,)
 and Walter J. Doolin,)
)
 Defendants.)

No. 1826 *Civil*
FILED
1946

ORDER OF DISMISSAL

R. R. BARTHA
CLERK OF DISTRICT COURT

Now on this 3rd day of July, 1946, the above en-
titled matter coming on for hearing and the plaintiff appear-
ing by Whit T. Suzy, United States Attorney, and Kenneth G.
Hughes, Assistant United States Attorney, for the Northern
District of Oklahoma, and upon application of the attorneys
for plaintiff that said complaint be dismissed, and the Court
being fully advised that the defendant R. M. Doolin has paid
the sum of Ninety-two Dollars and Eighty Cents (\$92.80) which
includes the full claim of the Government together with in-
terest thereon at the rate of six per cent (6%) per annum from
January 1, 1946, until the date of payment.

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

Royce H. Savage
JUDGE

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

United States of America,)
)
) Plaintiff,)
)
) v.)
)
) R. M. Doolin, Wallace)
) Doolin, and J. J. Hamon,)
)
) Defendants.)

No. 1827 Civil

ORDER OF DISMISSAL

Now on this 3rd day of July, 1946, the above en-
titled matter coming on for hearing and the plaintiff appear-
ing by Whit Y. Kenzy, United States Attorney, and Kenneth G.
Hughes, Assistant United States Attorney, for the Northern
District of Oklahoma, and upon application of the attorneys
for plaintiff that said complaint be dismissed, and the Court
being fully advised that the defendant R. M. Doolin has paid
the sum of One Hundred Fifty-four Dollars and Fifty Cents
(\$154.50) which includes the full claim of the Government
together with interest thereon at the rate of six per cent
(6%) per annum from January 1, 1946, until the date of pay-
ment.

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

Royce H. Savage
JUDGE

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

United States of America,

Plaintiff,

v.

R. W. Doolin, J. J. Hamon,
and Wallace Doolin,

Defendants.

No. 1828 Civil ✓

ORDER OF DISMISSAL

Now on this 3rd day of July, 1946, the above en-
titled matter coming on for hearing and the plaintiff appear-
ing by Whit V. Mauzy, United States Attorney, and Kenneth G.
Hughes, Assistant United States Attorney, for the Northern
District of Oklahoma, and upon application of the attorneys
for plaintiff that said complaint be dismissed, and the Court
being fully advised that the defendant R. W. Doolin has paid
the sum of Eighty-two Dollars and Forty Cents (\$82.40) which
includes the full claim of the Government together with in-
terest thereon at the rate of six per cent (6%) per annum
from January 1, 1946, until the date of payment.

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

Royce H. Savage
JUDGE

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

THE FIRST NATIONAL BANK AND TRUST COMPANY)
OF TULSA, adm. with will annexed of the)
Estate of E. L. Robinson, deceased.)
Plaintiff.)
V.) Civil No. 1655
UNITED STATES OF AMERICA,)
Defendant.)

ORDER DISMISSING ACTION ON MOTION OF PLAINTIFF

This cause came on to be heard on plaintiff's motion for a voluntary dismissal of the action, and it appearing that defendant has not pleaded any counterclaim against plaintiff, and that defendant will not be prejudiced or inconvenienced by such dismissal,

IT IS ORDERED that the action be and it is hereby dismissed without prejudice, at plaintiff's cost.

Dated at Tulsa, Oklahoma this 5th day of July 1946.

/s/ Royce H. Savage
District Judge.

7/5/46

Two copies served on atty for Deft.

/s/ Harold E. Korschach

FILED
JUL 7 1946
H. P. WARFIELD
CLERK OF 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 OTTAWA COUNTY,)
) OKLAHOMA, and Pauline E. Newton, et al.,)
)
) Defendants.)

CIVIL NO. 1167

FILED
JUL 3 1946

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

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND
MAKING DISTRIBUTION AS TO TRACT NO. 15 (305 - 45.3)

NOW, on this 8th day of July, 1946, there
coming on for hearing the application of the defendant John L. Salling

for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. 15 (305 - 45.3)
and the Court being fully advised in the premises, finds:

That the defendant John L. Salling
the owner of the land designated as Tract No. 15 (305 - 45.3), subject
~~to right-of-way~~ owned by the Northeast Oklahoma Railroad Company;
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 \$ 350.00 for the
taking of a perpetual easement for transmission line purposes upon and over
said tract of land; that this Court entered a judgment upon said declaration
of taking filed by the petitioner, thereby vesting in the petitioner, United
States of America, said perpetual easement for transmission line purposes
and decreed that the owners and those having any right, title or interest
in and to said land, have and recover just compensation for the taking
of said perpetual easement .

The Court further finds that the defendant **John L. Salling**, in writing, agreed to grant and sell to the petitioner **a perpetual easement for transmission line purposes upon and over** said tract of land for the sum of \$ **350.00** which **was** accepted by the petitioner.

The Court further finds that the sum of \$ **350.00** 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 L. Salling, was**

the owner of the land designated as Tract No. 15 (305 - 45.3), subject to a ~~right-of-way~~ owned by the Northeast Oklahoma Railroad Company; when this proceeding was commenced, and that the sum of \$ **350.00**

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

IT IS FURTHER ORDERED that the Clerk of this Court be, and he is hereby authorized and directed to make distribution from the funds deposited as just compensation for the taking of said tract **15**, as follows, to-wit:

TO: **JOHN L. SALLING, . . . fee owner of**
Tract No. 15 (305 - 45.3) \$350.00

TO:

Handwritten initials: J. S. R.

Rayce H. Savage

J U D G E

To U. S. Marshal, fee for sale, 53.65
 To Clerk of the U. S. Court, costs accumulated, 43.31
~~To H. M. Childress, publication of notice,~~
 To Court Clerk, Creek County, Okla., costs, 6.20
~~To _____, Commissioner~~
~~and Transportation of Commissioners,~~
~~To _____, Commissioner,~~
~~To _____, Commissioner,~~
 To Wm. S. Lindlin, Marvin Nelson and Chas. H.
 Hamilton, attorneys' fees, 217.50

and the balance of the proceeds of said sale distributed to the parties to this action in the proportion and interest of each in said proceeds as heretofore determined by Judgment of this Court, to-wit:

Daniel Beaver,	5/1/79	778.89
Richard Sealey,	1/6th	311.57
Bob Scott,	5/7/79	124.81
Samuel Scott,	5/7/79	124.81
Ray C. Me Scott,	5/7/79	124.81
Wisle Scott,	5/7/79	124.81
Wile Scott,	5/7/79	124.81
Long Scott,	5/7/79	124.81

payable to Treasurer of United States for their use and benefit and delivered to the Superintendent for the Five Civilized Tribes, Muskogee, Oklahoma, for their respective uses and benefit.

Wm. Royce H. Savage

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

Lucy Scott now Gray, et al., Plaintiffs,)
-vs-)
James Scott, Defendant,)
United States of America, Intervener.)

No. 1730 Civil

FILED

JUL 1 1946

ORDER CONFIRMING SALE AND DISTRIBUTION

H.P. WARFIELD
CLERK

Now, on this 5th day of July, 1946, the above cause comes on regularly for hearing upon the motion of the Plaintiffs for an Order confirming the sale of the lands in this action, and it appearing to the Court that said land was heretofore duly appraised and valued by the commissioners duly appointed by the Court for the sum of \$960.00, as shown by their report and return and appraisal filed herein, and that the sale of said land was duly and regularly made by the United States Marshal for the Northern District of Oklahoma pursuant to Notice thereof given at the time and place and in the manner prescribed, as by law and the former judgments, decrees and orders of this Court made and issued, to John Bishop, for the sum of \$1525.00 cash in hand; that the United States Government has waived its right to purchase said land, and it further appearing that all proceedings were had according to law and the Orders of this Court, and the Court being fully satisfied with the legality thereof;

It is hereby ordered that said sale be, and the same hereby is approved and confirmed by the Court, and the Clerk of this Court is hereby directed to make entry accordingly on the journal of this Court.

It is further ordered by the Court that the United States Marshal for the Northern District of Oklahoma be, and he is hereby ordered and directed to make, execute and deliver a good and sufficient deed of conveyance of said real estate and premises to said purchaser, John Bishop, pursuant to said sale, and that he deliver to the Clerk of this Court the full amount of the proceeds of said sale, \$1525.00, and said Clerk is hereby ordered and directed to distribute said amount in the order and amounts as hereinafter set out;

It is further ordered that the sum of \$1525.00 be, and the same is hereby fixed and allowed as attorneys' fees for the plaintiffs' attorneys, Hugh H. Lindlin, Marvin Balch and Chas. F. Hamilton, and said sum to be paid to them by said Clerk of this Court from the proceeds of said sale, as hereinbelow set out.

IT IS FURTHER ORDERED, ADDED AND DECREED BY THE COURT that the proceeds of said sale, \$1525.00 be, and the same be by the Clerk of this Court distributed and paid to the following named persons, and for the purposes specified, to-wit:

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 DELA WARE COUNTY,
OKLAHOMA, containing approximately 124.0
acres, more or less; and ALTA FOUST, et al.,

Defendants.

CIVIL NO. 1076

FILED
JUL 10 1946

ORDER FIXING TITLE AND MAKING DISTRIBUTION

Now, on this 9th day of July, 1946, the above cause comes on for hearing pursuant to regular assignment for the determination of the rightful claimants in and to any funds that may have been deposited and that may hereafter be deposited in the above entitled proceeding for the rightful claimants thereto as the owners of the real estate and the estate therein taken and involved in this proceeding as hereinafter described and designated.

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

IT IS THE ORDER OF THE COURT, ADJUDICATED BY the Court that the following named persons, firms and corporations are the owners of and/or have some right, title or interest in and to the lands involved herein as hereinafter designated, and that they are the only persons having any right, title or interest in and to the funds that are now on deposit and that may hereafter be deposited for the use and benefit of the rightful claimants thereto, as the owners or those having any right, title or interest in and to the real estate involved in this proceeding, and that the Clerk of this Court be, and he is hereby authorized and directed to make distribution of said funds to said persons, firms and corporations as hereinafter set forth as follows, to wit:

TRACT NO. 1 (12 FV 806)

Flowage Easement

(Title fixed and distribution made under order of October 31, 1944)

TRACT NO. 2 (12 FV 808)

Flowage Easement

C. F. Lindsey, - - - - - fee owner - - - - - \$ 0.00
(Commissioners' award)

TRACT NO. 3 (12 FV 809)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 4 (12 FV 812)

Flowage Easement

(Title fixed and distribution made under order of April 23, 1948)

TRACT NO. 5 (12 FV 814)

Flowage Easement

Wilbur Hatters, - - - - - fee owner - - - - - \$10.00
(Commissioners' award)

TRACT NO. 6 (12 FW 815)
(12 FW 815-A)

Flowage Easement

Eva Maud Sipe,
Mary Ordell Cox,
Glenn E. M. Sipe,
George Mizell,
Lois Chamberlain McConnell,
Omer Kircher, - - - - - fee owners - - - - - \$21.00

(Make checks payable to:

Eva Maud Sipe, |
Mary Ordell Cox, | - - - - - \$1.00
Glenn E. M. Sipe, |
George Mizell, |

Lois Chamberlain McConnell, - - - - 15.00

Omer Kircher, - - - - - 5.00)

(Commissioners' award)

TRACT NO. 7 (12 FW 817)

Flowage Easement

A. F. Pritchett,
Maude Pritchett, - - - - - fee owners (- - - - - \$94.00
Farmers State Bank of
Afton, a corporation, - - mortgagee (

(Make Check payable to:

A. F. Pritchett and
Maude Pritchett, and
Farmers State Bank of Afton)

(Commissioners' award)

TRACT NO. 8 (12 FW 816)

Flowage Easement

C. J. Nicholson, - - - - - fee owner - - - - - \$40.50
(Commissioners' award)

TRACT NO. 9 (12 FW 817-A)

Flowage Easement

Lucy E. Seely, - - - - - fee owner - - - - - \$49.00
(Commissioners' award)

TRACT NO. 10 (12 FW 818)

(Flowage Easement)

J. C. Torley, - - - - - fee owner, - - - - - \$69.00
(Commissioners' award)

TRACT NO. 11 (12 FW 819)

Flowage Easement

C. J. Nicholson, - - - - - fee owner - - - - - \$118.50
(Commissioners' award)

TRACT NO. 12 (12 FW 820)

Flowage Easement

John Tipton, - - - - - fee owner - - - - - \$9.00
(Commissioners' Award)

TRACT NO. 13 (12 FW 821)

Flowage Easement

Bessie Armantrout,
Bessie Armantrout, Executrix of the
Estate of Isaac S. Armantrout, Deceased, --fee - - \$271.50

(Make check payable to:
Bessie Armantrout and
Bessie Armantrout, Executrix of the
Estate of Isaac S. Armantrout, Deceased)
(Commissioners' award)

TRACT NO. 14 (12 FW 822)

Flowage Easement

(Title fixed and distribution made under order of
March 3, 1945)

TRACT NO. 15 (12 FW 823)

Flowage Easement

C. J. Nicholson,
Cleo F. Nicholson, - - - - - fee owners - - - - - \$1.50
(Commissioners' award)

TRACT NO. 16 (12 FW 824)

Flowage Easement

(Title fixed and distribution made under order of
April 12, 1944)

TRACT NO. 17 (12 FW 828)

Flowage Easement

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

TRACT NO. 18 (12 FW 854)

Flowage Easement

(Title fixed and distribution made under order of
May 21, 1945)

TRACT NO. 19 (12 FW 855)

Flowage Easement

Leon Williams,
Rome G. Williams
Hila Payland and
Erna Williams, - - - - - fee owners, - - - - - \$43.20
(Commissioners' award)

TRACT NO. 20 (12 FW 856)

Flowage Easement

Eva. Maud Sipe,
Mary Ordell Cox,
Glenn E. M. Sipe,
George Mizell, - - - - - fee owners, - - - - - \$6.00
(Commissioners' award)

TRACT NO. 21 (12 FW 867)

Flowage Easement

Clarence R. Herron, - - - - - fee owner, - - - - - \$7.20
(Commissioners' award)

TRACT NO. 22 (12 FW 857-A)

Flowage Easement

Clarence R. Herron, - - - - - fee owner - - - - - \$2.40
(Commissioners' award)

TRACT NO. 23 (12 FW 858)

Flowage Easement

Eva. Maud Sipe, - - - - - fee owner, - - - - - \$14.40
(Commissioners' award)

TRACT NO. 24 (12 FW 859)

Flowage Easement

Nettie Knight,
Mas Devine,
Flora Hardgrave,
William T. Knight,
Jessie Hood, - - - - - fee owners, - - - - - \$10.50
(Commissioners' award)

TRACT NO. 25 (12 FW 860)

Flowage Easement

Rome G. Williams,
Leon Williams,
Hila Wayland,
Erma Williams, - - - - - fee owners; | - - - - - \$297.60
Harold Darnell, - - - - - tenant |

Make check to:

Rome G. Williams,
Leon Williams,
Hila Wayland,
Erma Williams, - - - fee owners, - - - - \$250.00 and

Check to:

Harold Darnell, - - tenant - - - - - 47.60)
(Commissioners' award)

TRACT NO. 26 (15 FW 825)

Flowage Easement

(Title fixed and distribution made under order of
December 3, 1945)

TRACT NO. 27 (15 FW 826)

Flowage Easement

Frances Worley, - - - - fee owner, - - - - \$1.20
(Commissioners' award)

TRACT NO. 28 (15 FW 827)

Flowage Easement

A. F. Pritchett,
Maude Pritchett, - - - - fee owners, | - - \$1.50
Farmers State Bank of Afton, - - -mortgagees, |

(Make Check to:
A. F. Pritchett,
Maude Pritchett, and
Farmers State Bank of Afton,)- - - -
(Commissioners' award)

TRACT NO. 29 (15 FW 829)

Flowage Easement

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

TRACT NO. 30 (15 FW 830)

Flowage Easement

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

TRACT NO. 31 (15 FW 831)

Flowage Easement

Margie Mae Thompson, - - - - fee owner - - - - - \$24.00
(Commissioners' award)

TRACT NO. 32 (15 FW 832)

Flowage Easement

Anna P. Smalley, - - - -fee owner, |
Francis Wise, |
Neill Raymond, | - - \$3.60
Security Bank and Trust Company, - - -mortgagees, |

(Make Check payable to Anna P. Smalley and
Francis Wise, Neill Raymond and Security
Bank and Trust Company)

(Commissioners' award)

TRACT NO. 33 (13 FW 833)

Flowage Easement

(Title fixed and distribution made under order of October 31, 1945)

TRACT NO. 34 (13 FW 834)

Flowage Easement

(Title fixed and distribution made under order of May 21, 1945)

TRACT NO. 35 (13 FW 834-A)

Flowage Easement

R. D. Ekstrand, - - - - fee owner - - - - - \$1.00
(Commissioners' award)

TRACT NO. 36 (13 FW 835)

Flowage Easement

Peter A. Squirrel, - - - - fee owner - - - - - \$2.40
(Commissioners' Award)

TRACT NO. 37 (13 FW 836)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 38 (13 FW 837)

Flowage Easement

Claud LeRoy Heath,
Arvin C. Heath,
Eugene Heath,
D. H. Heath, - - - - fee owners - - - - - \$2.40
(Commissioners' award)

TRACT NO. 39 (13 FW 838)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 40 (13 FW 839)

Flowage Easement

Carl Dee Wright, - - - fee owner, | - - - - - \$7.50
A. M. Burks, - - - - mortgagee, |

(Make Check payable to
Carl Dee Wright and
A. M. Burks)
(Commissioners' award)

TRACT NO. 41 (13 FW 840)

Flowage Easement

(Title fixed and Distribution made under order of August 14, 1945)

TRACT NO. 42 (13 FW 841)

Flowage Easement

(Title fixed and distribution made under orders
of January 14, 1944 and May 24, 1944)

TRACT NO. 43 (13 FW 847)

Flowage Easement

Geo Squirrel,			
Peter A. Squirrel,			
Joseph Squirrel,			
Nancy Squirrel, now Thomas,			
Oncle Squirrel, now James,		-- fee owners	\$36.00
Jessie Squirrel,			
Alexander Squirrel,			
Jake Adams,			

(Make checks to:

Geo Squirrel	-----	\$4.00
Peter A. Squirrel,	-----	4.50
Joseph Squirrel,	-----	4.50
Nancy Squirrel, now Thomas,	-----	4.50
Oncle Squirrel now James,	-----	6.00
Jessie Squirrel,	-----	6.00
Alexander Squirrel,	-----	6.00
Jake Adams,	-----	.50)

(Commissioners' award)

TRACT NO. 44 (13 FW 848)

Flowage Easement

(Title fixed and distribution made under order
of July 30, 1945)

TRACT NO. 45 (13 FW 849)

Flowage Easement

(Title fixed and distribution made under order
of May 21, 1945)

TRACT NO. 46 (13 FW 850)

Flowage Easement

Leo F. Squires,			
Ralph H. Colvin,	-----	fee owners	\$225.00

(Commissioners' award)

TRACT NO. 47 (13 FW 851)

Flowage Easement

Sarah Louise Sprague,	-----	fee owner,	-----	\$27.00
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(Commissioners' award)

TRACT NO. 48 (13 FW 852)

Flowage Easement

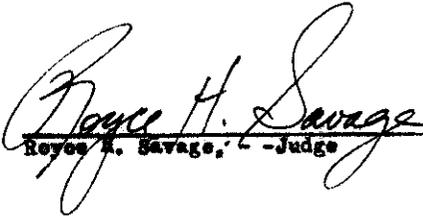
(Title fixed and distribution made under order of
November 27, 1944)

TRACT NO. 49 (13 FW 853)

Flowage Easement

(Title fixed and distribution made under order of
May 21, 1945)

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


Royce H. Savage, - Judge

The Court further finds that the defendants, **Carl Jackson and Ruth Jackson** have, in writing, agreed to grant and sell to the petitioner **a perpetual flowage easement upon their portion of** said tract of land for the sum of **\$10.00** which was accepted by the petitioner.

The Court further finds that the sum of **\$10.00** 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 defendants have any right, title or interest in and to said just compensation, except **-none-**

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, **Carl Jackson and Ruth Jackson** were the owner, **a part of** of the land designated as Tract No. 2 when this proceeding was commenced, and that the sum of **\$10.00**

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 **-none-**

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

TO: **CARL JACKSON AND RUTH JACKSON, - - fee owners of a part of Tract No. 2 (Ed FW 1115-Rev. to 1127-Rev.; and 1127-A-B.D. C. & N. Rev.) - - - - - \$10.00**

OKJ.S.P.

Royce H. Savage
JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CIVIL NO. 1264

CERTAIN PARCELS OF LAND IN DELAWARE
COUNTY, OKLAHOMA, containing approximately
3.4 acres, more or less; and Oleo Needham,
et al.,

Defendants.

FILED
JUL 9 - 1946

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

J U D G M E N T

NOW, On this 9th day of July, 1946, there comes on for hearing, pursuant to regular assignment, the application of the petitioner herein for a judgment, approving the commissioners' report heretofore filed in this proceeding, and an accepted offer of sale, 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 20th day of June, 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 (30 - FW-CR-1001)

Perpetual Easement for Road Purposes

The east 40.0 feet of the north 225.4 feet of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 24, T 25 N, R 23 E, and the west 40.0 feet of the north 225.4 feet of Lot 2, Sec. 19, T 25 N, R 24 E, of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, containing 0.4 acre, more or less.

TITLE OF UNITED STATES OF AMERICA DIVESTED AS TO THIS TRACT AND REVERTED IN FORMER OWNER BY ORDER OF APRIL 23, 1946.

TRACT NO. 2 (30 - FW-CR-1002)

Perpetual Easement for Road Purposes

The east 65.0 feet of the south 23.9 feet, except that part owned by the Grand River Dam Authority, of Lot 1 in Sec. 24, T 25 N, R 23 E, of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, containing less than 0.1 acre.

COMPENSATION FIXED BY STIPULATION AS HEREINAFTER SET FORTH.

TRACT NO. 3 (30 - FW-CR-1004)

Perpetual Easement for Road Purposes

The west 200.0 feet of the South 374.6 feet of Lot 1, Sec. 19, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, containing 1.7 acres, more or loss.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . \$ 49.00

TRACT NO. 4 (30 - FW-CR-1005)

Perpetual Easement for Road Purposes

The east 40.0 feet of the south 374.6 feet, except that portion owned by the Grand River Dam Authority, of Lot 1, Sec. 24, T 25 N, R 23 E, of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, containing 0.3 acre, more or less.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, . . . \$ 48.00

and that said report and proceedings, as to the above tracts, are in all respects regular and in accordance with the law and orders of this Court.

(7) More than sixty (60) days have elapsed since the filing of the report of commissioners herein, and no written exceptions thereto, nor demands for jury trial are pending as to the tracts above described, and that said report of commissioners filed herein should be confirmed and approved in every respect, as to the tracts above particularly described.

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 \$127.20.

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

TRACT NO. 2 (30 - FW-GR-1008)

Perpetual Easement for Road Purposes

STIPULATED FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 11.50

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

The Court further finds that the just compensation for the estate taken as herein designated, as fixed by the report of commissioners and by the accepted offer of sale hereinabove set forth, is final just compensation in the total amount of \$148.60.

(9) That the United States of America did, on the 30th day of June, 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 (30 - FW-CR-1002)	\$ 11.80
TRACT NO. 2 (30 - FW-CR-1004)	49.80
TRACT NO. 4 (30 - FW-CR-1008)	45.00
TRACT NO. 5 (35 - FW-CR-1084 N)	42.80
TOTAL,	\$148.60

(10) The Court having fully considered the petition for condemnation, the Declaration of taking, and all proceedings had herein, and the provisions of the Act of June 16, 1920, 41 Stat. 1083 (16 U. S. C. Sec. 805); Executive Order No. 8944, dated November 19, 1941; Title II of the Act of June 16, 1938, 48 Stat. 200-208 (40 U. S. C. Secs. 401-408) as amended and supplemented; Executive Order No. 8888, dated July 30, 1945; Executive Order No. 9378, dated August 30, 1945; the Act of August 1, 1938, 25 Stat. 357 (40 U. S. C. Sec. 257); and the Act of February 26, 1931, 46 Stat. 1431 (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. 3 (30 - FW-CR-1004)	\$ 49.80
TRACT NO. 4 (30 - FW-CR-1008)	45.00
TRACT NO. 5 (35 - FW-CR-1084 N)	42.80
TOTAL OF COMMISSIONERS' AWARDS, . . .	\$137.60

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the offer of sale made by the owner and accepted by the petitioner is hereby confirmed and approved in all respects, and the sum of money set forth therein to be paid

is full and just compensation for the estate taken as to the tracts of land and the sum set forth, as follows, to-wit:

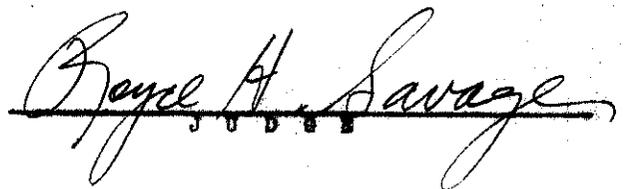
TRACT NO. 2 (SO - FW-CR-1002) \$ 11.00

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

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, and the interest therein taken by these eminent domain proceedings, was vested in the United States of America on the 20th day of June, 1944, upon the filing of a Declaration of Taking and the depositing of the sum of \$148.00, 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.

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



J U D G E

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,
OKLAHOMA, containing 3.4 acres, more or
less; and CLEO NEEDHAM, et al.,

Defendants.

CIVIL NO. 1244

FILED
JUL 9 - 1946

H. P. WARFIELD
CLERK IN & CHIEF CLERK

ORDER FIXING TITLE AND MAKING DISTRIBUTION

NOW, On this 9th day of July, 1946, the above cause comes on for hearing pursuant to regular assignment for the determination of the rightful claimants in and to any funds that may have been deposited and that may hereafter be deposited in the above entitled proceeding for the rightful claimants thereto as the owners of the real estate and the estate therein taken and involved in this proceeding as hereinafter described and designated.

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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the following named persons, firms and corporations are the owners of and/or have some right, title or interest in and to the lands involved herein as hereinafter designated, and that they are the only persons having any right, title or interest in and to the funds that are now on deposit and that may hereafter be deposited for the use and benefit of the rightful claimants thereto, as the owners or those having any right, title or interest in and to the real estate involved in this proceeding, and that the Clerk of this Court be, and he is hereby authorized and directed to make distribution of said funds to said persons, firms and corporations as hereinafter set forth as follows, to wit:

TRACT NO. 1 (30 FW-CR 1001)

Perpetual Easement for Road Purposes

(Action dismissed and title reverted in former owner)

TRACT NO. 2 (30 FW-CR-1002)

Perpetual Easement for Road Purposes

Verna M. Johnston, - - - - fee owner - - - - - \$11.30
(Just compensation as fixed by judgment
entered pursuant to stipulation)

TRACT NO. 3 (30 FW-CR 1004)

Perpetual Easement for Road Purposes

Claude Goads, - - - - fee owner - - - - - \$49.80
(Commissioners' award)

TRACT NO. 4 (30 FW-CR 1006)

Perpetual Easement for Road Purposes

(Title fixed and distribution made under order
of December 11, 1944)

TRACT NO. 5 (35 FW-CR 1084-N)

Perpetual Easement for Road Purposes

(Title fixed and distribution made under order
of October 31, 1945)

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

Royce H. Savage
Judge

IN THE UNITED STATES DISTRICT COURT FOR

THE NORTHERN DISTRICT OF OKLAHOMA

PAUL A. PORTER, Administrator
Office of Price Administration

Plaintiff

vs.

GERALD HUDSON and HAROLD J. HUDSON,
Co-partners, d/b/a Hudson Brothers Motor Company

Defendants

CIVIL ACTION NO. 1564

FILED

JUL 10 1946

JUDGMENT

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

On this 10th day of June, 1946, the above cause came on for trial by the Court in its regular order, and the plaintiff appeared by his attorney, John J. D. Cobb, and the defendants appeared in person and by their attorney, Highway Baker, and both sides announced ready for trial.

After hearing the evidence and argument of counsel, and being fully advised in the premises, the Court finds that the defendants have violated Maximum Price Regulation No. 540 as amended in that they have failed to prepare and file certain records required by said regulation and have failed to deliver to the purchaser a written warranty on each car sold at the warranted price, and that on or about March 19, 1945, they sold and delivered to Roy Shrum a used passenger automobile for Two Hundred Dollars (\$200.00) above the maximum ceiling price provided therefor by said regulation, and that said violation was the result of the failure of said defendants to take practicable precaution to avoid violation. The Court finds the plaintiff is entitled to judgment for the sum of Two Hundred Dollars (\$200.00) for which said car was sold above the ceiling price, and that a penalty of One Hundred Dollars (\$100.00) should be assessed against the defendants making a total treble damage judgment of Three Hundred Dollars (\$300.00). The Court further finds that the defendants should be permanently enjoined from further violations of Maximum Price Regulation No. 540 as amended.

It is, therefore, ordered, adjudged and decreed by the Court that the plaintiff, Paul A. Porter, for and on behalf of the United States of America, do have and recover of and from the defendants, Gerald Hudson and Harold J. Hudson, Co-partners, d/b/a Hudson Brothers Motor Company, jointly and severally, the sum of Three Hundred Dollars (\$300.00), and that the defendants pay the costs of this action.

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

UNITED STATES OF AMERICA,

DEFENDANT,

VS.

No. 1829 Civil.

One 1940 Ford Coach Auto -
mobile, Motor No. 16-5819203,
30 Gallons of intoxicating
liquor, Jack Carl Brown, and
the Commerce Acceptance Com-
pany,

CLAIMANTS.

FILED
JUL 10 1946
H. P. WARFIELD
CLERK U. S. DISTRICT COURT

JOURNAL ENTRY.

AND NOW, on this the 10th day of July, 1946, there coming on for hearing the above entitled matter, the United States of America appearing by Kenneth E. Hughes, Assistant United States Attorney, and the Commerce Acceptance Company, a corporation, appearing by its attorney, Harry Seaton, and the claimant, Jack Carl Brown, although having been duly served with a writ of monition twenty (20) days prior to this time, as provided for by law, came not either in person or by attorney and is in default and is hereby adjudged in default; and the Court being well and sufficiently advised of the premises, finds that on the 13th day of March, 1946, the claimant, Jack Carl Brown, hauled, transported and imported into the State of Oklahoma thirty (30) gallons of intoxicating liquor from a point in the State of Missouri to a point about four miles west of Vinita, in Craig County, Oklahoma, on United States Highway 66, in the Northern Judicial District of Oklahoma, in the car involved herein, to-wit: a 1940 Ford Coach Automobile, Motor No. 16-5819203, in violation of Section 3 of the Liquor Enforcement Act of 1936. The Court further finds that said automobile is of the value of Four Hundred Fifty Dollars (\$450.00).

The Court further finds that the claimant, the Commerce Acceptance Company, has a mortgage on said car, and that there is due thereon the sum

of Three Hundred Ninety-five Dollars and Forty Cents (\$395.40), which is a valid and subsisting lien thereon. The Court further finds that at the time of the taking of said mortgage, the said claimant, Jack Carl Brown, had no reputation, either with the Alcohol Tax Unit or the Sheriff's Office, or the Police Department, of Oklahoma City, or Oklahoma County, of being engaged in the liquor business, and that an inquiry at said offices would not disclose that said claimant, Jack Carl Brown, was in any way engaged in the liquor business, or in violation of any of the laws of the United States, as set forth in the libel of information heretofore filed herein. The Court further finds that the equity of the said claimant, Jack Carl Brown, is the sum of Fifty-four Dollars and Sixty Cents (\$54.60). The Court further finds that the interests of said Jack Carl Brown in and to said car should be forfeited to the libelant herein.

The Court further finds that the thirty (30) gallons of intoxicating liquor, so hauled, transported and imported into said State of Oklahoma, as aforesaid, be and the same is hereby forfeited to the libelant herein.

The Court further finds that the lien of the claimant, Commerce Acceptance Company, a corporation, is a valid and subsisting lien, and that said car should be turned over to it upon its payment to the libelant herein of the sum of Fifty-four Dollars and Sixty Cents (\$54.60), plus the court costs of said action, and the storage fees incurred by the libelant herein in storing said automobile.

~~The Court further finds that there should not be awarded a decret set in said cause.~~

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that all the right, title and interest of said claimant, Jack Carl Brown, in and to said automobile is hereby forfeited to the libelant herein, and also all the right, title and interest of said claimant in and to said thirty (30) gallons of intoxicating liquor, so hauled, transported and imported, as hereinabove found.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the lien of the claimant, Commerce Acceptance Company, be and the same is hereby valid and held to be a first and prior lien thereon, subject only to the rights of the libelant herein.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the title to said 1940 Ford Coach automobile, Motor No. 18-5819203, be and the same is hereby vested in the claimant, the Commerce Acceptance Company, upon its payment of the sum of Fifty-four Dollars and Sixty Cents (\$54.60), being the difference between its lien and the value of said car, as fixed herein, and the further payment of the costs incurred by the claimant herein, to-wit: the court costs, Marshals' fees, and the storage incurred by said libellant in storing said car from the date of its seizure, March 13, 1946, to this date.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the said thirty (30) gallons of intoxicating liquor be turned over to the Alcohol Tax Unit, to be by it disposed of in accordance with the laws and the rules and regulations of the Treasury Department.

~~IT IS FURTHER ORDERED that the docket fee ordinarily charged by the Clerk's Office shall not be assessed in said action.~~


DISTRICT JUDGE.

O. K. 'd:


Assistant United States Attorney.

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

* * * * *

CHESTER BOWLES, ADMINISTRATOR,
OFFICE OF PRICE ADMINISTRATION,
Plaintiff,

-vs-

BIG FOUR FOUNDRY, INC., a
corporation,

Defendant.

No. 1444 Civil

FILED
JUL 11 1946

MODIFICATION OF JUDGMENT

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

Now on this 11th day of July, 1946, there having come on for hearing before the undersigned Judge of the United States District Court for the Northern District of Oklahoma, the motion to modify judgment filed herein by the defendant, plaintiff appearing by their attorney, John J. D. Cobb, and the defendant appearing by its attorney, Irvine E. Ungerman, and the court having heard the argument of counsel in support and in opposition to said motion and being fully advised in the premises finds, that the motion to modify the judgment entered herein on the 22nd day of March, 1946, insofar as the vacating of the injunction issued herein on the 22nd day of March, 1946, should be sustained and the judgment to that extent duly modified.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by this court that the judgment entered herein on the 22nd day of March, 1946, insofar as the same provides that the defendant, its agents, servants, employees and representatives, and all persons in active concert or participation with them, were permanently restrained and enjoined from violating any of the provisions of Maximum Price Regulation No. 244 should be and the same is hereby modified to the extent that said provisions relating to said injunction be modified in all respects, vacated and set aside.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by this court that the remainder of the provisions of the judgment rendered herein on the 22nd day of March, 1946, should remain in full force and effect.

Royce H. Savage
United States District Judge

O. K. AS TO FORM.

John J. Cobb
Attorney for Plaintiff.

Irvin E. Ungerman
Attorney for Defendant.

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DELAWARE COUNTY,
OKLAHOMA, containing approximately 349.6
acres, more or less; and Bertha P. Weyl, et
al.,

Defendants.

CIVIL NO. 1112

FILED

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J U D G M E N T

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

NOW, on this 12th day of July, 1946, there comes on

for hearing, pursuant to regular assignment, the application of the petitioner herein for a judgment approving the commissioners' report heretofore filed in this proceeding, and an accepted offer of sale as to the real estate hereinafter specifically described.

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

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

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

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

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

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

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

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

6. The Court finds that the commissioners appointed herein to appraise and fix the damages occasioned by the taking of the estate in the lands involved in this proceeding, duly qualified on the 8th day of November, 1944, by taking and filing herein their oath of office as such, and said duly qualified commissioners, after inspection of the premises and consideration of the damages sustained occasioned by the taking of said estate, filed their report herein on the 14th day of November, 1944, wherein they fixed the fair cash market value of the estate taken, and all damages to the remainder, if any, as to the land more particularly designated and described, as follows, to-wit:

TRACT NO. 1 (19 - FW-553)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 33, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.8 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 70.00

TRACT NO. 2 (19 - FW-761)

Flowage Easement

All that part of Lot 8, and all that part of the east 19.95 acres of Lot 9 in Sec. 32, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.2 acres.

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

TRACT NO. 3 (19 - FW-764)

Flowage Easement

All that part of the W $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 32, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 3.5 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 87.50

TRACT NO. 4 (19 - FW-766)

Flowage Easement

All that part of the west 20.0 acres of Lot 3 in Sec. 32, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.4 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$151.40

TRACT NO. 5 (19 - FW-768)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 32, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 0.6 acre.

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

TRACT NO. 6 (19 - FW-769)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 32, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.3 acres.

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

TRACT NO. 7 (19 - FW-770)

Flowage Easement

All that part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and all that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 32, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 5.8 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$72.00

TRACT NO. 8 (19 - FW-771)

Flowage Easement

All that part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, and all that part of the W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and all that part of the N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, and all that part of the W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 32, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 4.9 acres.

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

TRACT NO. 9 (19 - FW-772)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 29, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, particularly described as follows, to-wit:

Beginning at the SW corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence northerly along the west boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ to the NW corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$;

thence easterly along the north boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ to the NE corner thereof;

thence southerly along the east boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ 248.2 feet;

thence N 79° 32' W 354.9 feet; thence S 21° 27' E 296.3 feet;

thence S 26° 04' W 99.2 feet; thence S 14° 55' E 113.9 feet to a point in the south boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ 253.5 feet west of the SE corner thereof;

thence westerly along the south boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 406.2 feet to the point of beginning, lying below Elev. 757 Sea Level Datum, containing approximately 1.4 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$151.60

TRACT NO. 10 (19 - FW-773)

Flowage Easement

All that part of the W $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 29, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 9.4 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$1100.00

TRACT NO. 11 (19 - FW-774)

Flowage Easement

All that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 29, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 3.1 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$68.00

TRACT NO. 12 (19 - FW-775)

Flowage Easement

All that part of the $S\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and all that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 29, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 5.5 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$188.00

TRACT NO. 13 (19 - FW-776)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 29, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 3.2 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$64.00

TRACT NO. 14 (19 - FW-777)

Flowage Easement

All that part of the $S\frac{1}{2}$ NE $\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 30, and all that part of the W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 29, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 6.3 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$207.50

TRACT NO. 15 (19 - FW-780)

Flowage Easement

All that part of the $S\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and all that part of the $S\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 30, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 9.1 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$278.00

TRACT NO. 16 (19 - FW-781)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, and all that part of the W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, and all that part of the W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 30, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 8.0 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$800.00

TRACT NO. 17 (19 - FW-782)

Flowage Easement

All that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 30, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.9 acres.

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

TRACT NO. 18 (19 - FW-783)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 30, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 3.9 acres.

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

TRACT NO. 19 (19 - FW-784)

Flowage Easement

All that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 30, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 8.5 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$356.50

TRACT NO. 20 (19 - FW-785)

Flowage Easement

All that part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 31, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 10.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$476.00

TRACT NO. 21 (19 - FW-786)

Flowage Easement

All that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 31, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 6.0 acres.

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

TRACT NO. 22 (19 - FW-787)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 31, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 8.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$352.50

TRACT NO. 23 (19 - FW-788)

Flowage Easement

All that part of the N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 31, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 5.4 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$215.00

TRACT NO. 24 (19 - FW-789)

Flowage Easement

All that part of the $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, and all that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 31, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 12.4 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$380.00

TRACT NO. 25 (19 - FW-861)

Flowage Easement

All that part of the West 19.36 acres of Lot 1 in Sec. 30, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 4.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 94.00

TRACT NO. 26 (20 - FW-863)

Flowage Easement

All that part of the SE 10.0 acres of Lot 4 in Sec. 19, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 4.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$208.00

TRACT NO. 27 (20 - FW-864)

Flowage Easement

All that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 19, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 4.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$115.00

TRACT NO. 28 (20 - FW-866)

Flowage Easement

All that part of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 19, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, containing approximately 2.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$91.00

TRACT NO. 29 (20 - FW-867)

Flowage Easement

All that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 18.4 acres.
(Separate Judgment entered)

TRACT NO. 30 (20 - FW-868)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 12.5 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$312.00

TRACT NO. 31 (20 - FW-869)

Flowage Easement

All that part of the W $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 20, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 19.8 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$625.00

TRACT NO. 32 (20 - FW - 870)

Flowage Easement

All that part of the $N\frac{1}{2}$ $SE\frac{1}{4}$ of Sec. 19, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, containing approximately 1.0 acre.

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

TRACT NO. 33 (20 - FW - 871)

Flowage Easement

All that part of the $NW\frac{1}{4}$ of Sec. 20, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 28.1 acres, subject to the rights of the K. O. & G. Railway Company, if any, in and to 3.5 acres K. O. & G. R. R. right-of-way.

(Separate Judgment entered)

TRACT NO. 34 (20 - FW - 872)

Flowage Easement

All that part of the $N\frac{1}{2}$ $SE\frac{1}{4}$, and all that part of the $S\frac{1}{2}$ $NE\frac{1}{4}$ in Sec. 20, and all that part of the $N\frac{1}{2}$ $SW\frac{1}{4}$ $NW\frac{1}{4}$, and all that part of the $SW\frac{1}{4}$ $SW\frac{1}{4}$ $NW\frac{1}{4}$ in Sec. 21, all in T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 50.2 acres.

(Separate Judgment entered)

TRACT NO. 35 (20 - FW - 874)

Flowage Easement

All that part of the $S\frac{1}{2}$ $NE\frac{1}{4}$ $NW\frac{1}{4}$, and all that part of the $SE\frac{1}{4}$ $NW\frac{1}{4}$, and all that part of the $NW\frac{1}{4}$ $NE\frac{1}{4}$ $NW\frac{1}{4}$ of Sec. 21, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 18.4 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$1057.00

TRACT NO. 36 (20 - FW-875)

Flowage Easement

All that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 21, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 4.0 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$808.00

TRACT NO. 37 (20 - FW-876)

Flowage Easement

All that part of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, and all that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 16, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 17.9 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$614.00

TRACT NO. 38 (20 - FW-877)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 16, T 25 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority and that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 2.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$300.00

TRACT NO. 39 (20 - FW-878)

Flowage Easement

All that part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, and all that part of the east 38 rods of the W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 21, T 25 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 9.3 acres.

(Separate Judgment entered)

TRACT NO. 40 (20 - FW-881)

Flowage Easement

All that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 16, T 25 N, R 23 E of the Indian Base and Meridian, Cherokee Survey, in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 4.9 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$122.00

TRACT NO. 41 (21 - FW-389 Rev)

Flowage Easement

All that part of Lots 1 to 9 inclusive in Block K, and all that part of Lot 1 in Block H in the Townsite of Lakoma Park, Delaware County, Oklahoma, as shown on the plat and dedication filed on the 3rd day of December, 1941, in the office of the County Clerk of Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, containing approximately 0.7 acre, together with all that part of the streets, avenues, and alleys adjacent to said lots, lying below Elev. 757 Sea Level Datum.

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

TRACT NO. 42 (21 - FW-390)

Flowage Easement

All that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$, and all that part of the N $\frac{1}{2}$ SW $\frac{1}{4}$, and all that part of the NE $\frac{1}{4}$, and all that part of the S $\frac{1}{2}$ NW $\frac{1}{4}$, and all that part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, and all that part of the S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 27, T 24 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 18.5 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$125.00

TRACT NO. 43 (21 - FW-398)

Flowage Easement

All that part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 27, T 24 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.9 acre.

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

TRACT NO. 44 (21 - FW-399)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 27, T 24 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 0.7 acre.

(Compensation fixed by Stipulation as hereinafter set out)

TRACT NO. 45 (21 - FW-400)

Flowage Easement

All that part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 27, T 24 N, R 23 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, containing less than 0.1 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$0.00

T O T A L, \$0,000.00

and that said report and proceedings, as to the above tracts, are in all respects regular and in accordance with the law and orders of this Court.

7. More than sixty (60) days have elapsed since the filing of the report of commissioners herein, and no written exceptions thereto, nor demands for jury trial are pending, and that said report of commissioners filed herein should be confirmed and approved in every respect, as to the tracts above particularly described

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

TRACT NO.44 (21 FW 599)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 27, T 24 N, R 25 E of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 757 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 0.7 acre.

STIPULATED TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, ----- \$3.85

T O T A L, \$3.85

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

The Court further finds that the just compensation for the estate taken herein for the tracts herein designated, as fixed by the report of commissioners and by the accepted offer of sale hereinabove set forth, is final just compensation in the total amount of \$9,563.75.

9. That the United States of America did, on the 18th day of November, 1945, file its Declaration of Taking herein, and paid to the Clerk of this Court for the uses and benefit of the owners and persons entitled thereto, the following sums, to-wit:

TRACT NO. 1 (19 FW 555)	\$ 45.00
TRACT NO. 2 (19 FW 761)	18.00
TRACT NO. 3 (19 FW 764)	87.50
TRACT NO. 4 (19 FW 766)	131.40
TRACT NO. 5 (19 FW 768)	7.20
TRACT NO. 6 (19 FW 769)	15.60
TRACT NO. 7 (19 FW 770)	72.60
TRACT NO. 8 (19 FW 771)	58.80
TRACT NO. 9 (19 FW 772)	151.50
TRACT NO. 10 (19 FW 773)	918.00
TRACT NO. 11 (19 FW 774)	48.50
TRACT NO. 12 (19 FW 775)	157.50
TRACT NO. 13 (19 FW 776)	48.00
TRACT NO. 14 (19 FW 777)	207.50
TRACT NO. 15 (19 FW 780)	227.50
TRACT NO. 16 (19 FW 781)	200.00
TRACT NO. 17 (19 FW 782)	58.00
TRACT NO. 18 (19 FW 783)	78.00
TRACT NO. 19 (19 FW 784)	256.50
TRACT NO. 20 (19 FW 785)	476.00
TRACT NO. 21 (19 FW 786)	120.00
TRACT NO. 22 (19 FW 787)	352.50
TRACT NO. 23 (19 FW 788)	205.00
TRACT NO. 24 (19 FW 789)	350.00
TRACT NO. 25 (19 FW 861)	94.00
TRACT NO. 26 (20 FW 863)	205.00
TRACT NO. 27 (20 FW 864)	115.00
TRACT NO. 28 (20 FW 866)	65.00

TRACT NO. 30 (20 FW 868)	\$312.50
TRACT NO. 31 (20 FW 869)	522.50
TRACT NO. 32 (20 FW 870)	25.00
TRACT NO. 35 (20 FW 874)	1057.00
TRACT NO. 36 (20 FW 875)	506.00
TRACT NO. 37 (20 FW 876)	514.50
TRACT NO. 38 (20 FW 877)	869.50
TRACT NO. 40 (20 FW 881)	122.50
TRACT NO. 41 (21 FW 388-Rev.)	7.00
TRACT NO. 42 (21 FW 390)	101.75
TRACT NO. 43 (21 FW 398)	12.05
TRACT NO. 44 (21 FW 399)	3.85
TRACT NO. 45 (21 FW 400)	1.54

T O T A L, \$8,523.29

10. The Court having fully considered the petition for condemnation, the Declaration of Taking, and all proceedings had herein, and the provisions of the Act of August 1, 1888, 25 Stat. 357 (40 U. S. C. Sec. 257); the Act of February 28, 1921, 45 Stat. 1421 (40 U. S. C. Secs. 258(a) to 258(e)); Title II of the Act of June 16, 1933, 48 Stat. 200-205 (40 U. S. C., Secs. 401-403) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1085 (16 U. S. C., Sec. 809); Executive Order No. 8944, dated November 19, 1941; Title II of the Act of March 27, 1942, 56 Stat. 177 (50 U. S. C. 171(a)); Executive Order No. 9566, dated July 30, 1943; and Executive Order No. 9575, dated August 30, 1943, is of the opinion that the United States of America was and is entitled to take said property and have the title to the estate therein taken vested in it, and that the alleged public purpose and use, as set out in said petition for condemnation, is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purport of the above designated Acts of Congress.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the report of commissioners filed herein is final and the damages sustained as set out and fixed in said report of commissioners and as hereinabove set forth, is full and just compensation for the taking of said estate in the lands designated, as follows, to-wit:

TRACT NO. 1 (19 FW 555)	\$ 70.00
TRACT NO. 2 (19 FW 761)	24.00
TRACT NO. 3 (19 FW 764)	87.80
TRACT NO. 4 (19 FW 766)	151.40
TRACT NO. 5 (19 FW 768)	12.00
TRACT NO. 6 (19 FW 769)	15.60
TRACT NO. 7 (19 FW 770)	72.60
TRACT NO. 8 (19 FW 771)	58.80
TRACT NO. 9 (19 FW 772)	151.50
TRACT NO. 10 (19 FW 773)	1100.00
TRACT NO. 11 (19 FW 774)	62.00
TRACT NO. 12 (19 FW 775)	165.00
TRACT NO. 13 (19 FW 776)	64.00
TRACT NO. 14 (19 FW 777)	207.50
TRACT NO. 15 (19 FW 780)	275.00
TRACT NO. 16 (19 FW 781)	200.00
TRACT NO. 17 (19 FW 782)	58.00
TRACT NO. 18 (19 FW 783)	78.00
TRACT NO. 19 (19 FW 784)	555.50
TRACT NO. 20 (19 FW 785)	475.00
TRACT NO. 21 (19 FW 786)	120.00
TRACT NO. 22 (19 FW 787)	352.50
TRACT NO. 23 (19 FW 788)	215.00
TRACT NO. 24 (19 FW 789)	330.00
TRACT NO. 25 (19 FW 861)	94.00
TRACT NO. 26 (20 FW 863)	208.00
TRACT NO. 27 (20 FW 864)	115.00

TRACT NO. 28 (20 FW 866)	\$ 91.00
TRACT NO. 30 (20 FW 868)	312.50
TRACT NO. 31 (20 FW 869)	625.00
TRACT NO. 32 (20 FW 870)	25.00
TRACT NO. 35 (20 FW 874)	1057.00
TRACT NO. 36 (20 FW 875)	506.00
TRACT NO. 37 (20 FW 876)	514.50
TRACT NO. 38 (20 FW 877)	889.50
TRACT NO. 40 (20 FW 881)	122.50
TRACT NO. 41 (21 FW 389-Rev.)	100.00
TRACT NO. 42 (21 FW 390)	185.00
TRACT NO. 43 (21 FW 398)	15.00
TRACT NO. 45 (21 FW 400)	2.00

T O T A L,.....\$9,559.90

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the offer of sale made by the owner and accepted by the petitioner is hereby confirmed and approved in all respects, and the sum of money set forth therein to be paid is full and just compensation for the estate taken as to the tract of land and the sum of money as set forth, as follows, to-wit:

TRACT NO. 44 (21 FW 399) \$3.85

T O T A L,..... \$3.85

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 18th day of November, 1943, upon the filing of a Declaration of Taking and depositing the sum of \$8,823.29 with the registry of this court, and the right to recover just compensation for the estate taken vested in the persons entitled thereto.

IT IS ORDERED, ADJUDGED AND DECREED that the estate therein named, as hereinafore specifically set forth, is hereby deemed to be conveyed and taken for the use and purpose of the United States of America, and that the just compensation as determined and fixed herein in the total sum of \$8,000.00, for the taking of said estate in said State 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 ORDERED, ADJUDGED AND DECREED that the petitioner, United States of America, pay into the registry of this court the sum of \$8,000.00, with and being the deficiency between the sum of \$8,000.00, the just compensation herein fixed, and the amount deposited with the petitioner of said sum, as the petitioner just compensation for said taking, in the sum of \$8,000.00.

Robert A. Jones
COURT OF THE DISTRICT OF COLUMBIA
JUDGE OF THE DISTRICT OF COLUMBIA

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

UNITED STATES OF AMERICA,

Petitioner,

No. 1762-Civil

vs.

1,802.61 acres of land, more or less,
situate in Osage County, Oklahoma,
and Elmer F. Barnett, et al.,

Respondents.

ORDER CANCELLING CHECK AND DENYING ISSUANCE
OF NEW CHECK AS TO TRACT NO. A-4

Now on this 12th day of July, 1946, there comes on for hearing the above matter, and the Court, being fully advised in the premises, finds that Check No. 2479, in the sum of \$10,750.00, payable to the order of John L. Johnson, Helen Josephine Johnson and the County Treasurer of Osage County, Oklahoma, heretofore issued by the Clerk of this Court on the 17th day of June, 1946, should be cancelled and a new check issued.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that Check No. 2479, in the sum of \$10,750.00, payable to the order of John L. Johnson, Helen Josephine Johnson and the County Treasurer of Osage County, Oklahoma, be, and the same is hereby, cancelled.

IT IS FURTHER ORDERED that the Clerk issue a check distributing said \$10,750.00 on said Tract No. A-4, as follows, to-wit:

John L. Johnson and County Treasurer of
Osage County, Oklahoma \$ 10,750.00.

(S) Bower Broadus
JUDGE

O.K.

(S) Harriott Ann Baker
Special Attorney Dept. of Justice

FILED
JUL 13 1946

HOWARD FIELD

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 FRANCIS QUAPAW, et al.)
)
) Defendants.)

CIVIL NO. 1888

FILED
JUL 16 1946
A.

ORDER FIXING TITLE, DECREETING JUST COMPENSATION AND MAKING DISTRIBUTION AS TO TRACT NO. 11 (89 FW 1885)
H. P. WARFIELD
CLERK OF DISTRICT COURT

NOW, on this ¹⁶~~17~~th day of July, 1946, there
coming on for hearing the application of the defendant _____

Wents Thomas
for an order fixing title, decreeing just compensation and making distribution as to Tract No. 11 (89 FW 1885) and the Court being fully advised in the premises, finds:

That the defendant **Wents Thomas** was the owner of the land designated as Tract No. 11 (89 FW 1885) when this proceeding was commenced; that the petitioner filed a declaration of taking and deposited in the registry of this Court the estimated just compensation in the sum of \$ 300.00 for the taking of **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 **easement**.

The Court further finds that the defendant **Wente Thomas**
has ,in writing, agreed to grant and sell to the
petitioner **a perpetual flowage easement** upon
said tract of land for the sum of \$ **300.00**
which **was** accepted by the petitioner.

The Court further finds that the sum of \$ **300.00** **is**
just compensation for the injuries and damages sustained by said defendant.

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

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

the owner of the land designated as Tract No. **11 (59 FW 1655)**
when this proceeding was commenced, and that the sum of \$ **300.00**

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

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

TO: **WENTE THOMAS, - - - fee owner of**
Tract No. 11 (59 FW 1655) - - - - - \$300.00

Wente Thomas

Royce N. 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; AND FRANCIS QUAPAN, ET AL.,

Defendants.

CIVIL NO. 1222

FILED
JUL 16 1946
H.P. WARFIELD
CLERK OF DISTRICT COURT

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

14 (59 FW 1660)

Now, on this ¹⁶~~17~~ day of *July*, 1945, there
coming on for hearing the application of the defendant **Wm. M. Thomas**

for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. 14 (59 FW 1660)
and the Court being fully advised in the premises, finds:

That the defendant **Wm. M. Thomas, was**

the owner of the land designated as Tract No. 14 (59 FW 1660)
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 \$ 54.00 for the
taking of **a perpetual flowage easement upon and over**
said tract of land; that this Court entered a judgment upon said declaration
of taking filed by the petitioner, thereby vesting in the petitioner, United
States of America, **a perpetual flowage easement,**
and decreed that the owners and those having any right, title or interest
in and to said land, have and recover just compensation for the taking
of **said easement.**

The Court further finds that the defendant **Wm. M. Thomas** has, 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 **\$4.00** which was accepted by the petitioner.

The Court further finds that the sum of **\$4.00** is just compensation for the injuries and damages sustained by said defendant **Wm. M. Thomas**.

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

~~none~~

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant **Wm. M. Thomas**, was the owner of the land designated as Tract No. **14 (59 FW 1880)** when this proceeding was commenced, and that the sum of **\$4.00** is just compensation for the damages sustained by the defendant; and that said defendant is the only person having any right, title or interest in and to said just compensation, except ~~none~~

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

TO: **Wm. M. Thomas**, - - - fee owner of
Tract No. **14 (59 FW 1880)** - - - - - **\$4.00**

OK JSC.

Rayce H. Savage
JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

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

Defendants.

CIVIL NO. 1226

FILED
JUL 16 1946

H. E. WARFIELD
CLERK OF DISTRICT COURT

ORDER FIXING TITLE, DECREERING JUST COMPENSATION
AND MAKING DISTRIBUTION AS TO Tract No. 2
(59 FW 1658), and PARTIAL DISTRIBUTION
AS TO TRACT NO. 13 (60 FW 1883)

NOW on this 16 day of July, 1946, there coming
on for hearing the application of the defendant, Wm. M. Thomas, for an order
fixing title, decreeing just compensation and making distribution as to
Tract No. 2, and partial distribution as to Tract No. 13, and the Court being
fully advised in the premises, finds:

That the defendant, Wm. M. Thomas was the owner of the lands designated
as Tracts No. 2 and 13 when this proceeding was commenced; that the petitioner
filed a Declaration of Taking and deposited in the registry of this Court the
estimated just compensation in the sums of \$1566.00 and \$1171.50, respectively,
for the taking of perpetual flowage easements upon and over said tracts 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, per-
petual flowage easements upon and over said lands, and decreed that the owners
and those having any right, title or interest in and to said lands, have and
recover just compensation for the taking of said easements.

The Court further finds that the defendant, Wm. M. Thomas, made in
writing an offer of sale to grant and sell to petitioner a perpetual flowage
easement upon and over the land designated as Tract No. 2, for the sum of
\$1566.00; that said offer of sale was accepted by the petitioner.

The Court further finds that the Commissioners appointed by the Court filed their report herein on the 13th day of March, 1946, wherein they awarded damages for the taking of a perpetual flowage easement upon and over Tract No. 13 in the amount of \$1290.00; that more than sixty days have elapsed since the filing of said report and no demands for jury trial nor exceptions to said report have been filed as to said tract and said award has become final. That the deficiency of \$118.50 as to Tract No. 13 has not been deposited in the registry of the court, but that there is presently on deposit in this court the sum of \$1566.00 as to Tract No. 2 and the sum of \$1171.50 as to Tract No. 13.

The Court further finds that the sums of \$1566.00 and \$1290.00 are just compensation for the taking of said tracts, and that no person, firm, corporation or taxing subdivision of the State, other than said defendant, has any right, title or interest in and to said just compensation.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by the court that the defendant Wm. M. Thomas was the owner of the lands designated as Tracts No. 2 and 13 when this proceeding was commenced, and that the sums of \$1566.00 and \$1290.00 are just compensation for the damages sustained by the defendant; and that said defendant is the only person having any right, title or interest in and to said just compensation.

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

TO: Wm. M. Thomas, - - - fee owner of Tract No. 2
(59 FW 1858); and Tract No. 13 (60 FW 1883), - - - \$2737.50

OK JSD

Royal 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 Year Brown Thomason, et al.,**

Defendants,

CIVIL NO.
1228

FILED
JUL 16 1946

ORDER FIXING TITLE, DECREERING JUST COMPENSATION AND MAKING DISTRIBUTION AS TO TRACT NO. **H.P. WARFIELD**
CLERK U.S. DISTRICT COURT

21 (65 FW 1695)

NOW, on this ¹⁶~~17~~^{7h} day of *July*, 194⁶, there
coming on for hearing the application of the defendant **Wa. M. Thomas,**

for an order fixing title, decreeing just compensation and making distribution
as to Tract No. **21 (65 FW 1695)**

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

That the defendant **Wa. M. Thomas, was**

the owner of the land designated as Tract No. **21 (65 FW 1695)**
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 \$ **82.50** for the
taking of **a perpetual flowage easement upon and over**
said tract of land; that this Court entered a judgment upon said Declaration
of Taking filed by the petitioner, thereby vesting in the petitioner, United
States of America, **a perpetual flowage easement upon said tract of land;**
and decreed that the owners and those having any right, title or interest in and
to said land, have and recover just compensation for the taking of **said**
easement.

The Court further finds that the defendant **Wm. M. Thomas** in writing, agreed to grant and sell to the petitioner **a perpetual flowage easement upon and over** said tract of land for the sum of \$ **82.50**, which was accepted by the petitioner.

The Court further finds that the sum of \$ **82.50** is just compensation for the injuries and damages sustained by said defendant

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

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

the owner of the land designated as Tract No. **21 (65 FW 1695)** when this proceeding was commenced, and that the sum of \$ **82.50**

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

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

TO: **Wm. M. Thomas, - - - - fee owner of**
Tract No. 21 (65 FW 1695) - - - - - \$82.50

W. M. Thomas

Royal 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,
AND NETTIE COOPER, ET AL.,

Defendants,

CIVIL NO.

1881

FILE
JUL 16 1946

H. P. WARFIELD
CLERK OF DISTRICT COURT

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

16 (58 FW 1882) and 21 (60 FW 1890)

NOW, on this ¹⁶~~14th~~ day of *July*, 19⁶~~45~~, there
coming on for hearing the application of the defendant **Wm. M. Thomas**

for an order fixing title, decreeing just compensation and making distribution
as to Tract No. **16 (58 FW 1882) and 21 (60 FW 1890)**
and the Court being fully advised in the premises, finds:

That the defendant **Wm. M. Thomas**, was

the owner of the Land designated as Tract No. **16 and 21**
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 **\$172.50 and \$835.00 respectively**, for the
taking of **flowage easements upon and over said Tracts**
~~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, **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 **Wm. M. Thomas** in writing, agreed to grant and sell to the petitioner **perpetual flowage easements upon and over** said tract, of land for the sum, of \$ **172.50 and \$835.00, respectively**, which were accepted by the petitioner.

The Court further finds that the sum, of \$ **172.50 and \$835.00** are just compensation for the injuries and damages sustained by said defendant

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

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

the owner of the land designated as Tract No. **16 and 21** when this proceeding was commenced, and that the sum, of \$ **\$172.50 and \$835.00** are just compensation for the damages sustained by the defendant ; and that said defendant **is** the only person having any right, title or interest in and to said just compensation, except ~~none~~

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

TO: **Wm. M. Thomas, - - - owner of the fee title**
to Tract No. 16 (68 FW 1882) and Tract No.
21 (60 FW 1890) - - - - - \$1007.50

W. M. Thomas

Royce H. Savage

JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

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

Defendants.

CIVIL NO. 1242

FILED
JUL 16 1946

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

ORDER FIXING TITLE, DECREERING JUST COMPENSATION
AND MAKING DISTRIBUTION AS TO PART OF TRACT NO. 2
(84 FW 1115- Rev. to 1127-Rev., Inc,
and 1127-A, E. C. D. and E. Rev.)

NOW, on this ^{16th} ~~17th~~ day of July, 1946, there

coming on for hearing the application of the defendants, Wm. M. Thomas
and R. A. Swartz, for an order fixing title, decreeing just compensation
and making distribution as to part of Tract No. 2, and the Court being
fully advised in the premises, finds:

That the defendants, Wm. M. Thomas and R. A. Swartz were the owners
of part of the land designated as Tract No. 2 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
\$360.00, for the taking of a perpetual flowage easement upon that part of said
tract owned by the defendants, Wm. M. Thomas and R. A. Swartz; 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 that part of Tract No. 2 owned by said defendants,
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 Commissioners appointed by the Court filed their report herein on the 21st day of November, 1945, wherein they awarded damages for the taking of that part of Tract No. 2 owned by these defendants, in the amount of \$360.00; that no demands for jury trial nor exceptions to the report of commissioners have been filed and that said award has become final.

The court further finds that the sum of \$360.00 is just compensation for the injuries and damages sustained by said defendants; that there is now on deposit in the registry of the court for distribution unto the parties entitled thereto the sum of \$360.00; that no person, firm, corporation, or taxing subdivision of the State, other than said defendants, has any right, title or interest in and to said just compensation.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by this court that the defendants, Wm. N. Thomas and R. A. Swarts, were the owners of a part of the lands designated as Tract No. 2 when this proceeding was commenced, and that the sum of \$360.00 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, and that they are entitled to receive 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 that part of Tract No. 2 owned by the defendants, as follows, to-wit:

TO: Wm. N. Thomas and R. A. Swarts, - - fee owners
of part of Tract No. 2 (\$4 PW 1115-Rev. to
1127-Rev.Inc. and 1127-A. B. C. D. & E.Rev.),----- \$360.00

W. N. Thomas

Royce H. Savage

J u d g e

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA, containing approximately 57.0 acres,
more or less; and City of Miami, Oklahoma, a
municipal corporation, et al.,

Defendants.

CIVIL NO. 1245

FILED
JUL 16 1946

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

JOURNAL ENTRY OF JUDGMENT

(As to that part of Tract No. 3 owned by Harry Crawford)

On the 6th day of June, 1946, the United States District Court for the Northern District of Oklahoma being duly and regularly convened and in session at Tulsa, Oklahoma, within said District, the above entitled proceeding as same relates to a certain parcel of land involved therein, to-wit: a part of Tract No. 3 (57 FW 1795; 57 FW 1796) came on for trial in said court pursuant to previous assignment; the petitioner, United States of America, then and there appearing by Whit Y. Maury, United States Attorney for the Northern District of Oklahoma, and R. L. Davidson, Special Assistant United States Attorney for the Northern District of Oklahoma, the defendants, Harry Crawford and Mary Crawford appearing and being represented by Chas. B. Wilson, Special Legal Representative, Office of Indian Affairs, Department of the Interior, whereupon, an announcement of ready for trial was made by counsel for the respective parties,

And thereafter, after trial had before a jury, the jury, on June 7, 1946, returned its verdict into court, said verdict (caption omitted) being in words and figures as follows:

"We, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the defendant Harry Crawford, owner of part of Tract No. 3, and the total fair cash market value of the estate taken (perpetual easement) and all damages, if any, on June 30, 1944 was \$1200.00

/s/ RAY I. BACHUS, Foreman."

And thereupon, on said 7th day of June, 1946, the court did order and adjudge that said verdict be received, accepted and approved.

AND THEREAFTER, IN SAID COURT AND IN SAID PROCEEDING, ON SAID 7TH DAY OF JUNE, 1946, THE COURT DID FIND, ORDER, ADJUDGE AND DECREE: That on, and as of the date of June 30, 1944, the petitioner, United States of America, expropriated, acquired and became vested with a perpetual easement upon and over the lands known and identified in this proceeding as Tract No. 3 (57 FW 1795 and 57 FW 1796) and described as follows, to-wit:

(Perpetual Easement for Permanent Flowage)

All that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, all that part of the SE 10.0 acres of Lot 4 and all that part of the West 21.80 acres of Lot 4 in Sec. 31, T 28 N, R 23 E, of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 13.5 acres.

(Perpetual Easement for Intermittent Flowage During Flood Periods)

All that part of said SE 10.0 acres of Lot 4 lying above Elev. 756.1 Sea Level Datum; all that part of said west 21.80 acres of Lot 4 and all that part of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum, containing approximately 5.8 acres.

under and in virtue of which easement the United States of America has the right, power and privilege to inundate, submerge and flow the following of said lands, to-wit:

All that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, all that part of the SE 10.0 acres of Lot 4 and all that part of the west 21.80 acres of Lot 4 in Sec. 31, T 28 N, R 23 E of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum except that portion owned by the Grand River Dam Authority containing approximately 13.5 acres.

and the right, power and privilege to inundate, submerge and flow, intermittently, during flood periods, the following of said lands, to-wit:

All that part of said SE 10 acres of Lot 4 lying above Elev. 756.1 Sea Level Datum; all that part of said west 21.80 acres of Lot 4 and all that part of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying between Elev. 756.1 Sea Level Datum and Elev. 760.0 Sea Level Datum containing approximately 5.8 acres,

and to enter upon all of said described 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 Project; and,

That as estimated just compensation for the taking of said easement there was paid into the registry of this court by the United States of America, on June 30, 1944, the sum of \$1,131.00, and,

That the sum of \$1200.00 is, and shall be and constitute, full and just compensation for and on account of the taking of the perpetual easement aforementioned upon and over such part and parcel of the lands aforementioned and described as are owned and held by or for the defendant Harry Crawford, and that of said sum the amount of \$69.00 shall bear interest at the rate of six per cent per annum from June 30, 1944 until paid into the registry of this court; and, further,

That the petitioner, United States of America, pay into the registry of this court said sum of \$69.00 together with interest thereon at the rate of six per cent per annum from June 30, 1944, to date of such payment.

W. Royce L. Savage
(Royce L. Savage) - J & C O

OK.

R. L. Davidson
R. L. Davidson

OK.

Chas. B. Wilson
Chas. B. Wilson

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 284.8
acres, more or less; and J. Ben Robinson,
et al.,

Defendants.

CIVIL NO. 1110

FILED
JUL 17 1946
P. D. WAINFIELD
CLERK OF DISTRICT COURT

ORDER MAKING DISTRIBUTION OF DAMAGE
TO GARDEN ON TRACT NO. 40 (29 FW 973)

NOW, on this 17th day of July, 1946, there comes on for hearing the application of defendant, Jess Landrum, for an order making distribution of the amount of \$35.00 awarded as damages to garden upon Tract No. 40 (29 FW 973), and the Court being fully advised in the premises, finds:

That the hearing upon said application was by the Court set for this 17th day of July, 1946, and notice thereof, pursuant to the Court's direction, was given by R. L. Davidson, Special Assistant United States Attorney, to the defendant, Jess Landrum, and to Ad V. Coppedge, Attorney for Dona B. Jones, one of the owners of said Tract No. 40.

The Court having considered the application of the defendant, Jess Landrum, the application of the defendant, Dona B. Jones, the terms of the lease between Dona B. Jones and Jess Landrum, and the memorandum brief filed in behalf of Dona B. Jones by her attorney, Ad V. Coppedge, further finds:

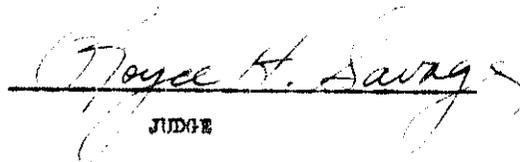
That the defendant, Jess Landrum, was tenant upon said Tract No. 40 when this proceeding was begun under a written lease with the owner, Dona B. Jones; that he was the owner of a garden upon said tract, and that the commissioners appointed by this Court fixed damages caused by the taking of a perpetual flowage easement by petitioner to said garden in the sum of \$35.00; that said award has become final and that the amount of \$35.00 is just compensation for said damages to the garden.

That Jess Landrum is indebted to Dona B. Jones in a sum exceeding \$35.00 for rent upon said Tract No. 40, and that said debt constitutes a lien

upon the \$35.00 awarded as damages herein.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, by the Court that the sum of \$35.00 is the full and just compensation for the damages to the garden upon said Tract No. 40, and is subject to the lien of Dona B. Jones.

IT IS FURTHER ORDERED that the Clerk of this Court be and he is hereby authorized and directed to make distribution from the funds now on deposit in the amount of \$35.00 to Dona B. Jones to be applied as a credit upon the amount owing her by Jess Landrum.


JUDGE

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

Adam Grayson,

Plaintiff,

vs.

Nancy Barnett,
Sinclair Prairie Oil Company,
et al.,

Defendants.

No. 1452 Civil

Hille McCuller, Rhina Bear,
California Pixico, Sunday Bluford,
Johnson Bluford, Thomas Bluford,
Massey Bluford, Lewis Bluford,
Charley Bluford, Eddie Bluford
and Ida Bluford King,

Interveners.

United States of America,

Intervener.



C E R T I F I C A T E

This cause comes on for hearing on this 15th day of July, 1946, on the motion for summary judgment of the defendants, Sinclair Prairie Oil Company, a corporation, Arch H. Hyden, Administrator with will annexed of the estate of Sarah C. Getty, deceased, George R. Echols, Administrator of the estate of John B. Boxley, deceased, Beulah Boxley, Villard Martin, Trustee for Kathryn Cornell Taxey, A. H. Feagin, V. W. Harris, A. G. Barnard, C. H. Hyde, M. H. Harris, J. W. Simmons, E. P. Swan, Bar Don Oil Company, a corporation, The Atlantic Refining Company, a corporation, Roley Duck, Pearlle Duck, W. A. Anglin, Alfred Stevenson, and Anglin & Stevenson, a co-partnership composed of W. A. Anglin and Alfred Stevenson; the interveners, Hille McCuller, et al., appearing by their attorneys, Charles A. Cortman, A. J. Kriete and C. E. Baldwin; the defendant Sinclair Prairie Oil Company, appearing by its attorney, Ralph W. Carrott, and the defendants, George R. Echols, Administrator of the estate of John B. Boxley, deceased,

Paula, Roxley, Willard Martin, Trustee for Kathryn Cornell Taxey, V. V. Harris, W. G. Bernard, C. B. Hyde, W. P. Mathis, W. B. Simmons, F. P. Swan, Coley Buck, Pearlle Buck, E. T. Anglin, Alfred Stevenson and Anglin & Stevenson, a co-partnership, appearing by their attorney, John Rogers, and the defendant, Arch A. Hyden, Administrator with will annexed of the estate of Sarah E. Letty, deceased, appearing by his attorney, C. H. Rosenstein; and the United States of America appearing by the U. S. District Attorney, Whit T. Saussy;

And said motion having previously been argued by counsel, and the briefs having been submitted to the Court, the Court is of the opinion that said motion should be sustained on all of the grounds raised by defendants in support thereof, to-wit:

1. The record herein shows that the intervenors admittedly claim under Lydia Field, who was enrolled by the Dawes Commission as 9360, and that Lete Polvin was enrolled as 3092, and the Court is of the opinion that the Dawes Commission adjudicated by so enrolling Lete Polvin as 3092 and Lydia Field as 9360 that they were two separate and different Indians, and each entitled to enrollment and allotment. Interveners have failed to plead any sufficient ground to attack said rolls so adjudicating said parties to be two different persons, which rolls have the force and effect of a judgment.

2. The record shows that said Lydia Field selected an allotment in Okmulgee County, Oklahoma, accepted it, enjoyed it and used it, and her alleged heirs and those claiming under her cannot now claim the Lete Polvin allotment, said selection of the Okmulgee County allotment being a relinquishment of her claim to other lands in the Creek Nation.

3. The cause of action sought to be set forth by the said intervenors is barred by the statute of limitations.

IT IS, THEREFORE, CONSIDERED, ORDERED and ADJUDICATED by the Court that

said motion of said defendants for summary judgment be and the same is hereby sustained, and it is adjudged and decreed that the interveners,

Hille McCuller, Rhina Bear,
California Fixico, Sunday Bluford,
Johnson Bluford, Thomas Bluford,
Massey Bluford, Lewis Bluford,
Charley Bluford, Eddie Bluford
and Ida Bluford King,

take nothing herein as against said defendants, or any of them, and that said defendants have judgment for their costs herein expended.

Royce H. Savage

Judge

O. K.

Ralph W. Garrote

Attorney for Defendant,
Sinclair Prairie Oil Company.

O. K. as to Form:

Walter E. ...

U. S. District Attorney

Chas. M. Wortman

Attorney for Interveners,
Hille McCuller, et al.

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

Kale F. Hartle,

Plaintiff,

vs.

No. 1804 Civil

Charles L. Coker, d/b/a the
Coca Cola Bottling Company,
Sapulpa, Oklahoma,

Defendant.

FILED

JUL 18 1946

D E E E H

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

NOW, on this 18th day of July, 1946, the above
entitled cause comes on for trial and it appearing to the
court that the issues of said cause have been amicably
settled between the parties and that plaintiff and defendant
each in open court requests that said cause be dismissed.
Upon consideration of the same,

IT IS THEREFORE ORDERED, ADJUDGED and DECREED by
the court that said cause be and the same is hereby dismissed
with prejudice at defendant's costs.

Signed Boyce M. Savage
JUDGE

O. &

Annetha J. Gibson
Attorney for Plaintiff

Kale F. Hartle
Plaintiff

Ed. J. Buchanan
Attorney for Defendant.

IN THE NORTHERN DISTRICT OF OKLAHOMA

DEPARTMENT OF JUSTICE

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA, containing approximately 308.40
acres, more or less; and ALBERT E. WILLIAMS,
et al.,

Defendants.

and

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA, containing approximately 220.57
acres, more or less; and T. L. ROBINSON,
et al.,

Defendants.

CIVIL NO. 1199

(Tract No. 8)

CIVIL NO. 1201

(Tract No. 7)

FILED

JUL 19 1946

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

JOURNAL ENTRY OF JUDGMENT

(As to lands owned by E. E. Williams)

On the 8th day of June, 1946, the United States District Court for the Northern District of Oklahoma being duly and regularly convened and in session at Tulsa, Oklahoma, within said District, the above entitled proceedings as same relate to certain of the lands involved therein, to-wit: Tract No. 8 (57 P. 1646) in Civil No. 1199, and Tract No. 7 (58 P. 1645) in Civil No. 1201, came on for trial in said court pursuant to previous assignment; the petitioner, United States of America, then and there appearing by Whit V. Mauzy, United States Attorney for the Northern District of Oklahoma, and H. L. Davidson, Special Assistant United States Attorney for the Northern District of Oklahoma, the defendant, E. E. Williams appearing in person and by Frank Nesbitt and L. Keith Smith, his attorneys;

and thereafter, after trial had before a jury, the jury, on June 7, 1946, returned its verdict into court, said verdict being in words and figures as follows:

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

United States of America, -vs- Certain Parcels of Land in Ottawa County, Oklahoma, et al., Defendants.	Case No. 1192-Civil Tract No. 8 Case No. 1201-Civil Tract No. 7
--	--

o, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the defendant, C. Williams, owner of Tract No. 8 in civil case no. 1192 and owner of Tract No. 7 in civil case no. 1201 and the total fair cash market value of the estate taken (perpetual easement) and all damages, if any on May 1, 1944, on Tract No. 8 and May 5, 1944 on Tract no. 7 was \$1800.00

/s/ Earl Dean Nichols, Foreman "

and thereupon, on said 2nd day of June, 1946, the court did order and adjudge that said verdict be received, accepted and approved.

and thereafter, on June 10, 1946, came the petitioner, United States of America, and filed in said court and in said proceedings its motions for a new trial, and thereafter, on June 28, 1946, said court, after hearing and considering said motions for new trial did overrule and deny same.

AND THEREAFTER, IN SAID COURT AND IN SAID PROCEEDINGS, ON SAID 28TH DAY OF JUNE, 1946, THE COURT DID MAKE, RENDER, ADJUDGE AND DECREE; That on, and as of the date of May 1, 1944, the petitioner, United States of America, expropriated, acquired and became vested with a perpetual easement for fluvage upon and over the lands shown and identified as Tract No. 8 (BY # 10431), in Civil No. 1192, described as follows, to-wit:

all that part of the land of Sec. 36, T 20 N, R 22 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below elev. 760.1 Sea Level Datum, containing approximately 3.7 acres;

and

all that part of said No. 7, lying between elev. 760.1 Sea Level Datum and elev. 760 Sea Level Datum, containing approximately 2.0 acres.

That under and in virtue of said easement the United States of America has the right, power and privilege to traverse, submerge and flow the following of said lands, to-wit:

All that part of the land of Secs. 36, T 20 N, R 22 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below elev. 760.1 Sea Level Datum, containing approximately 3.7 acres,

and the right, power and privilege to traverse, submerge and flow, intermittently, during flood periods, the following of said lands, to-wit:

All that part of said No. 7, lying between elev. 760.1 Sea Level Datum and elev. 760 Sea Level Datum, containing approximately 2.0 acres,

and to enter upon all of said described 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 Project; and,

That as estimated just compensation for the taking of said easement there was paid into the registry of this court by the United States of America, on May 1, 1944, the sum of \$70,301.

That on, and as of the date of May 1, 1944, the petitioner, United States of America, expropriated, acquired and became vested with a perpetual easement for flowage upon and over the lands known and identified as Tract No. 7 (S. P. 1646), in Civil No. 1201, described as follows, to-wit:

All that part of the land of Secs. 36, T 20 N, R 22 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below elev. 760.1 Sea Level Datum, except the portion owned by the Grand River Dam Authority, containing approximately 17.8 acres,

and

all that part of said No. 7, lying between elev. 760.1 Sea Level Datum and elev. 760 Sea Level Datum, containing approximately 2.0 acres.

That under and in virtue of said easement the United States of America has the right, power and privilege to inundate, submerge and flow the following of said lands, to-wit:

All that part of the S² E² of Sec. 25, T² R² S⁴, E² 22 S of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below elev. 755.1 Sea Level datum, except that portion owned by the Grand River Dam Authority, containing approximately 17.8 acres,

and the right power and privilege to inundate, submerge and flow intermittently during flood periods, the following of said lands, to-wit:

All that part of said S² E² lying between elev. 755.1 Sea Level datum and elev. 760 Sea Level datum, containing approximately 32.6 acres,

and to encro upon all of said described 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 Project; and,

That as estimated just compensation for the taking of said easement there was paid into the registry of this court by the United States of America on May 6, 1944, the sum of \$532.00.

That, in accordance with the jury's verdict aforementioned, the sum of \$1850.00 is, and shall be and constitute, full and just compensation for and on account of the taking of the perpetual easements for flowage aforementioned and described, and of said sum \$647.00 thereof shall bear interest at the rate of six per cent per annum from May 6, 1944, until paid into the registry of this court; and, further,

That the petitioner, United States of America pay into the registry of this court said sum of \$847.00, together with interest thereon at the rate of six per cent per annum from May 6, 1944, to date of such payment.

OK.

/s/ ROYCE H. SAVAGE
Royce H. Savage Judge

/s/ R. L. Davidson
R. L. Davidson

OK.

/s/ Frank Nesbitt
Frank Nesbitt

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OKLAHOMA

IN RE: CERTAIN PARCELS OF LAND

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DEKALA COUNTY, OKLAHOMA, CONTAINING APPROXIMATELY 308.40 ACRES, MORE OR LESS; AND ALBERT W. WILLIAMS, et al.,

Defendants.

CIVIL NO. 1190

(Tract No. 8)

and

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN DEKALA COUNTY, OKLAHOMA, CONTAINING APPROXIMATELY 220.50 ACRES, MORE OR LESS; AND W. L. FORTNER, et al.,

Defendants.

CIVIL NO. 1201

(Tract No. 7)

FILED
JUL 19 1946

JOURNAL ENTRY OF JUDGMENT

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

(As to lands owned by A. W. Williams)

On the 8th day of June, 1946, the United States District Court for the Northern District of Oklahoma being duly and regularly convened and in session at Tulsa, Oklahoma, within said District, the above entitled proceedings as same relate to certain of the lands involved therein, to-wit: Tract No. 8 (87 SW 1646) in Civil No. 1190, and tract no. 7 (88 SW 1645) in Civil No. 1201, came on for trial in said court pursuant to previous assignment; the petitioner, United States of America, then and there appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and R. L. Davidson, Special Assistant United States Attorney for the Northern District of Oklahoma, the defendant, A. W. Williams appearing in person and by Frank Nesbitt and C. Keith Smith, his attorneys;

And thereafter, after trial had before a jury, the jury, on June 7, 1946, returned its verdict into court, said verdict being in words and figures as follows:

U. S. DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA

United States of America,	{	
	{	Case No. 1199-Civil
-vs-	{	Tract No. 8
Certain Parcels of Land in Ottawa	{	Case No. 1201-Civil
County, Oklahoma, et al.,	{	Tract No. 7
	{	
Defendant	{	

And the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the defendant E. C. Williams, owner of Tract No. 8 in Civil Case No. 1199 and owner of Tract No. 7 in Civil Case No. 1201 and the total fair cash market value of the estate taken (perpetual easement) and all damages, if any on May 1, 1944, on Tract No. 8 and May 8, 1944 on Tract No. 7 was \$1880.00

/s/ Ray Yeom Bashus, Foreman "

And thereupon, on said 7th day of June, 1946, the court did order and adjudge that said verdict be received, accepted and approved.

And thereafter, on June 10, 1946, came the petitioner, United States of America, and filed in said court and in said proceedings its motions for a new trial; and thereafter, on June 28, 1946, said court, after hearing and considering said motions for new trial did overrule and deny same.

AND THEREAFTER, IN SAID COURT AND IN SAID PROCEEDINGS, ON SAID 28TH DAY OF JUNE, 1946, THE COURT DID FIND, ORDER, ADJUDGE AND DECREE; That on, and as of the date of May 1, 1944, the petitioner, United States of America, expropriated, acquired and became vested with a perpetual easement for flowage upon and over the lands known and identified as Tract No. 8 (57 P. 1846), in Civil No. 1199, described as follows, to-wit:

All that part of the N₂ NW₄ of Sec. 36, T 26 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 3.7 acres;

and,

All that part of said N₂ NW₄ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 7.6 acres.

That under and in virtue of said easement the United States of America has the right, power and privilege to inundate, submerge and flow the following of said lands, to-wit:

All that part of the N₂ NW₄ of Sec. 36, T 26 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 3.7 acres,

and the right, power and privilege to inundate, submerge and flow, intermittently, during flood periods, the following of said lands, to-wit:

All that part of said N₂ NW₄ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 7.6 acres,

and to enter upon all of said described 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 Project; and,

That as estimated just compensation for the taking of said easement there was paid into the registry of this court by the United States of America, on May 1, 1944, the sum of \$270.50.

That on, and as of the date of May 8, 1944, the petitioner, United States of America, expropriated, acquired and became vested with a perpetual easement for flowage upon and over the lands known and identified as Tract No. 7 (68 P^o 1645), in Civil No. 1201, described as follows, to-wit:

All that part of the S₂ SW₄ of Sec. 25, T 28 N, R 22 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 17.4 acres,

and

All that part of said S₂ SW₄ lying between Elev. 756.1 Sea Level Datum and Elev. 760 Sea Level Datum, containing approximately 50.4 acres.

That under and in virtue of said easement the United States of America has the right, power and privilege to inundate, submerge and flow the following of said lands, to-wit:

All that part of the S¹/₂ SW of Sec. 25, T 25 N, R 22 E of the Indian Base and Meridian, Cherokee Survey, in Ottawa County, Oklahoma, lying below Elev. 756.1 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 17.8 acres.

and the right power and privilege to inundate, submerge and flow intermittently, during flood periods, the following of said lands, to-wit:

All that part of said S¹/₂ SW lying between Elev. 756.1 Sea Level Datum and Elev. 760. Sea Level Datum, containing approximately 30.6 acres.

and to enter upon all of said described 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 Project; and,

That as anticipated just compensation for the taking of said easement there was paid into the registry of this court by the United States of America on May 1, 1944, the sum of \$902.00.

That, in accordance with the jury's verdict aforementioned, the sum of \$1860.00 is, and shall be and constitute, full and just compensation for and on account of the taking of the perpetual easements for flowage aforementioned and described, and of said sum \$647.50 thereof shall bear interest at the rate of six per cent per annum from May 1, 1944, until paid into the registry of this court; and, further,

That the petitioner, United States of America pay into the registry of this court said sum of \$647.50, together with interest thereon at the rate of six per cent per annum from May 1, 1944, to date of such payment.

O. K.

/s/ R. I. Davidson
R. I. Davidson

/s/ ROYCE H. SAVAGE
(Royce H. Savage) Judge

O. K.

/s/ Frank Hesbitt
Frank Hesbitt

ATTEST:

A TRUE COPY OF ABOVE
H. P. WARFIELD, CLERK.

BY W. H. Hamilton

DEPUTY.

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

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

Defendants.

CIVIL NO. 1242

FILED
JUL 19 1946

JOURNAL ENTRY OF JUDGMENT

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

(As to that part of Tract No. 1 owned by
H. T. Duffield)

On the 5th day of June, 1946, the United States District Court for the Northern District of Oklahoma being duly and regularly convened and in session at Tulsa, Oklahoma, within said District, the above entitled proceeding as same relates to a certain parcel of land involved therein, to-wit: a part of Tract No. 1 (15 PM-257, 257-A, 257-B, and 257-C), came on for trial in said court pursuant to previous assignment; the petitioner, United States of America, then and there appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and H. L. Davidson, Special Assistant United States Attorney for the Northern District of Oklahoma, the defendants, H. T. Duffield and Belle Duffield appearing in person and by their attorneys, Frank Nesbitt and L. Keith Smith. Whereupon, an announcement of ready for trial was made by counsel for the respective parties.

And thereafter, after trial had before a jury, the jury, on June 7, 1946, returned its verdict into court, said verdict (caption omitted) being in words and figures as follows:

The, the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the defendant H. T. Bufffield and Belle Bufffield owners of part of Tract No. 1 and the total fair cash market value of the estate taken (perpetual easement) and all damages, if any on June 30, 1944, was \$2250.00.

/s/ Ray Toem Bachus, Foreman."

And thereupon, on said 7th day of June, 1946, the court did order and adjudge that said verdict be received, accepted and approved.

AND THEREAFTER, IN SAID COURT AND IN SAID PROCEEDINGS, ON SAID 7TH DAY OF JUNE, 1946, THE COURT DID FIND, ORDER, ADJUDGE, AND DECREE: That on, and as of the date of June 30, 1944, the petitioner, United States of America expropriated, acquired and became vested with a perpetual easement upon and over the lands known and identified in this proceeding as Tract No. 1 (15 PW 257, 257-A, 257-B, and 257-C), and described as follows:

All that part of the NE₁, SE₁, SE₄, and all that part of the S₂ SW₁, SE₄, and all that part of the SW₁, SW₂, SW₄ in Sec. 7, and all that part of the S₂ NE₁, and all that part of the W₂ NE₁, NE₄, and all that part of the S₂, NE₁, NE₄, and all that part of the NE₁, SE₁, NW₁ less the East 468 feet of the south 300 feet thereof in Sec. 18, all in T 23 N, R 23 E, of the Indian Base and Meridian in Delaware County, Oklahoma, lying below Elev. 767.0 Sea Level Datum, except that portion owned by the Grand River Dam Authority containing approximately 13.6 acres,

under and in virtue of which easement the United States of America has the right, power and privilege to inundate, submerge and flow said described lands and to enter thereupon 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 Project; and,

That as estimated just compensation for the taking of said easement there was paid into the registry of this court by the United States of America, on June 30, 1944, the sum of \$984.00; and that of said sum, \$734.00 thereof should be, and is, by the court, allocated as estimated just compensation for and on account of the taking of the perpetual easement aforementioned upon and over such part and parcel of the lands aforementioned and described as are owned and held by the defendants, H. T.

Duffield and Belle Duffield, or either of them, as the case may be; and,

That the sum of \$2254.00 is, and shall be and constitute, full and just compensation for and on account of the taking of the perpetual easement aforementioned upon and over such part and parcel of the lands aforementioned as are owned and held by the defendants, H. I. Duffield and Belle Duffield, or either of them as the case may be, and that of said sum \$1518.00 thereof shall bear interest at the rate of six per cent per annum from June 30, 1944 until paid into the registry of this court; and further,

That the petitioner, United States of America, pay into the registry of this court said sum of \$1518.00, together with interest thereon at the rate of six per cent per annum from June 30, 1944, to date of such payment.

/s/ Royce H. Savage
(Royce H. Savage) J u d g e

OK.

/s/ R. L. Davidson
R. L. Davidson

OK.

/s/ Frank Nesbitt
Frank Nesbitt

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

THE ATCHISON, TOPEKA AND SANTA FE
RAILWAY COMPANY, A CORPORATION,

Plaintiff,

vs.

J. R. WATT, BEN WATT, PEARL WATT
AND WILLIAM S. HAAS, CO-PARTNERS
DOING BUSINESS AS TULSA IRON AND
METAL COMPANY,

Defendants.)

No. 1818 Civil

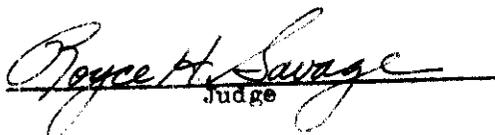
FILED
JUL 17 1946

JOURNAL ENTRY OF JUDGMENT

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

This cause coming on for trial this 15th day of July, 1946, before the Court and without the intervention of a jury and the plaintiff being present in open Court through its counsel, M. M. Gibbens and Floyd Rheam, and the defendants being present in open Court by their counsel, Carl H. Livingston, and both plaintiff and defendants having announced ready for trial and the plaintiff thereupon introduced its evidence and rested and the defendants thereupon introduced their evidence and rested, and the Court being fully advised and having heard the arguments of counsel, finds that judgment should be entered in said cause for and on behalf of the defendants and each of them and against the plaintiff.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the plaintiff be denied judgment against the defendants and each of them upon its petition and that judgment herein be entered for and on behalf of the defendants and each of them and that costs in said cause be assessed against plaintiff.


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
349.5 acres, more or less; and Bertha P.
Weyl, et al.,

Defendants.

CIVIL NO. 1112

FILED
JUL 27 1946

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

ORDER FIXING TITLE AND MAKING DISTRIBUTION

NOW, On this 19th day of July, 1946, the above cause comes on for hearing pursuant to the regular assignment for the determination of the rightful claimants in and to any funds that may have been deposited and that may hereafter be deposited in the above entitled proceeding for rightful claimants thereto as the owners of the real estate and the estate therein taken and involved in this proceeding as hereinafter described and designated.

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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the following named persons, firms and corporations are the owners of and/or have some right, title or interest in and to the lands involved herein as hereinafter designated, and that they are the only persons having any right, title or interest

in and to the funds that are now on deposit and that may hereafter be deposited for the use and benefit of the rightful claimants thereto, as the owners or those having any right, title or interest in and to the real estate involved in this proceeding, and that the Clerk of this Court be, and he is hereby authorized and directed to make distribution of said funds to said persons, firms and corporations as hereinafter set forth as follows, to-wit:

TRACT NO. 1 (19 - FW-653)

Flowage Easement

Lucy R. Wallace, fee owner, \$ 70.00
(Commissioners' award)

TRACT NO. 2 (19 - FW-761)

Flowage Easement

T. G. Bunch, fee owner, \$ 6.00
(Title fixed and partial distribution of \$18.00
made under order of February 7, 1944)
(Commissioners' award)

TRACT NO. 3 (19 - FW-764)

Flowage Easement

(Title fixed and distribution made under order
dated February 12, 1946)

TRACT NO. 4 (19 - FW-768)

Flowage Easement

(Title fixed and distribution made under order
dated September 28, 1944)

TRACT NO. 5 (19 - FW-768)

Flowage Easement

J. A. Adams, fee owner, \$ 12.00
(Commissioners' award)

TRACT NO. 6 (19 - FW-769)

Flowage Easement

Dovie Elizabeth Kimmons, now Chitwood, . fee owner, \$ 16.80
(Commissioners' award)

TRACT NO. 7 (19 - FW-770)

Flowage Easement

Juel Brown,
Lena Lay,
C. A. Spielman,
Bessie Spielman, fee owners, \$ 72.80
(Make checks payable to Juel Brown and Lena
Lay in the amount of \$67.60, and to A. C.
Spielman and Bessie Spielman in amount of
\$15.00)
(Commissioners' award)

TRACT NO. 8 (19 - FW-771)

Flowage Easement

H. B. Cobban (now deceased), . fee owner, \$ 68.80
(Make check payable to Stella V. Cobban,
Executrix of the estate of H. B. Cobban,
deceased)
(Commissioners' award)

TRACT NO. 9 (19 - IW-772)

Flowage Easement

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

TRACT NO. 10 (19 - FW-773)

Flowage Easement

R. L. Creason, fee owner, \$182.00
(Title fixed and partial distribution of \$918.00
made under order dated February 7, 1944)
(Commissioners' award)

TRACT NO. 11 (19 - FW-774)

Flowage Easement

Hazel F. Lind, fee owner, \$ 82.00
(Commissioners' award)

TRACT NO. 12 (19 - FW-775)

Flowage Easement

Jananna Ballard Lamar,
Ruth Fleming, fee owners, \$185.00
(Commissioners' award)

TRACT NO. 13 (19 - FW-776)

Flowage Easement

Ruth Ballard Fleming,
Jas. William Fleming,
Darrell Fleming,
Cline Fleming,
Frances Fleming Poplin,
Clifford Fleming,
Florita Fleming,
Joe Lindsey Fleming, fee owners, \$ 84.00
(Make check payable to all)
(Commissioners' award)

TRACT NO. 14 (19 - FW-777)

Flowage Easement

(Title fixed and distribution made under order
dated May 28, 1945)

TRACT NO. 15 (19 - FW-780)

Flowage Easement

Edgar Roger Williams,
Colbert A. Williams, fee owners, \$273.00
(Commissioners' award)

TRACT NO. 16 (19 - FW-781)

Flowage Easement

(Title fixed and distribution made under order
dated December 28, 1945)

TRACT NO. 17 (19 - FW-782)

Flowage Easement

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

TRACT NO. 18 (19 - FW-783)

Flowage Easement

(Title fixed and distribution made under order
dated March 13, 1944)

TRACT NO. 19 (19 - FW-784)

Flowage Easement

Isabell S. Dusky, fee owner, \$100.00
(Title fixed and partial distribution made
under order dated August 25, 1945, in amount
of \$256.50)
(Commissioners' award)

TRACT NO. 20 (19 - FW-785)

Flowage Easement

(Title fixed and distribution made under order dated July 28, 1944)

TRACT NO. 21 (19 - FW-786)

Flowage Easement

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

TRACT NO. 22 (19 - FW-787)

Flowage Easement

(Title fixed and distribution made under order dated March 1, 1946)

TRACT NO. 23 (19 - FW-788)

Flowage Easement

Lewis DuBois,
Kva DuBois, fee owners, \$215.00

D. E. Shartel - Assignee of award

Wm. Tynon, tenant
(Make check payable to D. E. Shartel for \$136.00)
(Make check payable to D. E. Shartel and
Wm. Tynon for \$80.00)
(Commissioners' award)

TRACT NO. 24 (19 - FW-789)

Flowage Easement

John R. Hastings, fee owner, \$330.00

V. M. Phelps, tenant

(Make check payable to John R. Hastings for \$310.00)
(Make check payable to John R. Hastings and
V. M. Phelps for \$20.00)
(Commissioners' award)

TRACT NO. 25 (19 - FW-861)

Flowage Easement

(Title fixed and distribution made under order dated August 1, 1945)

TRACT NO. 26 (20 - FW-863)

Flowage Easement

(Title fixed and distribution made under order dated August 9, 1944)

TRACT NO. 27 (20 - FW-864)

Flowage Easement

(Title fixed and distribution made under order dated August 9, 1944)

TRACT NO. 28 (20 - FW-866)

Flowage Easement

Margaret Miller, fee owner, \$ 91.00
(Commissioners' award)

TRACT NO. 29 (20 - FW-867)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 30 (20 - FW-868)

Flowage Easement

Harold R. Carey,
John F. Carey, (now deceased), . . fee owners, . . \$512.50
(Make check payable to Harold R. Carey and Vivian
Carey, sole heir of John F. Carey, deceased)
(Commissioners' award)

TRACT NO. 31 (20 - FW-869)

Flowage Easement

Rae O. Jones, fee owner, \$625.00
(Commissioners' award)

TRACT NO. 32 (20 - FW-870)

Flowage Easement

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

TRACT NO. 33 (20 - FW-871)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 34 (20 - FW-872)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 35 (20 - FW-874)

Flowage Easement

(Title fixed and distribution made under orders dated January 4, 1945 and March 6, 1945)

TRACT NO. 36 (20 - FW-875)

Flowage Easement

(Title fixed and distribution made under order dated December 15, 1943)

TRACT NO. 37 (20 - FW-876)

Flowage Easement

(Title fixed and distribution made under order dated February 4, 1944)

TRACT NO. 38 (20 - FW-877)

Flowage Easement

(Title fixed and distribution made under order dated February 12, 1944)

TRACT NO. 39 (20 - FW-878)

Flowage Easement

(Separate Judgment entered)

TRACT NO. 40 (20 - FW-881)

Flowage Easement

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

TRACT NO. 41 (21 - FW-889 Rev.)

Flowage Easement

L. R. Moore, fee owner, \$100.00
(Commissioners' award)

TRACT NO. 42 (21 - FW-390)

Flowage Easement

L. R. Moore, fee owner, \$185.00
(Commissioners' award)

TRACT NO. 43 (21 - FW-398)

Flowage Easement

Vera Brock, fee owner, \$ 15.00
(Commissioners' award)

TRACT NO. 44 (21 - FW-399)

Flowage Easement

H. W. Sterling, fee owner, \$ 3.85
(Commissioners' award)

TRACT NO. 45 (21 - FW-400)

Flowage Easement

Board of County Commissioners
of Delaware County, Oklahoma, . . fee owner, . . \$ 2.00
(Commissioners' award)

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

Rayce H. Savage
J U D G E

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

Rachel Sullateskee,

Plaintiff, }

vs.

: No. 1764-

Civil.

Nancy Sullateskee, now Downing,
Cherokee Indian Roll No. 20729,
Oostaylah Sullateskee, on Original
Cherokee Roll No. 30700, George
Sullateskee, Roll No. 30701, Betsy
Sullateskee, now Young, Polly Sull-
ateskee, now Sanders, Tony Sullateskee,
Ida Sullateskee, now Rabbit, Annie
Sullateskee, now Ballou, Maggie Sull-
ateskee, now Carey, Ned Sullateskee,
Groundhog Sullateskee, Bill Sullates-
kee, Ella Sullateskee, Jennie Sullates-
kee, and Lillie Sullateskee,

Defendants,

Intervener,

United States of America,

FILED
IN OPEN COURT
JUL 29 1946

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

Now, on this the 29th day of July, 1946, there coming on for hearing the Motion of the plaintiff, Rachel Sullateskee, for an order approving the sale of real estate made in the above action on the 23rd day of July, 1946, by the United States Marshal for the Northern District of Oklahoma, and return and report of said sale having heretofore been filed in this Court;

And the plaintiff appearing by her Attorney, John G. Severson; the minor defendants, Ella Sullateskee and Jennie Sullateskee, appearing by Maurice F. Ellison, their duly appointed Guardian ad Litem; and the United States of America appearing by the Honorable Whit Y. Mauzy, United States District Attorney for the Northern District of Oklahoma, who appeared as well for all of the parties to this action who are restricted Indians, including the minor defendants, above named;

And the Court, having examined said Return of Sale, and being fully advised in the premises, finds:

That said United States Marshal, after advertising such lands in all particulars as required by law, and as provided by

Orders of this Court, sold the following described lands, in Tulsa County, State of Oklahoma, to-wit:

The NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 14, Township 21 North, Range 13 East,

to Floyd Snider, purchaser, for the total sum of \$905.00; and also the following land, in Tulsa County, Oklahoma, to-wit:

The South 20.73 acres of Lot 3, less 1.56 acres for R.R., and the West 21.42 acres of Lot 4, less 404 acres for R.R., all in Section 7, Township 21 North, Range 14 East,

to R. M. Meadows, purchaser, for the total sum of \$675.00; the said amounts paid being within the appraised values as fixed by the Commissioners appointed by this Court to appraise the same; and that said sales were made in all particulars as provided by the Orders of this Court and the Statutes, State and Federal, in like cases made and provided; and that said sales should, in all things, be approved and confirmed, and the Commissioners' fees as therein set out should be allowed, and that distribution of funds should be made by the United States Marshal.

IT IS, therefore, ORDERED, ADJUDGED and DECREED by the Court that said sales so made by the United States Marshal for the Northern District of Oklahoma, of the lands above described, in Tulsa County, Oklahoma, be and the same be in all things approved and confirmed, and made firm and effectual, forever, and that the purchasers at said sales, to-wit: Floyd Snider, and R. M. Meadows, be subrogated to all of the rights of the parties to this action, for the protection of their several titles.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that said United States Marshal, Jno. P. Logan, pay to the Clerk of this Court the entire sum received for said sales, to-wit: \$1580.00, to be by the Clerk placed in the Registry of this Court.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that said The United States Marshal make, execute and deliver to each of said purchasers, Floyd Snider, and R. M. Meadows, proper

conveyance of the land so purchased to each of them, in accordance with this and previous Orders of this Court made in this action.

IT IS FURTHER ORDERED by the Court that the Clerk of this Court retain, out of said funds, all Court costs incident to this action, including the costs arising in the District Court of Tulsa County, Oklahoma, prior to the removal of this action to this Federal Court, all in the total sum of \$186.96, *and pay*

IT IS FURTHER ORDERED by the Court that the Clerk pay to John S. Severson, the sum of \$171.⁰⁰, as his reasonable Attorney's fees in this action, and now allowed.

IT IS FURTHER ORDERED that the Clerk pay to Maurice F. Ellison the sum of \$55.00 as his Guardian ad Litem fees in this action.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that the balance remaining in his hands be remitted to the Honorable C. L. Walker, Special Disbursing Agent, to the Five Civilized Tribes, by check made payable to the Treasurer of the United States, he to disburse the same to the following interested parties to this action, to-wit:

Nancy Raper, now Sullateskee, Cher.	#20729,	2nd wife,	1/15th
Oostayah Sullateskee,	Cherokee #20700,	Son,	1/15
George Sullateskee,	" #30701,	Son,	1/15
Betsy Sullateskee,	" # N E	Dau.,	1/15
Polly Sullateskee,	" N E	Son,	1/15
Tony Sullateskee,	" N E	Dau.,	1/15
Ida Sullateskee,	" N E	Dau.,	1/15
Annie Ballou,	" N E	Son,	1/15
Ned Sullateskee,	" N E	Dau.,	1/15
Maggie Sullateskee,	" N E	Dau.,	1/15
Rachel Sullateskee,	" N E	Son,	1/15
Groundhog Sullateskee,	" N E	Son,	1/15
Bill Sullateskee,	" N E	Dau.,	1/15
Ella Sullateskee, a Minor,	" N E	Dau.,	1/15
Jennie Sullateskee, Minor,	" N E	Dau.,	1/15

IT IS FURTHER ORDERED that the said United States Marshal file herein his final report conformable to this Order.

*if as is form
Maurice
Guardian ad Litem*

Ray A. Savary
United States District Judge.

Lawrence S. Williams

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

Rachel Sullateskee,

Plaintiff, |

vs. |

No. 1784—

Civil. |

Nancy Sullateskee, now Downing,
Cherokee Indian Roll No. 30729,
Oostaylah Sullateskee, on Original
Cherokee Roll No. 30700, George
Sullateskee, Roll No. 30701, Betsy
Sullateskee, now Young, Polly Sull-
ateskee, now Sanders, Tony Sulla-
teskee, Ida Sullateskee, now Rabbit,
Annie Sullateskee, now Ballou, Maggie
Sullateskee, now Carey, Ned Sullates-
kee, Groundhog Sullateskee, Bill
Sullateskee, Ella Sullateskee, Jen-
nie Sullateskee, and Lillie Sullates-
kee,

Defendants, |

United States of America,

Intervener. |

FILED
IN OPEN COURT

JUL 29 1946

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

ORDER APPROVING MARSHAL'S SALE OF
REAL ESTATE AND DIRECTING DISTRI-
BUTION.

NOW ON this the 29th day of July, 1946, their coming on for hearing the Motion of the plaintiff, Rachel Sullateskee, for an order approving the sale of real estate made in the above action on the 23rd day of July, 1946, by the United States Marshal for the Northern District of Oklahoma, and return and report of said sale having heretofore been filed in this Court; and

The plaintiff appearing by her Attorney, John S. Severson; the minor defendants— Ella Sullateskee and Jennie Sullateskee— appearing by Maurice F. Ellison, their duly appointed Guardian ad Litem; and the United States of America appearing by the Honorable Whit Y. Mauzy, United States District Attorney for the Northern District of Oklahoma, who appeared as well for all of the parties to this action who are restricted Indians, including the minor defendants, above named;

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

That said United States Marshal, after advertising such lands in all particulars as required by law, and as provided by

Orders of this Court, sold the following described land, in Rogers County, State of Oklahoma, to-wit:

The $W\frac{1}{2}$ of $NW\frac{1}{4}$ of $SE\frac{1}{4}$, of Section 35, Township 32 North, Range 14 East,

to Gladys E. Wilson, for the total sum of \$170.00, the same being within the appraised value as fixed by the Commissioners appointed by this Court to appraise the same, and that said sale was made in all particulars as provided by the Orders of this Court and the Statutes, State and Federal, in like cases made and provided; and that said sale should, in all things, be approved and confirmed, and the Commissioners' fees as therein set out should be allowed; and that distribution of funds should be made by the United States Marshal.

IT IS, therefore, ORDERED, ADJUDGED and DECREED by the Court that said sale, so made by the United States Marshal for the Northern District of Oklahoma, of the following lands in Rogers County, Oklahoma, to-wit:

The $W\frac{1}{2}$ of $NW\frac{1}{4}$ of $SE\frac{1}{4}$, of Section 35, Township 32 North, Range 14 East,

be and the same is in all things approved and confirmed, and made firm and effectual, forever; and that the purchaser at said sale—Gladys E. Wilson, be subrogated to all of the rights of the parties to this action, for the protection of her said title.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that said United States Marshal, Jno. F. Logan, pay to the Clerk of this Court the entire sum received for said sale, to-wit: \$170.00, to be by the Clerk placed in the registry of this Court.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that the said United States Marshal make, execute and deliver to said purchaser, Gladys E. Wilson, a proper conveyance, conveying said lands to her, in accordance with this and previous Orders of this Court made in this action.

~~IT IS FURTHER ORDERED by the Court that the Clerk of this Court retain, out of said fund, all Court costs incident~~

to this action, including the costs arising in the District Court of Tulea County, Oklahoma, prior to the removal of this action to this Court, all in the total sum of \$-

IT IS FURTHER ORDERED by the Court that the Clerk pay to John S. Severson the sum of \$, as his reasonable Attorney's fees in this action, and now allowed. *4.13 also in small address.*

IT IS FURTHER ORDERED that the Clerk pay to Maurice F. Ellison, the sum of \$, as his Guardian ad Litem fees in this action.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that the balance remaining in his hands be remitted to the Honorable C. L. Walker, Special Disbursing Agent, to the Five Civilized Tribes by check made payable to the Treasurer of the United States, he to disburse the same to the following interested parties to this action, to-wit:

Nancy Raper, now Sullateskee, Cher.	#30789,	2nd Wife,	- 1/15th
Oostayah Sullateskee,	Cherokee #30700,	Son,	- 1/15
George Sullateskee,	Cherokee #30701,	Son,	- 1/15
Betsy Sullateskee,	Cherokee N E	Dau.,	- 1/15
Polly Sullateskee,	Cherokee N E	Dau.,	- 1/15
Tony Sullateskee,	Cherokee N E	Son,	- 1/15
Ida Sullateskee,	Cherokee N E	Dau.,	- 1/15
Annie Ballou,	Cherokee N E	Dau.,	- 1/15
Ned Sullateskee,	Cherokee N E	50A.,	- 1/15
Maggie Sullateskee,	Cherokee N E	Dau.,	- 1/15
Rachel Sullateskee,	Cherokee N E	Dau.,	- 1/15
Groundhog Sullateskee,	Cherokee N E	Son.,	- 1/15
Bill Sullateskee,	Cherokee N E	Son	- 1/15
Ella Sullateskee, a minor,	Cherokee N E	Dau.,	- 1/15
Jennie Sullateskee, Minor,	Cherokee N E	Dau.,	- 1/15

IT IS FURTHER ORDERED that the said United States Marshal file herein his Final Report, conformable to this Order.

*4.13 as in form
 with the name
 of the Atty.
 Maurice F. Ellison
 guardian ad litem*

1st page of survey
 United States District Judge.

IN THE UNITED STATES DISTRICT COURT, FOR THE
SOUTH AND DISTRICT OF OREGON

Ned Downing,

Plaintiff,

vs.

No. 1807-Civil.

Katie Fisher, Gladys Sullivan,
Leslie, John Ketcher and Annie
Batt, and the unknown Heirs,
Executors, Administrators,
Devisees, Trustees and Assigns,
both immediate and remote, of
the following deceased persons:
Eucie Downing, Nellie Batt, and
Nancy Downing.

Defendants,

United States of America,

Intervener.

FILED
IN OPEN COURT

JUL 29 1946

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

ORDER APPROVING AND CONFIRMING COMMISSIONERS'
REPORT AND DIRECTING SALE OF REAL ESTATE

This case, coming on for hearing this the 29th day of July, 1946, upon the return and report of the Commissioners, heretofore appointed by this court, and upon plaintiff's motion for a confirmation of the same as filed herein;

And the plaintiff, Ned Downing, appearing by his Attorney, John E. Severson; the intervener, United States of America, appearing by the Honorable Whit Y. Mauzy, United States District Attorney for the Northern District of Oregon, who likewise appears for all of the parties in said action who are restricted Full-blood Indians - being the plaintiff and the named defendants.

And it being first shown to the court that said report was in all things as directed by the Order of this Court made on the 26th day of June, 1946, the said report being duly filed with the clerk of this Court; and, there being no exceptions or objections filed to the same; and it being further shown that none of the parties to the above action, including the United States of America, intervener, have elected to take the lands involved at the appraised prices;

The court, therefore, finds that the Commissioners' Report should in all things be approved and made firm and effect-

ual, forever.

The court further finds, from said commissioners' Report, that the lands involved cannot be partitioned in kind between the plaintiff and the several defendants, without manifest injury to the value thereof; therefore, said commissioners made an appraisement and valuation thereof, in the following sums, to-wit:

The NE¹/₄ of SW¹/₄ of SW¹/₄; and SW¹/₄ of SW¹/₄ of SW¹/₄,
of Section 8, Township 19 North, Range 20 E.,
in Mayes County, Oklahoma,
Appraised in the sum of - - - \$120.00;

and,

The NE¹/₄ of SW¹/₄; and NW¹/₄ of NE¹/₄ of SW¹/₄, of
Section 2, Township 22 North, Range 12 E.,
Washington County, Oklahoma,
Appraised in the sum of - - - \$225.00

The Court further finds that said commissioners' Report is fair, and the value not disproportionate to the actual value of said land, and that the Honorable Jno. P. Logan, United States Marshal for the Northern District of Oklahoma, should be ordered and directed to sell the same for cash at public sale, in the same manner as real estate sold under execution under the laws of the State of Oklahoma; and that the commissioners should be paid their fees, as set out in said Report.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that said Commissioners' Report be, and the same is hereby, in all things confirmed and approved and made firm and effectual forever; and that, inasmuch as no election to take the same at the appraised price has been made by any of the parties hereto, including the United States of America, the sale of said premises should be made, unless the United States of America elects to take the same at the appraised value, within ten (10) days after the date of this decree.

It is, further, ORDERED, ADJUDGED and DECREED by the Court that the Honorable Jno. P. Logan, United States Marshal for the Northern District of Oklahoma, proceed to advertise and sell the said real property involved herein, as hereinbefore described, if no election to take the same at the appraised price is made

by the United States of America, within ten days from the date hereof or by any other interested party.

It is further ordered that said land be sold, for cash, in the same manner as in cases of sales of real estate by execution under the laws of the State of Oklahoma; that said sale be made for not less than two-thirds (2/3) of the several appraised values, as fixed by the commissioners, heretofore set out; and that the United States Marshal make due return of his proceedings hereunder to this court, for confirmation and further orders of the court; and that this order is made pursuant to the jurisdiction conferred upon this court by the acts of Congress, in like cases made and provided, and in accordance with the procedural provisions of the statutes of the State of Oklahoma, and the Acts of Congress granting jurisdiction to partition lands of deceased full-blood Indians of the Five Civilized Tribes.

ROYCE H. SAVAGE

Judge of the U. S. District
Court, Northern District of
Oklahoma.

*File as to same
part of "Halls"
the*

~~Filed:~~
July 1, 1948.

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

UNITED STATES OF AMERICA,

Petitioner,

CIVIL NO. 1183

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA, et al.,

Defendants.

FILED
JUL 30 1946

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

ORDER FIXING TITLE AND MAKING DISTRIBUTION AS
TO TRACT NO. 6 (54 PM 1458) and
TRACT NO. 15 (54X PM 1425)

NOW, On this 29th day of July, 1946, there coming on for hearing the application of the defendant, Carrie Bailey, for an order fixing title and making distribution of the estimated just compensation as to Tract No. 6 and Tract No. 15, and the court being fully advised in the premises, finds:

That Floyd Bailey, now deceased, was the owner of the lands designated as Tracts No. 6 and 15, when this proceeding was begun; that petitioner filed a declaration of taking and deposited in the registry of this court as the estimated just compensation the sums of \$38.00 and \$438.00 for the taking of perpetual flowage easements upon and over tracts No. 6 and 15 respectively; that this court entered judgment upon said declaration of taking filed by the petitioner, thereby vesting in the petitioner, United States of America, perpetual flowage easements upon and over said tracts and decreed that the owners and those having any right, title or interest in and to said lands, have and recover just compensation for the taking of said perpetual flowage easements.

The court further finds that the defendant, Carrie Bailey is presently the owner of said tracts No. 6 and 15, in virtue of deeds from Floyd Bailey, now deceased, executed subsequent to the institution of this action, and in virtue also of the fact that she is the sole heir of said decedent.

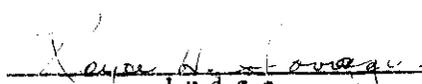
The court further finds that the sums of \$38.00 and \$438.00 aforesaid have not been finally determined as the just compensation for the taking of said easements, but that said sums are the estimated just compensation for the taking thereof, and should be distributed to the parties entitled.

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

IT IS THEREFORE ORDERED ADJUDGED AND DECREED by this court that the defendant, Floyd Bailey, now deceased, was the owner of the lands designated as Tracts 6 and 15 when this action was begun; that Carrie Bailey as his grantee and sole heir is presently the owner of said tracts and is entitled to receive the amounts deposited as the estimated just compensation for the taking of said tracts.

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

TO CARRIE BAILEY, - - present fee owner of
Tract No. 6 (54 P 1458) and Tract No. 15
(54X P 1425), - - - - - \$476.00



J u d g e

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA, containing approximately 305.40
acres, more or less; and Albert E. Williams,
et al.,

Defendants.

CIVIL NO. 1199

FILED
JUL 30 1946

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

ORDER FIXING TITLE AND MAKING DISTRIBUTION
AS TO TRACT NO. 10 (57 FW - 1742)

NOW, on this 30th day of ^{July} ~~August~~, 1946, there coming on for hearing
the application of the defendants, Ernest S. Pitcher, Julia Pitcher, G. M. Ford
and Ada E. Ford, for an order fixing title, decreeing just compensation and making
distribution as to Tract No. 10 (57 FW - 1742), and the Court being fully advised
in the premises, finds:

That the defendants, G. M. Ford and Ada E. Ford, were the owners of the
fee simple title in and to the land designated as Tract No. 10 (57 FW-1742) when this
action was begun; that the petitioner filed a declaration of taking and deposited in
the registry of this Court as estimated just compensation the sum of \$475.00 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 easement for
flowage 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, Ernest S. Pitcher and Julia Pitcher, acquired said tract from the defendants, G. M. Ford and Ada E. Ford, after the institution of the action; that Ernest S. Pitcher and Julia Pitcher 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 \$475.00; that the defendants, G. M. Ford and Ada E. Ford, signed said offer as tenants for a consideration of \$10.00 to be paid out of the \$475.00, and that said offer was accepted by the petitioner.

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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this court that the defendants, G. M. Ford and Ada E. Ford, were on the date of the taking the owners of the fee simple title in and to the land designated as Tract No. 10 (57 PW - 1742); that the defendants, Ernest S. Pitcher and Julia Pitcher, are now the owners of said tract and by agreement with their grantors are entitled to receive the just compensation in the sum of \$475.00, less \$10.00 to be paid to G. M. Ford and Ada E. Ford as tenants, and that the sum of \$475.00 is just compensation for the estate and rights taken by the petitioner.

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: Ernest S. Pitcher and Julia Pitcher, present fee owners	
Tract No. 10 (57 PW 1742),	\$465.00
G. M. Ford and Ada E. Ford, tenants,	10.00

OK
JSC

Royce L. Turner

 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, et al.,

Defendants.

CIVIL NO. 1650 ✓

FILED
JUL 30 1946

H. P. WARFIELD
CLERK OF DISTRICT COURT

ORDER FIXING TITLE AND MAKING DISTRIBUTION
AS TO TRACT NO. 2 (312-2)

NOW, on this 29th day of July, 1946, there coming on for hearing the application of Melvin B. Estes for an order fixing title and making distribution as to Tract No. 2 (312-2) and the Court being fully advised in the premises, finds:

That the defendant, Melvin B. Estes, was the owner of the land designated as Tract No. 2 (312-2) when this proceeding was begun; that the petitioner filed a declaration of taking and deposited in the registry of this Court as estimated just compensation the sum of \$160.00 for the taking of a perpetual easement for transmission line purposes upon and over said tract of land; that this Court entered a judgment upon said declaration of taking filed by the petitioner, thereby vesting in the petitioner, United States of America, a perpetual easement for transmission line purposes upon and over said tract, and decreed that the owners and those having any right, title or interest in and to said land, have and recover just compensation for the taking of said easement.

The Court further finds that the amount of \$160.00 has not been determined as just compensation for the taking of said easement but that said sum is the estimated just compensation now on deposit in the registry of this Court and should be distributed unto the parties entitled.

The Court further finds that the Commissioners of the Land Office of the State of Oklahoma are the holders of a mortgage upon said tract in an amount in excess of said sum of \$160.00 and are entitled to have said sum applied upon said mortgage; that no other person, firm, corporation, or taxing subdivision of the State have any right, title or interest in and to said estimated just compensation.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant, Melvin B. Estes, was the owner of Tract No. 2 (312-2) when this proceeding was begun and that the sum of \$160.00 should be distributed upon his application to the Commissioners of the Land Office of the State of Oklahoma to apply upon the said mortgage debt.

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

TO: Commissioners of the Land Office of the State of
Oklahoma, \$160.00
Tract No. 2 (312-2)

OK
JSC

Raymond H. [Signature]
JUDGE.

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

J. N. LAWRENCE, Plaintiff,

vs

No. 851, Civil. ✓

KEOKUK STEEL CASTING COMPANY,
a Corporation,

Defendant.

FINDINGS OF FACT,
CONCLUSIONS OF LAW, AND
JUDGMENT OF THE COURT

FILED
MAY 2 1946
H. F. WARFIELD
CLERK U. S. DISTRICT COURT

This cause coming on for trial before me, Royce H. Savage,
Judge of the said Court, on this the 17th day of April, 1946;

And the plaintiff appearing in person and by his attor-
neys, Summers Hardy and Hudson & Hudson, by W. E. Hudson, and the
defendant appearing by its attorneys, J. O. Boyd and Spillers &
Spillers, by J. O. Spillers;

And it appearing to the Court that the said cause should
be re-set for trial on May 2, 1946;

And now, on this 2nd day of May, 1946, the parties appear-
ing as before, and certain evidence having been introduced, and it
appearing to the Court that the said cause should be continued for
further hearing until May 16, 1946;

And now, on this 16th day of May, 1946, the parties
appearing as before, and the Court having heard certain testimony
and being advised in the premises, finds that said cause should be
continued for further hearing until May 29, 1946;

And now, on this 29th day of May, 1946, the parties
appearing as before, and certain testimony having been introduced,
and it appearing to the Court that said cause should be continued

for further hearing until July 12, 1946;

and now, on this 12th day of July, 1946, the parties appearing as before, and it appearing to the Court that said cause should be continued for further hearing until July 19, 1946;

Now, on this 19th day of July, 1946, this cause coming on for final hearing, and the plaintiff appearing in person and by his attorneys, Summers Hardy and Hudson & Hudson by W. E. Hudson, and the defendant appearing by its attorneys, J. O. Boyd and Spillers & Spillers by G. C. Spillers, and the plaintiff having finished the introduction of his testimony and rested, and the defendant having finished the introduction of its testimony and rested, and the Court having considered the allegations of the original complaint, the first, second, and third amended complaints, and the amendment to the third amended complaint, the several briefs submitted by counsel for the respective parties, the admissions of the parties, the admissions of counsel for the respective parties, the stipulation of the parties with reference to the amount due by the defendant to the plaintiff on an accounting to August 3, 1942, and all of the evidence, both oral and documentary, introduced in this cause, and being fully advised in the premises, makes the following findings of fact, conclusions of law, and judgment based thereon:

FINDINGS OF FACT.

(1) The Court finds that heretofore, to wit, on December 23, 1939, the plaintiff and defendant entered into a written contract, which was and is in words and figures as follows, to wit:

" C O N T R A C T

Dated at Keokuk, Iowa
December 23th, 1939.

"Effective this date the KEOKUK STEEL CASTING CO., hereinafter called the Company, appoints J. E. Lawrence,

of Tulsa, Oklahoma, its sole and exclusive agent for the sale of its products in the territory which is outlined in red on the attached map, which map is identified by the initials of the contracting parties.

"The Company agrees to pay to the said Agent a commission all of its products sold in said territory, whether the sales be made direct through the Agent, through mail orders, or other sources.

"The commissions are to be five per cent (5%) on all castings.

"The commissions will be paid approximately on the 15th and 30th of each calendar month, and will be based on cash received on sales.

"The agent shall not be entitled to any commission on any shipments of the Company shipped to customers in the stated territory which may be refused by them, or returned for any cause whatsoever. If commissions have been paid on any shipments which are so refused or returned, the Company may deduct same from its next payment to the Agent. The Agent shall not be entitled to any commissions on patterns made by the Company for the customer.

"This contract is non-transferable.

"This contract shall remain in force continuously except that should either Company or Agent desire to terminate this contract, they may do so by giving thirty (30) days notice in writing.

"TULSA STEEL CASTING CO.

By (SGD) K. G. Jansson
Vice President & Sales Manager

(SGD) J. R. Lawrence."

(2) The Court further finds that the plaintiff entered the armed forces of the United States of America on or about the 2nd day of September, 1941, and that this cause was originally filed in the District Court of Tulsa County, Oklahoma, on or about the 11th day of June, 1942.

(E) The Court further finds that the written correspondence between the plaintiff and the defendant was not sufficient to disclose the execution of a new contract or a modification of the original contract entered into by and between the parties hereto dated December 23, 1939, and hereinabove set out.

(4) The Court further finds that the alleged oral agreement as set up in the pleadings filed herein by the plaintiff, to modify the written contract, above referred to, was not enforceable because the statutes of Oklahoma provide that a written contract can be modified by an oral contract only if the oral contract has been fully executed. In the instant case, the admissions of the plaintiff together with the allegations of the several complaints and the evidence introduced establish the fact that the oral contract referred to in the pleadings of the plaintiff has never been fully executed and therefore could constitute no modification of the written contract between the parties hereto and hereinabove set out in finding No. 1.

(5) The Court further finds that the allegations contained in the amendment to Paragraph VI of the Third Amended Complaint, setting up a general custom and alleging that plaintiff was entitled to recover thereunder is unsupported by the evidence. The Court finds that no such custom existed at the time of the transaction herein complained of nor does it now exist in relation to the steel casting industry.

(6) The Court further finds that a letter dated May 19, 1942, and signed by the defendant company, which said letter is in words and figures as follows, to wit:

"J. H. Lawrence
United States Navy
c/o Postmaster
San Francisco, Calif.

"Dear Mr. Lawrence:

"Pursuant to the last paragraph in our sales representative contract with you dated December 28th, 1939, we are herewith giving you the required thirty day notice of cancellation of this contract to be effective thirty days from the receipt of this notice.

"Very truly yours,

"KROKOR STEEL CASTING CO.
A. N. Jansson, 1st Vice-President
& Sales Manager"

was written to the plaintiff by the defendant and received by him on July 4, 1942.

(7) The Court further finds that the notice of cancellation, hereinabove set out and admittedly received by the plaintiff on July 4, 1942, was sufficient to effect a cancellation of the written contract between the plaintiff and defendant herein dated December 28, 1939, as hereinabove set out, thirty days after the date upon which the plaintiff received the said notice.

(8) The Court further finds that the defendant tendered into Court in its answer and motion for summary judgment the sum of \$2,350.64, as being the amount due and owing by the defendant to the plaintiff up to and including August 3, 1942, the effective date of cancellation of the said contract. It is stipulated and agreed between the parties hereto that the said sum of \$2,350.64 reflects the amount due on correct accounting as between the plaintiff and defendant for moneys due to August 3, 1942, under the terms of the said written contract between the plaintiff and defendant dated December 28, 1939 and hereinabove set out.

(9) The Court further finds that the allegations of the plaintiff to the effect that he had procured enforceable written contracts under the terms of his contract with the defendant of December 28, 1939, which would entitle him to commissions or compensation on so-called repeat orders after August 3, 1942, are wholly unsupported by the evidence.

(10) The Court further finds that heretofore, to wit, on June 5, 1942, the defendant mailed a letter to J. R. Lawrence, plaintiff herein, 102 Ritz Building, Tulsa, Oklahoma, and enclosed a check therewith for the sum of \$180.92, and that the said letter and check are in words and figures as follows, to wit:

"KEOKUK STEEL CASTING" CO. (Letterhead)

"Keokuk, Iowa
June 3, 1942

" J. A. Lawrence
702 Ritz Building
Tulsa, Oklahoma

Dear Mr. Lawrence:

"We are enclosing herewith our check for \$100.92 in payment of commissions as per attached statement dated June 1st, 1942.

"Pursuant to the last paragraph in our sales representative contract with you, dated December 28, 1939, we are hereby giving you the required thirty days' notice of the cancellation of this contract, to be effective thirty days from the receipt of this notice.

"On May 19, 1942, the foregoing notice was sent to you at the above address by registered mail and this has been returned undelivered.

"On the same date the same notice was sent to you at 2419 West Harvey, Oklahoma City, Oklahoma, and this has also been returned.

"We are now advising you of this notice in connection with the payment for commissions above described and trust that you will take due notice thereof. If the check is to be endorsed by anyone other than yourself, we shall require written authority for such endorsement or a certified copy of power of attorney.

"Very truly yours,

"KEOKUK STEEL CASTING CO.,
(Sgd) K. G. Jansson
1st Vice-President
& Sales Manager.

KGJ:JMc
Encl."

"EXHIBIT 5"

"PX2 7-19-42

KEOKUK STEEL CASTING COMPANY No. 3914

Keokuk, Iowa June 1, 1942

Pay KEOKUK STEEL \$100 and 92 cts

to the order of J. A. Lawrence, 702 Ritz Bldg., Tulsa, Oklahoma

KEOKUK STEEL CASTING COMPANY
by K. H. Engstrom (?)
Counterchecked H. A. Peterson

To THE HONORABLE JUDGE JAMES M. HAYES, Keokuk, Iowa 1946-69

The endorsement of this check by the Payee constitutes a Receipt in full of the items enumerated within

Settled Before Depositions

REVENUE BUREAU CASTING COMPANY	Keokuk, Iowa
Date	Amount
6/1	Commission as per enclosed statement 180.92";

that the plaintiff retained possession of said check until the final trial of this cause, and that the same was introduced in evidence as Plaintiff's Exhibit 2 at the hearing July 19, 1946.

(11) The Court further finds that the said check should be returned by the clerk of this court to the defendant company for cancellation, and the sum of \$180.92 should be included in the judgment herein.

(12) The Court further finds that the defendant has tendered and paid to the clerk of this court the sum of \$2,531.56, and that the attachment heretofore issued in this cause should be discharged and the bond released.

(13) The court further finds that the costs of this action should be paid one-half by the plaintiff and one-half by the defendant.

CONCLUSIONS OF LAW.

(1) The Court concludes as a matter of law that on December 24, 1939, plaintiff and defendant entered into a written contract, by the terms of which the plaintiff was to receive compensation as provided in the said contract for services rendered, and that the said contract remained in full force and effect without alteration, either by written memoranda or executed oral agreement, to August 3, 1942.

(2) The Court concludes as a matter of law that a letter written by the defendant to the plaintiff dated May 19, 1942, and received by the plaintiff July 4, 1942, was sufficient to and did effectively terminate the said written contract as of August 3, 1942.

(3) The Court concludes as a matter of law that from and after the effective date of cancellation of the written contract between the plaintiff and defendant, August 3, 1942, that upon no theory advanced by the plaintiff was the plaintiff entitled to receive any additional compensation under the terms of the said written contract.

(4) The Court concludes as a matter of law that the costs of this action should be taxed one-half against the plaintiff and one-half against the defendant.

(5) The Court concludes as a matter of law that the tender of \$2,531.56, heretofore paid to the clerk of this court by the defendant, for the use and benefit of the plaintiff, which includes \$2,350.64 plus the check heretofore referred to for \$180.92, is the correct amount due and owing by the defendant to plaintiff under the terms of said contract, up to and including August 3, 1942.

(6) The Court concludes as a matter of law that the attachment heretofore issued in this cause should be vacated, set aside and held for naught, and the bondsman discharged from further liability.

(7) The Court concludes as a matter of law that all other relief prayed for in the third amended complaint and amendment thereto should be denied.

JOURNAL ENTRY OF JUDGMENT

On the Findings of Fact and Conclusions of Law, herein-

above set out, IT IS CONSIDERED, ORDERED, ADJUDGED and DECREED BY THE COURT that the plaintiff have and recover of and from the defendant the sum of \$2,531.56, and one-half of all accrued costs, and the defendant be and it is hereby required to pay one-half of the costs accrued herein.

IT IS FURTHER ORDERED, ADJUDGED and DECREED BY THE COURT That the third amended complaint and amendment thereto of plaintiff in all other respects be, and the same is hereby denied.

IT IS FURTHER ORDERED, ADJUDGED and DECREED BY THE COURT That the attachment heretofore had in this cause be, and the same is hereby dissolved, set aside and held for naught, and the bondsmen discharged from further liability.

IT IS FURTHER ORDERED, ADJUDGED and DECREED BY THE COURT That the clerk of this court be, and he is hereby required to pay to the plaintiff, his heirs or assigns, the sum of \$2,531.56 now held by him as clerk of this court, in and when the plaintiff demands or requests the payment by the clerk of said sum of \$2,531.56.

As to the action of the Court in including the \$180.92 check in the judgment, the defendant objects and excepts. To all the findings of fact, conclusions of law, and judgment of the Court, except as to the inclusion of the \$180.92 check, the plaintiff objects and excepts.

Done in open court this the 19th day of July, 1946.

Raymond H. Long
CLERK OF THE DISTRICT COURT.

O.K. as to form

Summers Harley
Attorneys for Plaintiff.

G. C. Spillers
Attorneys for Defendant.

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA, containing approximately 361.30
acres, more or less; and Lola Griffiths,
et al.,

Defendants.

CIVIL NO. 1191 ✓

FILED
AUG 2 1946

M. A. WARFIELD
CLERK OF THE DISTRICT COURT

ORDER FIXING TITLE, DECREESING JUST COMPENSATION
AND MAKING DISTRIBUTION AS TO CROP DAMAGES ON
TRACT NO. 17 (SS 77-1825)

Now on this 2nd day of ^{August} ~~June~~, 1946, there coming on for
hearing the application of John W. Lindbeck, owner, and Clyde W.
Follis, tenant, for an order fixing title, decreeing just compensa-
tion and making distribution as to the crop damages on Tract No. 17
in this proceeding; it appearing to the Court that John W. Lindbeck
was the owner of Tract No. 17 at the time this proceeding was commenced,
and that Clyde W. Follis was the tenant and in possession of said tract
during the year 1943; that the petitioner deposited in the registry of
the United States District Court for the Northern District of Oklahoma
the sum of \$212.50 as the estimated just compensation for the damages to
growing crops on said Tract No. 17 occasioned by the May 1943 flood;
that the defendants, John W. Lindbeck and Clyde W. Follis, have agreed
to accept as full and just compensation for the damages sustained to
growing crops on said tract by reason of the May 1943 flood the sum of
\$212.50.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that
the defendant John W. Lindbeck was the owner of the land described as
Tract No. 17 in this proceeding, and that the defendant Clyde W. Follis

was the tenant upon said tract during the year 1943, and as such owner and tenant they were the owners of the growing crops upon said Tract No. 17 during said year; that the sum of \$212.50 is full and just compensation for the damages occasioned to the growing crops on said Tract No. 17 by the May 1943 flood; that no other person, firm or corporation has any right, title or interest in and to said damages other than the defendants, John W. Lindbeck and Clyde W. Follis; that the Clerk of this Court be and he is hereby directed to make distribution of the funds now on deposit in the registry of the Court as follows, to wit:

TO: JOHN W. LINDBECK, - - -owner of Tract
No. 17, (56 " 1605), - - - - - \$ 70.83

CLYDE W. FOLLIS, - -tenant on Tract
No. 17 (56 " 1605), during 1943, - - - - - \$141.67

ok
L.S.C.

Raymond H. Savage
Judge

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

Maggie Beaver Pickup, Plaintiff, }
ve. :
Willie Pickup, Emma Pickup,
Bettie (or Bessie) Pickup,
Susie Pickup, Dick Pickup, and
the unknown Heirs, Executors,
Administrators, Devisees,
Trustees and Assigns, both im-
mediate and remote of George
Pickup, deceased, Full-blood,
Cherokee Indian, Roll No. 18205,
Defendants, }
United States of America, Intervener. }

No. 1736--
Civil.

FILED
JUL 29 1946
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

ORDER APPROVING MARSHAL'S SALE OF
REAL ESTATE AND DIRECTING DISTRIBUTION.

Now, on this the 29th day of July, 1946, there coming on for hearing the Motion of the plaintiff, Maggie Beaver Pickup, for an order approving the sale of real estate made in the above action on the 23rd day of July, 1946, by the United States Marshal for the Northern District of Oklahoma. Return and Report of Sale having heretofore been filed in this Court: the plaintiff appearing by her attorney, John S. Severson; the defendant, ~~Willie Pickup, appearing by ~~xxxxxx~~ attorney, ~~xxxxxx~~ and ~~xxxxxx~~~~, the United States of America appearing by the Hon. Whit F. Mauzy, United States District Attorney for the Northern District of Oklahoma, who appeared as well for all restricted Indians, parties to this action, namely, the plaintiff and the defendants Willie Pickup, Emma Pickup, Bettie (or Bessie) Pickup, Susie Pickup and Dick Pickup, and the Court having heard said motion, and having examined said Return of Sale, and being fully advised in the premises, finds: That said United States Marshal, after advertising said land in all particulars as required by law and as provided by the orders of this Court, sold the said land described as follows, to-wit:

The S $\frac{1}{2}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$, and the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$, and the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, of Section 7, Township 21 North, Range 15 East, in Rogers County, Oklahoma,

to Grace Nichols, for the sum of \$320.00, that being the highest and best bid made for said tract of land, and being within the appraised value as fixed by the Commissioners appointed by this Court to appraise the same, and that said sale was made in all particulars as provided by the Orders of this Court and the Statutes, state and federal, in like cases made and provided;

And Now, on this the 28th day of July, 1946, objection being made to the price paid, and said purchaser in open Court agrees to and does raise said bid in the sum of \$100.00, and pays said sum into open Court, and in addition thereto, it being shown to the Court that the purchaser, Grace Nichols, has heretofore advanced the sum of \$50.00, which has been used as costs in the said case, and that she should be entitled to credit therefor, making the total consideration paid by said Grace Nichols the sum of \$470.00; and the Court finds that the sale of said lands should therefore be approved and confirmed to the said purchaser, Grace Nichols, for the said sum of \$470.00, and that distribution of the funds in the hands of the United States Marshal, to-wit: \$320.00 should be paid into the Registry of this Court, and it, together with the further sum above mentioned, after the payment of costs and attorney fees, should be transmitted to the office of the Superintendent of the Five Civilized Tribes, at Muskogee, Oklahoma, O. L. Walker, Special Disbursing Agent, as hereinafter provided.

IT IS, therefore, ORDERED, ADJUDGED and DECREED by the Court that said sale so made by the United States Marshal of the following land in Rogers County, Oklahoma, to-wit:

The S $\frac{1}{2}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$, and the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$, and the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, of Section 7, Township 21 North, Range 15 East,

to Grace Nichols, for the sum of \$470.00, be and the same is in all things approved and confirmed, and made firm and effectual forever, and the said purchaser is hereby subrogated to the rights of all the parties to this action for the protection of her said title.

IT IS ORDERED AND DECREED by the Court that the said United States Marshal make, execute and deliver to said purchaser, Grace Nichols, a proper conveyance conveying the said land to her, as heretofore described and set out, and in accordance with this and previous orders of this Court.

IT IS ORDERED AND DECREED by the Court that the said United States Marshal, Jno. F. Hogan, pay to the Clerk of this Court the entire sum so received from said sale, to wit: the sum of \$320.00, together with the further sum of \$100.00 said interest, to be by said Clerk placed in the Registry of this Court.

IT IS ORDERED AND DECREED by the Court that the Clerk of this Court retain, out of said funds, all court costs incident to this action, including the costs arising in the State court before its removal to this Court, in all the sum of \$111.73.

And it is further ordered that the sum of \$28.00 be paid to the Clerk of this Court.
IT IS ORDERED AND DECREED by the Court that the sum of \$60.00, as reasonable attorney's fees in this case, be allowed A. Lee Mattenfield and John B. Severson and it being known that A. Lee Mattenfield, attorney filing said action in the State court, received from the present purchaser the sum of \$28.00 as advance costs, and the further sum of \$32.00 to be applied on his attorney's fee, which said sums are to be credited on the entire attorney's fee of \$60.00, and that the Clerk pay to the U. S. Marshal his fees and expenses incurred in making said sale.

IT IS ORDERED AND DECREED by the Court that the balance remaining in his hands be remitted to the Honorable J. L. Walker, Special Disbursing Agent, for the Five Civilized Tribes, Muskogee, Oklahoma, by check payable to the Treasurer of the United States, he to distribute the same to the persons entitled to the same as follows, to-wit:

To the plaintiff, Maggie Beaver Pickup, widow, 1/3;
To the defendant, Willie Pickup, 2/15;
To the defendant, Emma Pickup, 2/15;
To the defendant, Bettie (Bessie) Pickup, 2/15;
To the defendant, Susie Pickup, 2/15;
To the defendant, Dick Pickup, 2/15.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court that said United States Marshal file herein his Final Report, conformable to this Order.

W. L. H. H. H. H. H.
United States District Judge,
Northern District of Oklahoma.

O. K. as to form:

W. L. H. H. H. H.
United States Attorney

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

United States of America,

Libelant,

vs.

One 1940 LaSalle Sedan Automobile, Motor
No. 2320907, 69 gallons of intoxicating
liquor, Louise Hattie Pettyjohn nee Louise
Hattie Taylor, husband Lee Pettyjohn, and
H. T. McWilliams, d/b/a Midwest Finance
Company,

Claimants.

No. ¹⁸⁷⁴~~1784~~ Civil.

FILED

JUL 10 1946

ORDER FOR MONITION

Now on this 6 day of August, 1946, it appearing to the Court that the above named automobile described herein as one 1940 LaSalle Sedan, Motor No. 2320907, and the above named sixty-nine (69) gallons of intoxicating liquor, being whiskey, was seized at Miami, Oklahoma County, Oklahoma, in the Northern Judicial District of Oklahoma, and within the jurisdiction of this court, on the 10th day of June, 1946, by Captain Glenn V. Pile, of the Miami Police Department, by virtue of the authority of his office and by said officer placed in the custody of John Taylor, an investigator of the Alcohol Tax Unit, and was held in the possession of G. I. Giles, Investigator in Charge, Bureau of Internal Revenue of the United States of America, by virtue of his said office, and that said 1940 LaSalle Sedan Automobile had been used by Louise Hattie Pettyjohn nee Louise Hattie Taylor and her husband Lee Pettyjohn for the transportation of commercial taxpaid whiskey other than in the course of continuous interstate transportation from a point in the State of Missouri to the City of Miami, State of Oklahoma.

It further appearing that thereupon said property was appraised at more than the sum of \$500.00 whereupon libelant has instituted action herein and requested issuance of monition notifying the claimants, Louise Hattie

Pettyjohn nee Louise Hattie Taylor and Russel Lee Pettyjohn, and H. T. McMillians, d/b/a Midwest Finance Company, and all other interested persons, unless notice thereof be received, of the pendency of such libel action.

IT IS THEREFORE ORDERED that motion issue as prayed for in said libel and that the same be served upon Louise Hattie Pettyjohn nee Louise Hattie Taylor, Russell Lee Pettyjohn, and H. T. McMillians, d/b/a Midwest Finance Company of Oklahoma City, Oklahoma, unless notice thereof be received, and upon any other person that might claim any interest in said automobile and said sixty-nine (69) gallons of intoxicating liquor, requiring them to appear in said court on or before twenty (20) days after personal service thereof and to show cause, if any they have, why said automobile should not be forfeited to libelant under the provisions of the laws of the United States of America.

IT IS FURTHER ORDERED that the United States Marshal for the Northern District of Oklahoma be so directed to detain the above described automobile and said sixty-nine (69) gallons of intoxicating liquor in his possession until further order of this court and to make his return herein as provided by law.

Ray H. Lamm
JUDGE.

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

H. W. PUTNAM, JR., JOHN A. PUTNAM,)
WILLIAM C. PUTNAM and F. N. JONES,)
)
Plaintiffs,)
)
vs.)
)
O. L. CURD, E. R. RABON and)
H. A. SIMON,)
Defendants.)

No. 1643 C-441

FILED
AUG 11 1946

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

DEFAULT JUDGMENT AGAINST DEFENDANT, O. L. CURD,
AND JUDGMENT ON THE SPECIAL VERDICT OF THE JURY
AGAINST DEFENDANTS, E. R. RABON AND H. A. SIMON

NOW on this 6th day of August, 1946, this case having been regularly set for decision on this date, it appears to the Court that defendant, O. L. Curd, has been regularly served with process in this case and has heretofore been duly adjudged to be in default and a proper Affidavit having been filed on behalf of the plaintiffs herein showing that there is now due from defendant, O. L. Curd, to the plaintiffs upon the note sued upon herein, the sum of Fifty-three Thousand, Forty-six and 97/100 (\$53,046.97) Dollars, as principal and interest, accrued to this date and the sum of Five Thousand, Three Hundred Four and 70/100 (\$5,304.70) Dollars as an attorney fee;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that plaintiffs have and recover judgment against defendant, O. L. Curd, for the sum of Fifty-three Thousand, Forty-six and 97/100 (\$53,046.97) Dollars as principal and interest, accrued to this date upon the note sued upon herein and the sum of Five Thousand, Three Hundred Four and 70/100 (\$5,304.70) Dollars as an attorney fee under the provisions of said note; that this judgment for Fifty-three Thousand, Forty-six and 97/100 (\$53,046.97) Dollars bear interest at 6% per annum from this date until paid, and that plaintiffs have and recover judgment against defendant, O. L. Curd, for the costs of this action.

NOW on this 6th day of August, 1946, this case having been regularly set for decision on this date as to the issues between plaintiffs and defendants, E. R. Rabon and H. A. Simon, it appears to the Court that the issues of fact between plaintiffs and defendants, E. R. Rabon and

H. A. Simon, were tried before a jury on June 11th and June 12th, 1946, and that at said trial this Court submitted to the jury certain issues of fact for their determination by a special verdict and the jury having on June 12, 1946, returned their special verdict herein and the Court having taken under advisement until this date the question as to the judgment which should be rendered by the Court upon the special verdict of the jury, finds that plaintiffs are entitled to recover judgment against each of the defendants, E. R. Rabon and H. A. Simon, for the sum of Eighteen Thousand, Five Hundred and No/100 (\$18,500.00) Dollars, with interest at the rate of 6% per annum on this sum of Eighteen Thousand, Five Hundred and No/100 (\$18,500.00) Dollars, from August 20, 1945, until said sum is paid and the costs of this action;

IT IS, THEREFORE, ORDERED, DECREED AND ADJUDGED that plaintiffs have and recover judgment against defendant, E. R. Rabon, for the sum of Eighteen Thousand, Five Hundred and No/100 (\$18,500.00) Dollars, with interest on said sum of Eighteen Thousand, Five Hundred and No/100 (\$18,500.00) Dollars at the rate of 6% per annum from August 20, 1945, until said sum is paid and for the costs of this action.

IT IS, FURTHER ORDERED, DECREED AND ADJUDGED that plaintiffs have and recover judgment against defendant, H. A. Simon, for the sum of Eighteen Thousand, Five Hundred and No/100 (\$18,500.00) Dollars, with interest on said sum of Eighteen Thousand, Five Hundred and No/100 (\$18,500.00) Dollars at the rate of 6% per annum from August 20, 1945, until said sum is paid and for the costs of this action.

Defendants, E. R. Rabon and H. A. Simon, each, ^{excepts and} ~~excepts~~ to the judgment rendered against him.

DONE in open Court this 6th day of August, 1946.

Approved as to Form

Allen Lockwood

Edmund Lashley

Hal F. Harbo

Attorneys for Plaintiffs

B. C. Spillers

B. C. Spillers, Jr.

Attorneys for defendants,

E. R. Rabon and H. A. Simon.

(s) Wayne H. Seway
Judge of the United States
District Court for the Northern
District of Oklahoma.

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

UNITED STATES OF AMERICA,)
)
) Petitioner,)
)
 vs.)
)
) CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,)
) OKLAHOMA, containing approximately)
) 805.40 acres, more or less; and Albert)
) J. Williams, et al.,)
) Defendants.)

CIVIL NO. 1199

FILED
AUG 14 1946

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

H.P. WARFIELD
CLERK OF THE DISTRICT COURT

2 (57 TR 1576)

NOW, on this 8th day of August, 1946, there
coming on for hearing the application of the defendant _____

James Monroe Foust

for an order fixing title, decreeing just compensation and making distri-
bution as to Tract No. 2 (57 TR 1576)
and the Court being fully advised in the premises, finds:

That the defendant James Monroe Foust, was
the owner of the land designated as Tract No. 2 (57 TR 1576)
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 \$399.00 for the
taking of a perpetual flowage easement upon and over
said tract of land; that this Court entered a judgment upon said declaration
of taking filed by the petitioner, thereby vesting in the petitioner, United
States of America, a perpetual flowage easement upon and over said land;
and decreed that the owners and those having any right, title or interest
in and to said land, have and recover just compensation for the taking
of easement.

The Court further finds that the defendant James Monroe Foust, has, 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 \$ 1399.00 which was accepted by the petitioner.

The Court further finds that the sum of \$1399.00 is just compensation for the injuries and damages sustained by said defendant.

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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that the defendant James Monroe Foust, was the owner of the land designated as Tract No. 2 (57 PM 1576) when this proceeding was commenced, and that the sum of \$ 1399.00 is just compensation for the damages sustained by the defendant; and that said defendant is the only person having any right, title or interest in and to said just compensation, except -none-

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

TO: James Monroe Foust, - - - - fee owner of
Tract No. 2 (57 PM 1576) - - - - - 1399.00

OK
J.S.C.

Royce H. Seavey
JUDGE

IN THE UNITED STATES DISTRICT COURT IN
AND FOR THE NORTHERN DISTRICT OF OKLA-
HOMA

THE LINCOLN NATIONAL LIFE
INSURANCE COMPANY,

PLAINTIFF

VS.

NO. 873 EQUITY

EXCHANGE NATIONAL COMPANY,

DEFENDANT.

FILED
OCT 12 1946

O R D E R

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

28 NOW on this *28* day of *June*, A.D. 1946, there came on for hearing before the Honorable Royce H. Savage, Judge of the United States District Court in and for the Northern District of Oklahoma, the Petition of Lyman B. Sharp and Velma Lee Sharp, his wife, praying the Court to appoint a Receiver in the above entitled cause or to permit said petitioners to bring suit against the defendant, Exchange National Company, to quiet title to certain real estate hereinafter described, who claim to be the owners thereof.

The Petitioners appeared by Paul N. Pinkerton, Attorney of Sand Springs, Oklahoma, and the plaintiff appeared by T. Austin Gavin, Esq., and said petition having been presented to the Court, and the Court being fully advised in the premises, finds:

That the Receiver in the above entitled cause has been discharged, but jurisdiction in the above entitled matter has been retained by the Court, but that said jurisdiction retained by the Court should be released to permit petitioners to bring suit against the Exchange National Company in any Court of competent jurisdiction in order to quiet title to the real estate of which plaintiffs claim to be the owners and hereinafter described.

IT IS THEREFORE, BY THE COURT, ORDERED AND ADJUDGED, that the following described real estate, situate in Tulsa County, State of Oklahoma, to-wit:

The West 19 Feet of Lot 18, and the East 2 1/2 Feet of Lot 19, Block 36, Original Town, now City of Sand Springs

be and the same is hereby released from the jurisdiction of this Court and that said Petitioners, Lyman B. Sharp and Velma Lee Sharp, his wife, are permitted to bring suit, if they so desire, to quiet title to said real estate in any Court of competent jurisdiction as against the defendant in the above entitled cause, Exchange National Company, and against the plaintiff, The Lincoln National Life Insurance Company.

W. H. ...
...
...

Royce H. Savage
JUDGE

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

Jennie Downing Shade,
et al.,

Plaintiffs,

vs.

Hollie Warren, et al.,
United States of America,

Defendants.

Intervener.

No. 1785-Civil.

FILED
Clerk of Court
1946

ORDER TAKING COSTS AND DISTRIBUTION THEREOF
ASSENT.

Now on this the 9th day of August, 1946, comes on to be heard the Motion of the plaintiffs to tax costs, said plaintiffs appearing by their attorney, Chas. W. Fennel, and the United States of America appearing by Whit Y. Mauzy, United States District Attorney.

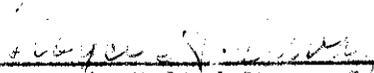
The Court after hearing evidence adduced and being fully advised in the premises finds that the property herein involved in partition was sold for Six Hundred Twenty Five Dollars (\$625.00); that the following costs have been paid by Chas. W. Fennel

Costs advanced in District Court,
Washington County, Oklahoma, \$25.00

and that a reasonable attorney fee for plaintiff herein is the sum of \$62.50; that the Costs and the Marshal's fees for sale should be paid from the sale of said land, together with the above costs, and that after all of said costs have been paid, the residue should be paid to the Treasurer of the United States, to be forwarded by the Court Clerk to the Superintendent of the Five Civilized Tribes for the credit of said parties, as follows, to wit:

Jennie Downing, now Shade	10/31 interest
Hollie Downing, now Warren	2/31 interest
Ollie Downing, now Redbird	2/31 interest
Joseph Downing,	2/31 interest
Lydia Downing, now Davis	2/31 interest
Maggie Downing, now Terling,	2/31 interest
Lula Ray Hair	1/105 interest
Sam R. Hair	1/105 interest
Ollie Ray Hair, a minor, age 10	1/105 interest
Wilson Hair, a minor, age 5	1/105 interest
Winnie (Pearl) Hair, a minor age 3	1/105 interest

IT IS THEREFORE, Considered, ordered, adjudged, and decreed by the Court that the Marshal pay the purchase price into the Office of the Court Clerk and that said Clerk disburse said funds as above set forth and after paying the costs and expenses as herein set out, that the residue be paid to the Treasurer of the United States and forwarded to the Superintendent of the Five Civilized Tribes at Muskogee, Oklahoma, to the credit of each of said parties as aforesaid.



Judge of the United States Court
for the Northern District of
Oklahoma.

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

Jennie Downing Shade,
et al., Plaintiffs,

vs.

No. 1785-Civil.

Mollie Warren, et al., Defendants.

United States of America, Intervener.

FILED
APR 20 1946

ORDER APPROVING MARSHAL'S SALE.

H. R. WATFIELD
MARSHAL

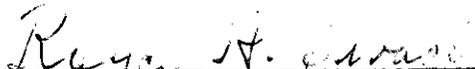
Now on this the 9th day of August, 1946, comes the plaintiffs by their attorney, Chas. W. Pennel, and move the Court to confirm the sale of real estate made by the Marshal for the Northern District of Oklahoma on the 22nd day of July, 1946, to Laton L. Doty, under an order of sale issued out of this Court on the 14th day of June, 1946, of the following described property situated in Washington County, Oklahoma, to wit:

The West Half of the Southwest Quarter of the Northwest Quarter; and the Southeast Quarter of the Southwest Quarter of the Northwest Quarter of Section 28, Township 25 N. Range 13 East,

and the Court having carefully examined the proceedings of said Marshal under said Order of said Sale, is satisfied that the same have been performed in all respects in conformity to law; that due and legal notice of said sale was given by publication for thirty days in the Morning Examiner a newspaper printed in Washington County, and State of Oklahoma, as shown by proof of publication on file herein; that on the day fixed therein, to wit: the 22nd day of July, 1946, said property was sold to Laton L. Doty for the sum of \$625.00, he being the highest and best bidder therefor, and that being more than 2/3 of the appraised value, as fixed by the Commissioners herein. No exceptions being filed or objections made, the Clerk is accordingly directed to make an entry on the Journal of this Court, that the Court is satisfied with the legality of said sale, and that the same should be approved.

IT IS THEREFORE Ordered, adjudged, and decreed by the Court that said sale and the proceedings be and the same are hereby approved and confirmed.

It is further ordered that Jno W. Logan, Marshal for the Northern District of Oklahoma, make and execute to said purchaser at said sale a good and sufficient deed for the premises so sold.



JUDGE OF THE UNITED STATES
DISTRICT COURT.

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

RUBY SELLERS, *Ruby Sellers*)
Plaintiff,)

-vs-

No. 1690 Civil

ALL AMERICAN BUS LINES,)
INC., a corporation,)
Defendant.)

DISMISSAL

Comes now the plaintiff above named and asks the court to dismiss
the above styled and numbered action pending in this court, with prejudice to
the bringing of a future action, at the cost of the defendant.

Dated this 30th day of July, 1946.

Ruby Sellers
Plaintiff

S. A. W. ...

Law, W. ...
Attorneys for Plaintiff

For good cause shown the above styled and numbered action is hereby
dismissed with prejudice to the bringing of a future action, at the cost of the
defendant.

Dated this 12th day of Aug., 1946.

[Signature]
U. S. District Judge

mr
7-19-46

FILED

RECORDED

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

W. A. Miller,

Vs

Plaintiff,

No. 1821 Civil

Mid-Continent Petroleum
Corporation and F.E.Koontz,

Defendants,

O R D E R

Now on this 9th day of August, 1946, matters in the above entitled cause came on for hearing in their regular order, upon the motion of plaintiff to strike the answer of defendant F. B. Koontz, and plaintiff's motion to be allowed to dismiss this cause as to the defendant F. B. Koontz, without prejudice; and the alternative motion of Defendant, Mid-Continent Petroleum Corporation, to dismiss or for more definite statement or bill of particulars, plaintiff being present by his attorney, W. S. Myers, and the defendants being present by their attorney, J. P. Greve; and the court having heard the arguments of counsel and being fully advised in the premises, IT IS HEREBY ORDERED:

1. That plaintiff's motion to strike the answer of the defendant F. B. Koontz be, and the same is hereby denied.

2. That Plaintiff's motion to be permitted to dismiss the above entitled cause, without prejudice, as to the defendant F. B. Koontz, be, and the same is hereby granted and allowed, and that said cause hereby stands dismissed, without prejudice, as to the defendant F. B. Koontz.

3. That the alternative motion of the defendant, Mid-Continent Petroleum Corporation, to dismiss or to make more definite statement or bill of particulars, is hereby overruled and denied, and the cause is hereby given to go on for trial.

FILED
AUG 10 1946

Royce H. Savage
Judge.

form OK
J.P. Greve
W.S. Myers

H. E. WARFIELD
CLERK OF THE DISTRICT COURT

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

ELMER C. SABIN and
LORNA FLORENCE SABIN,

Plaintiffs,

-vs-

THE WILLARD SAVINGS AND LOAN
COMPANY, a corporation,

Defendant,

CIVIL
NO. 1379

FILED
AUG 27 1946

JUDGMENT OF THE COURT

J. P. WARFIELD
CLERK OF DISTRICT COURT

Now, on this 27th day of August, 1946, the above entitled matter came on regularly for hearing upon the motion for Summary Judgment filed herein by the defendant pursuant to Rule 55, and the plaintiff, Elmer C. Sabin, appearing, not, either in person or by attorney, and the plaintiff, Lorna Florence Sabin, appearing in person; and the defendant, The Willard Savings and Loan Company, a corporation, appearing by its attorneys, Elton C. Hunt and W. L. Rayburn; and the objection of the plaintiffs for the hearing to be continued having been denied, the Court proceeds to hear argument of counsel for defendant and of Lorna Florence Sabin, appearing for herself and her co-plaintiff, and the Court having heard argument and having examined the files and records in this cause and being fully advised in the premises, finds: that the motion is well-taken and that summary judgment should be entered for the reason that there are no issues as to any material fact and there is no controverted fact to be submitted to the trial Court, and that the defendant, The Willard Savings and Loan Company,

a corporation, is entitled to have judgment as a matter of law.

IT IS THEREFORE BY THE COURT ORDERED, GRANTED, AD-
JUDGED and DECREED that the Motion for Summary Judgment should be
and the same hereby is sustained, and it is ordered and adjudged
that the plaintiffs take nothing by reason of their complaint
herein, and that all costs be taxed against the plaintiffs.

To all of which relief plaintiffs assent and were granted
an exception.

015
Wilton H. Hand
Atty. for Plaintiff.

Wilton H. Hand
Atty. for Plaintiff.

IN SENATE, FEBRUARY 2, 1940

REPORT OF THE SENATE COMMITTEE ON COMMERCE

LEONOR RO. SACHS and
MRS. EDWARD SACHS,

Plaintiffs,

-vs-

INTERNATIONAL BUSINESS MACHINES
CORPORATION,

Defendant,

FILED
NO. 1679

FILED

JOURNAL ENTRY OF JUDGE LINT

J. P. WARFIELD
CLERK OF THE COURT

Now, on this 28th day of August, 1940, in open court, Martha Williams Sachin asked leave to file "Amendment to Complaint and Making Additional Party Defendant", and the Court being fully advised in the premises and finding that the case is at issue and pending on a Motion for Summary Judgment, and upon consideration of the proposed amendment finds that the same is not proper to be filed and that said application should be denied.

IT IS THEREFORE ORDERED by the Court that the "Amendment to Complaint and Making additional Party Defendant" is not filed.

OK
From B. Hunt
copy for [unclear]

~~George H. [unclear]~~

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

1946

Hattie Long, et al., Plaintiffs,)
-vs-)
Sophia Filer now King, Defendants,)
et al.,)
United States of America, Intervener.)

No. 1684
CIVIL.

Order Approving Commissioners Report
ORDER OF SALE

Now, on this 13 day of Aug, 1946, the above entitled cause comes on to be heard before the undersigned Judge upon the motion of the plaintiffs for an Order to confirm the report of the commissioners, and an Order of Sale of the property. The Court hearing said motion finds that no one has elected to take, and the commissioners have reported that the property cannot be divided in kind without manifest injury to the parties concerned, and have duly appraised said property. The Court further finds said Report of Commissioners is in all things regular and should be by this Court approved, and that an Order of Sale issue.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that said Motion to Confirm the Report of the Commissioners be, and the same is hereby approved, and that the United States Marshal in and for the Northern District of Oklahoma be, and he is hereby ordered to advertise and sell said property to the highest bidder for cash, and for not less than two-thirds of the appraised value.

W. H. K. Savage
JUDGE

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

MARGHETTA C. BROWN,

Plaintiff,

vs.

E. B. PRINCE, THE SALE
PERSON AS MRS. GEORGE W. PRINCE
AND AS EFFIE THOMPSON, ET AL,

Defendants.

No. 1668 Civil

JUDGMENT

This cause came on for trial on its merits before the Court on May 27, 1946, both sides appearing by counsel, and the issues having been duly tried, and, after trial, briefs having been submitted by both sides, and Findings of Fact and Conclusions of Law having been duly made by the Court and filed on August 2, 1946, now therefore

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Judgment be and it hereby is rendered on the merits in favor of the Defendant E. B. Prince, the same person as Mrs. George W. Prince and as Effie Thompson, and that the said Defendant recover from the Plaintiff her costs in the action, and that said Defendant have execution therefor.

DATED THIS 15th DAY OF AUGUST, 1946, AT TULSA, OKLAHOMA.

Royce H. Savage
ROYCE H. SAVAGE,
U. S. DISTRICT JUDGE

FILED

W. P. WAINFIELD
CLERK OF DISTRICT COURT

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 Osage County,
Oklahoma, and Elmer F. Barnett,
et al.,

Respondents.

No. 1762-Civil

FILED
AUG 16 1946

H. P. WARFIELD
CLERK OF DISTRICT COURT

ORDER FIXING TITLE

Now on this 16th day of Aug, 1946, this cause
came on to be heard, pursuant to due notice given, and the Court, having
been fully advised in the premises, finds that the fee simple title, includ-
ing all accretions, relictions and erosions thereto, subject, however, to
existing easements for public roads and highways, public utilities, rail-
roads and pipe lines, and subject also to the reservation of all oil, gas,
coal and other minerals to the Osage Tribe of Indians as to Tracts Nos.
A-1, A-2, A-3, A-4, A-6 and A-7, and a perpetual right and easement for the
construction, maintenance, use and patrol of a road and highway, in, over,
upon and across the lands described as Tracts Nos. A-8, A-9 and A-11, was,
at the time of taking by the petitioner, vested in the persons and parties
as follows, to-wit:

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 ($W\frac{1}{2} W\frac{1}{2} NW\frac{1}{4}$) 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.

George J. McKinley and Trava Dawn McKinley

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.

E. C. Ballendore and Kathleen Ballendore

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° 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° curve, a distance of 1,675', more or less, to a point on the South line of Lot 6, Section 6, said point being 216', 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.

George J. McKinley, Brown and McKinley and James Brown McKinley

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 1050 feet to the point of beginning, being situate in Osage County, Oklahoma, and containing 4.69 acres, more or less.

Elmer F. Barnett and Laura E. Barnett

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° curve to the left whose radius is 890', a distance of 980', more or less, to a point; thence South 120'; thence East 200'; thence South 66'; thence West 120' 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° 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 200', more or less, North of the Southwest corner of the $SE\frac{1}{4} SW\frac{1}{4}$; thence N. 890', more or less, to the point of beginning, situate in Osage County, Oklahoma, and containing 3.53 acres, more or less.

Stanford Pipe Line Company

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the title to the above described real estate and estates therein taken by these proceedings was, at the time of the taking by the petitioner herein vested in the persons hereinabove set out, and said persons are entitled to receive just compensation for the taking of said lands in these proceedings. Such right to receive the just compensation is subject to the paramount lien and payment of any and all taxes due, assessable or payable, of whatever nature.


JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

CIVIL No. 1129

CERTAIN PARCELS OF LAND IN DELAWARE AND
OTTAWA COUNTIES, OKLAHOMA, containing
approximately 100.20 acres, more or less;
and A. J. Nicks, et al.,

Defendants.

J U D G M E N T

NOW, on this 19th day of August, 1946, there comes on for hearing, pursuant to regular assignment, the application of the petitioner herein for a judgment approving the commissioners' report heretofore filed in this proceeding, and accepted offers of sale as to the real estate hereinafter specifically described.

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

1. Each and all of the allegations of said petition for condemnation are true, and the United States of America is entitled to acquire property by eminent domain for the uses and purposes therein set forth.
2. The said petition for condemnation was filed at the request of the Secretary of the Interior, the person duly authorized by law to acquire the estate in the lands described in said document, for the purposes therein set forth, and at the direction of the Attorney General of the United States, the person authorized by law to direct the institution of such proceeding.
3. In said petition for condemnation, a statement of the authority under which, and the public use for which the estate in said lands was taken, was set forth.
4. A proper description of the lands sufficient for the identification thereof is set out in said petition for condemnation, and a statement

of the estate or interest in said lands taken for said public use is set out therein.

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

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

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

6. The Court finds that the commissioners appointed herein to appraise and fix the damages occasioned by the taking of the estate in the lands involved in this proceeding, duly qualified on the 27th day of December, 1944, by taking and filing herein their oath of office as such, and said duly qualified commissioners, after inspection of the premises and consideration of the damages sustained occasioned by the taking of said estate, filed their report herein on the 30th day of December, 1944, wherein they fixed the fair cash market value of the estate taken, and all damages to the remainder, if any, as to the land more particularly designated and described as follows, to-wit:

TRACT NO. 1 (30 FW 924)

Flowage Easement

All that part of Lot 7, less the NW one-quarter acre thereof, in Sec. 18, T 25 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 3.5 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$112.50

TRACT NO. 2 (30 FW 925)

Flowage Easement

All that part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 18, T 25 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Delaware County, Oklahoma, lying below elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.1 acres.

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

TRACT NO. 3 (30 FW 997)

Flowage Easement

All that part of Lot 4, and all that part of Lot 5 in Sec. 24, T 25 N, R 23 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 7.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$325.00

TRACT NO. 4 (30 FW 998)

Flowage Easement

All that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 24, T 25 N, R 23 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.2 acres.

(Compensation fixed by stipulation as hereinafter set forth)

TRACT NO. 5 (30 - FW-999)

Flowage Easement

All that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, and all that part of Lot 7 in Sec. 24, T 25 N, R 23 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 2.0 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (SEPARATE EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 60.00

TRACT NO. 6 (30 - FW-1000)

Flowage Easement

All that part of Lot 3, and all that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of Lot 8, in Sec. 24, T 25 N, R 23 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 7.8 acres.

(Separate judgment entered)

TRACT NO. 7 (30 - FW-1001)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 24, T 25 N, R 23 E, and all that part of Lot 2 in Sec. 19, T 25 N, R 24 E, all situated in the Seneca Survey, in Delaware County, Oklahoma, and described with reference to the Indian Base and Meridian, lying below Elev. 758 Sea Level Datum, except that portion on which the Grand River Dam Authority has the right of flowage, containing approximately 0.6 acre.

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

TRACT NO. 8 (30 - FW-1002)

Flowage Easement

All that part of Lot 1, and all that part of Lot 2, in Sec. 24, T 25 N, R 23 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, particularly described as follows, to-wit:

Beginning at a point on the south boundary of said Lot 2, 385.3 feet west of the SE corner thereof,
thence N 25° 49.5' W 1.4 feet; thence N 12° 50' W 149.4 feet;
thence N 66° 13.5' E 123.4 feet; thence S 86° 07.5' E 160.2 feet;
thence N 69° 16.5' E 300.6 feet; thence S 79° 14' E 192.7 feet;
thence S 67° 02' E 179.0 feet; thence N 83° 14' E 248.0 feet;
thence N 88° 36' E 212.3 feet; thence S 37° 23' E 217.0 feet;

(Tract No. 8 Continued)

thence N 91° 39' E 77.0 feet; thence S 60° 53' E 162.7 feet;
thence N 78° 45' E 23.8 feet to a point in the east boundary
of said Lot 1;
thence southerly along said east boundary a distance of 7.0
feet to the SE corner of said Lot 1;
thence westerly along the south boundary of said Lot 1 and Lot
2 a distance of 1696.2 feet to the point of beginning, lying
below Elev. 758 Sea Level Datum, containing approximately 1.9 acres.

(Compensation fixed by stipulation as hereinafter set forth)

TRACT NO. 9 (30 - FW-1004)

Flowage Easement

All that part of Lot 1 in Sec. 19, T 25 N, R 24 E of the Indian
Base and Meridian, Seneca Survey, in Delaware County, Oklahoma,
lying below Elev. 758 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, \$ 9.60

TRACT NO. 10 (30 - FW-1005)

Flowage Easement

All that part of Lot 1, and all that part of Lot 2, Sec. 24,
T 25 N, R 23 E of the Indian Base and Meridian, Seneca Survey, in
Delaware County, Oklahoma, particularly described as follows, to-
wit:

Beginning at a point on the east boundary of said Lot 1, 114.8
feet north of the SE corner thereof,
thence N 87° 38' W 25.3 feet; thence N 60° 05.5' W 58.5 feet;
thence N 25° 55' W 93.1 feet; thence N 23° 25' W 134.7 feet;
thence S 74° 06' W 70.0 feet; thence S 88° 15' W 49.9 feet;
thence N 79° 13' W 239.9 feet; thence S 74° 30' W 158.8 feet;
thence N 67° 37.5' W 156.4 feet; thence N 46° 23.5' W 86.6 feet;
thence N 14° 33' W 129.5 feet; thence S 65° 07.5' W 51.2 feet;
thence N 88° 04.5' W 117.8 feet; thence N 87° 09' W 153.0 feet;
thence S 73° 01.5' W 100.9 feet; thence S 70° 57' W 79.5 feet;
thence N 50° 39' E 90.8 feet; thence N 55° 28' E 311.0 feet;
thence N 45° 44' E 432.1 feet; thence N 57° 29' E 169.2 feet;
thence S 63° 19' E 93.2 feet; thence S 75° 22' E 151.8 feet;
thence S 74° 55' E 102.2 feet; thence N 11° 57' E 66.6 feet;
thence N 67° 21' E 111.2 feet; thence N 10° 31' W 42.6 feet;
thence N 13° 20' E 44.8 feet; thence S 75° 41' W 160.3 feet;
thence N 76° 43' W 109.3 feet; thence N 36° 58' W 128.3 feet;
thence N 42° 17' W 10.0 feet to a point in the north boundary
of said Lot 1;
thence easterly along said north boundary a distance of 551.5
feet to the northeast corner of said Lot 1;
thence southerly along the east boundary of said Lot 1 a distance
of 1213.8 feet to the point of beginning,

lying below Elev. 758 Sea Level Datum, containing approximately
1.5 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL
EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 67.50

TRACT NO. 11 (30 - FW-1006)

Flowage Easement

All that part of Lot 1 in Sec. 13, T 25 N, R 23 E of the Indian Base and Meridian, Seneca Survey, in Delaware 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. 12 (30 - FW-1007)

Flowage Easement

All that part of the $W\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, and all that part of Lot 3, and all that part of Lot 4 in Sec. 18, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 4.5 acres.

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

TRACT NO. 13 (30 - FW-1008)

Flowage Easement

All that part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, and all that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 18, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.9 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 34.80

TRACT NO. 14 (30 - FW-1009)

Flowage Easement

All that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, and all that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the S $\frac{1}{2}$ SE $\frac{1}{2}$ of Sec. 18, and all that part of the NE $\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 19, all in T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 3.2 acres.

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

TRACT NO. 15 (30 - FW-1010)

Flowage Easement

All that part of Lot 2, and all that part of the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 18, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 5.9 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 55.50

TRACT NO. 16 (30 - FW-1011)

Flowage Easement

All that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 18, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.5 acre.

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

TRACT NO. 17 (30 - FW-1014)

Flowage Easement

All that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 18, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware 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, \$ 3.00

TRACT NO. 18 (30 - FW-1016)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 18, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware 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, \$ 3.00

TRACT NO. 19 (30 - FW-1016)

Flowage Easement

All that part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 17, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.5 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 3.00

TRACT NO. 20 (30 - FW-1017)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, and all that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.2 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 17.00

TRACT NO. 21 (30 - FW-1018)

Flowage Easement

All that part of the NE $\frac{1}{4}$ S $\frac{1}{4}$ of Sec. 17, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 3.2 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 48.00

TRACT NO. 22 (30 - FW-1019)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 17, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware 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, \$ 1.00

TRACT NO. 23 (30 - FW-1020)

Flowage Easement

All that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, and all that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 17, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.2 acres.

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

TRACT NO. 24 (30 - FW-1021)

Flowage Easement

All that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 17, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 1.7 acres.

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

TRACT NO. 25 (30 - FW-1028)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 17, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, containing approximately 3.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, If any, \$ 225.00

TRACT NO. 26 (31 - FW-926)

Flowage Easement

All that part of the east 22.30 acres of Lot 10 in Sec. 7, T 25 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Delaware 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, \$ 27.00

TRACT NO. 27 (31 - FW-927)

Flowage Easement

All that part of the west 20.0 acres of Lot 10, and all that part of the east 20.0 acres of Lot 9, and all that part of the south 20.0 acres of Lot 6, all that part of Lot 8, all that part of Lot 7 in Sec. 7, T 25 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.6 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, If any, \$ 52.00

TRACT NO. 28 (31 - FW-930)

Flowage Easement

All that part of Lots 1 to 7 inclusive, and all that part of Lot 10 in Block 1 in the original Townsite of Lakeport, situated in the North 17.9 acres of Lot 6 in Sec. 7, T 25 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, containing approximately 0.6 acre.

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

TRACT NO. 29 (31 - FW-931)

Flowage Easement

All that part of Lot 4 in Block A in the Townsite of the First Addition to Lakeport, situated in Lot 5 in Sec. 7, T 25 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, containing less than 0.1 acre.

TOTAL FARM CASH MARKET VALUE OF THIS ESTATE UNDER (CONSTITUTIONAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 10.00

TRACT NO. 30 (31 - FW-932)

Flowage Easement

All that part of Lot 3 in Block A in the Townsite of the First Addition to Lakeport, situated in Lot 5 of Sec. 7, T 25 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, containing less than 0.1 acre.

TOTAL FARM CASH MARKET VALUE OF THIS ESTATE UNDER (CONSTITUTIONAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 5.00

TRACT NO. 31 (31 - FW-933)

Flowage Easement

All that part of Lot 2 in Block A in the Townsite of the First Addition to Lakeport, situated in Lot 5 in Sec. 7, T 25 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, containing less than 0.1 acre.

TOTAL FARM CASH MARKET VALUE OF THIS ESTATE UNDER (CONSTITUTIONAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 5.00

TRACT NO. 32 (31 - FW-934)

Flowage Easement

All that part of Lot 1 in Block A in the Townsite of the First Addition to Lakeport, situated in Lot 5 in Sec. 7, T 25 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, containing approximately 0.1 acre.

TOTAL FARM CASH MARKET VALUE OF THIS ESTATE UNDER (CONSTITUTIONAL EASEMENT) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 10.00

TRACT NO. 33 (31 - FW-935)

Flowage Easement

All that part of Lot 5 in Sec. 7, T 25 N, R 24 E of the Indian Base and Meridian, Cherokee Survey, in Delaware County, Oklahoma, particularly described as follows, to-wit:

Beginning at the NW corner of Lot 5, thence southerly along the west boundary of said Lot 5 a distance of 658.3 feet;
thence S 56° 56' E 488.9 feet; thence N 3° 30' W 100 feet;
thence N 70° 50' W 77.0 feet; thence N 47° 42' W 116.0 feet;
thence N 53° 26' E 279.8 feet; thence S 76° 50' E 178.0 feet;
thence S 60° 40' E 273.4 feet; thence S 82° 50' E 131.3 feet;
thence N 31° 35' W 129.1 feet; thence N 27° 15' W 212.7 feet;
thence N 23° 50' W 205.6 feet; thence N 22° 26' W 253.0 feet;
thence N 22° 28' W 3.4 feet to a point in the north boundary of Lot 5;

thence westerly along said north boundary a distance of 201.1 feet to the point of beginning, lying below Elev. 758 Sea Level Datum, containing approximately 0.3 acres

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

TRACT NO. 34 (31 - FW-1012)

Flowage Easement

All that part of the E½ SW¼ of Sec. 7, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.0 acres.

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

TRACT NO. 35 (31 - FW-1013)

Flowage Easement

All that part of the SW¼ SE¼, and all that part of the SW¼ NW¼ SE¼ of Sec. 7, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware 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, \$ 2.50

TRACT NO. 36 (31 - FW-1022)

Flowage Easement

All that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 8, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware 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 3.7 acres.

TOTAL FAIR CASH MARKET VALUE OF THIS ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THIS REMAINDER, IF ANY, \$ 25.90

TRACT NO. 37 (31 - FW-1023)

Flowage Easement

All that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ less the north 744 feet thereof, in Sec. 8, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 3.6 acres.

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

TRACT NO. 38 (31 - FW-1150 Rev)

Flowage Easement

All that part of the E $\frac{1}{2}$ NW $\frac{1}{4}$, and 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 $\frac{1}{4}$ in Sec. 8, T 25 N, R 24 E, Seneca Survey, in Delaware County, Oklahoma, and all that part of the S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$, and all that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ in 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, except that portion owned by the Grand River Dam Authority, containing approximately 6.8 acres.

TOTAL FAIR CASH MARKET VALUE OF THIS ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THIS REMAINDER, IF ANY, \$ 90.40

TRACT NO. 39 (31 - FW-1161)

Flowage Easement

All that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 8, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware 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 THIS ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THIS REMAINDER, IF ANY, \$ 4.25

TRACT NO. 40 (31 - FW-1152)

Flowage Easement

All that part of the NW $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 8, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 0.1 acre.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO BE REPAIRED, IF ANY, 3.10

TRACT NO. 41 (31 - FW-1153)

Flowage Easement

All that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 8, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 6.9 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO BE REPAIRED, IF ANY, 270.20

TRACT NO. 42 (31 - FW-1154)

Flowage Easement

All that part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 8, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, containing approximately 1.9 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO BE REPAIRED, IF ANY, 15.20

TRACT NO. 43 (31 - FW-1155)

Flowage Easement

All that part of the E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 7, T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 5.1 acres.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO BE REPAIRED, IF ANY, 4751.50

TRACT NO. 44 (31 - FY-1156)

Flowage Easement

All that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 7,
T 25 N, R 24 E of the Indian Base and Meridian, Seneca Survey,
in Delaware County, Oklahoma, lying below Elev. 758 Sea Level
Datum, except that portion owned by the Grand River Dam Authority,
containing approximately 6.3 acres.

TOTAL FLOWAGE EASEMENT VALUE (APPROXIMATE)
BASED ON THE FLOWAGE RATE TO THE GRAND RIVER DAM, \$ 50.40

TOTAL, \$3,160.20

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, and that said report of commissioners filed herein should be confirmed and approved in every respect, as to the tracts above particularly described.

8. The Court finds that the petitioner and the owners entered into agreements and stipulations in the form of accepted offers of sale as to the just compensation to be paid for the estate taken in the land in these proceedings, and more particularly designated and described as follows, to-wit:

TRACT NO. 4 (30 - FW-998)

Flowage Easement

All that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 24, T 25 N, R 23 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, lying below Elev. 758 Sea Level Datum, except that portion owned by the Grand River Dam Authority, containing approximately 2.2 acres.

STIPULATED TOTAL FAIR CASH MARKET VALUE OF THE ESTATE
TAKEN (PERPETUAL EASEMENT) AND ALL DAMAGES TO THE
REMAINDER, IF ANY, \$176.40

TRACT NO. 8 (30 - FW-1002)

Flowage Easement

All that part of Lot 1, and all that part of Lot 2, in Sec. 24, T 25 N, R 23 E of the Indian Base and Meridian, Seneca Survey, in Delaware County, Oklahoma, particularly described as follows, to-wit:

Beginning at a point on the south boundary of said Lot 2, 385.3 feet west of the SE corner thereof, thence N 25° 49.5' W 1.4 feet; thence N 12° 50' W 149.4 feet; thence N 60° 13.5' E 123.4 feet; thence S 86° 07.5' E 166.2 feet; thence N 89° 15.5' E 300.6 feet; thence S 79° 14' E 192.7 feet; thence S 67° 02' E 179.0 feet; thence E 83° 14' E 248.0 feet; thence N 86° 36' E 212.3 feet; thence S 37° 23' E 217.0 feet; thence N 51° 39' E 77.0 feet; thence S 60° 53' E 162.7 feet; thence E 78° 46' E 23.8 feet to a point in the east boundary of said Lot 1; thence southerly along said east boundary a distance of 7.0 feet to the SE corner of said Lot 1; thence westerly along the south boundary of said Lot 1 and Lot 2 a distance of 1696.2 feet to the point of beginning, lying below Elev. 758 Sea Level Datum, containing approximately 1.9 acres.

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

TOTAL, \$199.20

and that said stipulations, agreements and accepted offers of sale entered into between the petitioner and the owners of said tracts are in all respects regular and should be confirmed and approved in every respect, and said sums as set out in the aforementioned accepted offers of sale are just compensation for the estate taken.

The Court further finds that the just compensation for the estate taken herein for the tracts herein designated, as fixed by the report of commissioners and by the accepted offers of sale hereinabove set forth, is final just compensation in the total amount of \$3,359.40.

9. That the United States of America did, on the 3rd day of January, 1944, file its Declaration of Taking herein, and paid to the Clerk of this Court for the uses and benefit of the owners and persons entitled thereto, the following sums, to-wit:

TRACT NO. 1 (30 - FW-924)	\$112.50
TRACT NO. 2 (30 - FW-925)	51.50
TRACT NO. 3 (30 - FW-997)	155.20
TRACT NO. 4 (30 - FW-998)	176.40
TRACT NO. 5 (30 - FW-999)	43.20
TRACT NO. 7 (30 - FW-1001)	50.00
TRACT NO. 8 (30 - FW-1002)	22.80
TRACT NO. 9 (30 - FW-1004)	9.00
TRACT NO. 10 (30 - FW-1005)	37.50
TRACT NO. 11 (30 - FW-1006)	1.25
TRACT NO. 12 (30 - FW-1007)	54.00
TRACT NO. 13 (30 - FW-1008)	34.80
TRACT NO. 14 (30 - FW-1009)	100.00
TRACT NO. 15 (30 - FW-1010)	70.80
TRACT NO. 16 (30 - FW-1011)	6.00
TRACT NO. 17 (30 - FW-1014)	2.50
TRACT NO. 18 (30 - FW-1015)	1.50
TRACT NO. 18 (30 - FW-1016)	3.00
TRACT NO. 20 (30 - FW-1017)	17.60
TRACT NO. 21 (30 - FW-1018)	25.60

TRACT NO. 22 (30 - FW-1019)	\$ 1.00
TRACT NO. 23 (30 - FW-1020)	14.40
TRACT NO. 24 (30 - FW-1021)	11.90
TRACT NO. 25 (30 - FW-1028)	223.00
TRACT NO. 26 (31 - FW-926)	16.00
TRACT NO. 27 (31 - FW-927)	31.20
TRACT NO. 28 (31 - FW-930)	50.00
TRACT NO. 29 (31 - FW-931)	5.00
TRACT NO. 30 (31 - FW-932)	5.00
TRACT NO. 31 (31 - FW-933)	3.00
TRACT NO. 32 (31 - FW-934)	3.00
TRACT NO. 33 (31 - FW-935)	7.50
TRACT NO. 34 (31 - FW-1012)	54.00
TRACT NO. 35 (31 - FW-1013)	2.50
TRACT NO. 36 (31 - FW-1022)	25.90
TRACT NO. 37 (31 - FW-1023)	262.20
TRACT NO. 38 (31 - FW-1150 Rev.)	50.40
TRACT NO. 39 (31 - FW-1151)	4.25
TRACT NO. 40 (31 - FW-1152)	3.10
TRACT NO. 41 (31 - FW-1153)	270.20
TRACT NO. 42 (31 - FW-1154)	15.20
TRACT NO. 43 (31 - FW-1155)	751.80
TRACT NO. 44 (31 - FW-1156)	50.40
TOTAL,	\$2,848.40

10. The Court having fully considered the petition for condemnation, the Declaration of Taking, and all proceedings had herein, and the provisions of the Act of August 1, 1888, 25 Stat. 357 (40 U. S. C. Sec. 257); the Act of February 26, 1931, 46 Stat. 1421 (40 U. S. C. Secs. 258(a) to 258(e)); Title II of the Act of June 16, 1933, 48 Stat. 200-203 (40 U. S. C. Secs. 401-403) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (16 U. S. C. Sec. 809); Executive Order No. 5944, dated November 19, 1941; Title II of the Act of March 27, 1942, 56 Stat. 177 (50 U. S. C. 171(a)); Executive Order No. 9366, dated July 30, 1943; and Executive Order

No. 2372, dated August 30, 1943, is of the opinion that the United States of America was and is entitled to take said property and have the title to the estate therein taken vested in it, and that the alleged public purpose and use, as set out in said petition for condemnation, is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purport of the above designated Acts of Congress.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the report of commissioners filed herein in 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 (30 - FW-924)	\$112.50
TRACT NO. 2 (30 - FW-925)	42.00
TRACT NO. 3 (30 - FW-997)	225.00
TRACT NO. 5 (30 - FW-999)	30.00
TRACT NO. 7 (30 - FW-1001)	50.00
TRACT NO. 9 (30 - FW-1004)	9.60
TRACT NO. 10 (30 - FW-1005)	67.50
TRACT NO. 11 (30 - FW-1006)	1.25
TRACT NO. 12 (30 - FW-1007)	54.00
TRACT NO. 13 (30 - FW-1008)	34.80
TRACT NO. 14 (30 - FW-1009)	100.00
TRACT NO. 15 (30 - FW-1010)	83.50
TRACT NO. 16 (30 - FW-1011)	6.00
TRACT NO. 17 (30 - FW-1014)	3.00
TRACT NO. 18 (30 - FW-1015)	3.00
TRACT NO. 19 (30 - FW-1016)	3.00
TRACT NO. 20 (30 - FW-1017)	17.50
TRACT NO. 21 (30 - FW-1018)	43.00
TRACT NO. 22 (30 - FW-1019)	1.00
TRACT NO. 23 (30 - FW-1020)	75.00
TRACT NO. 24 (30 - FW-1021)	50.00
TRACT NO. 25 (30 - FW-1022)	225.00

TRACT NO. 26 (31 - FW-926)	\$ 27.00
TRACT NO. 27 (31 - FW-927)	52.00
TRACT NO. 28 (31 - FW-930)	180.00
TRACT NO. 29 (31 - FW-931)	10.00
TRACT NO. 30 (31 - FW-932)	3.00
TRACT NO. 31 (31 - FW-933)	3.00
TRACT NO. 32 (31 - FW-934)	10.00
TRACT NO. 33 (31 - FW-936)	25.00
TRACT NO. 34 (31 - FW-1012)	50.00
TRACT NO. 35 (31 - FW-1013)	2.50
TRACT NO. 36 (31 - FW-1022)	25.90
TRACT NO. 37 (31 - FW-1023)	250.00
TRACT NO. 38 (31 - FW-1150 Rev.)	50.40
TRACT NO. 39 (31 - FW-1151)	4.25
TRACT NO. 40 (31 - FW-1152)	3.10
TRACT NO. 41 (31 - FW-1153)	270.20
TRACT NO. 42 (31 - FW-1154)	15.20
TRACT NO. 43 (31 - FW-1155)	751.50
TRACT NO. 44 (31 - FW-1156)	50.40
TOTAL,	\$3,130.20

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the offers of sale made by the owners and accepted by the petitioner are hereby confirmed and approved in all respects, and the sums of money set forth therein to be paid in full and just compensation for the estate taken in said tracts of land and the sums of money are set forth, as follows, to-wit:

TRACT NO. 4 (30 - FW-996)	\$176.40
TRACT NO. 3 (30 - FW-1002)	22.80
TOTAL,	\$199.20

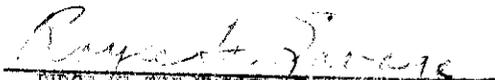
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is a perpetual easement upon and over said lands to inundate, submerge and flow, and to enter upon said lands from time to time in the performance of said

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 3rd day of January, 1944, upon the filing of a Declaration of Taking and depositing the sum of \$2,948.40 with the Registry of this Court, 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 hereinbefore 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, in the total sum of \$3,359.40, 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, United States of America, pay into the registry of this court the sum of \$511.00, said sum being the deficiency between the sum of \$3,359.40, the just compensation herein fixed, and the amount deposited with the Declaration of Taking, as the estimated just compensation for said taking, in the sum of \$2,948.40.


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