

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 JESSIE DAVIS, et al.,

Defendants.

CIVIL NO. 1650

FILED

JAN 5 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER APPOINTING COMMISSIONERS

NOW, on this 5th day of January, 1948, the above cause came on regularly for hearing upon the petition of the United States of America for an order appointing commissioners, and it appearing to the Court that the United States of America has the power and authority to acquire, by eminent domain, the lands hereinafter described and the acquisition of said lands is necessary for the completion, management, operation and maintenance of the Grand River Dam (Pensacola) Project in Oklahoma.

The Court finds that, pursuant to the Act of August 1, 1888, 25 Stat. 357 (U. S. C. Title 40, Sec. 257); the Act of February 26, 1931, 46 Stat. 1421 (U. S. C. Title 40, Secs. 258 (a) to 258 (e)); Title II of the Act of June 16, 1933, 48 Stat. 200-203 (U. S. C. Title 40, Sec. 401-403) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (U. S. C. Title 16, Sec. 809); Title II of the Act of March 27, 1942, 56 Stat. 177 (50 U. S. C. 171 (a)); Executive Order No. 8944, dated November 19, 1941; Executive Order No. 9366, dated July 30, 1943; and Executive Order No. 9373, dated August 30, 1943, the Secretary of the Interior of the United States of America is authorized to acquire in the name of the United States of America title to all lands and interests in lands necessary for the completion and full utilization of the Grand River Dam (Pensacola) Project.

That, pursuant to and by virtue of said authority, the Secretary of the Interior has duly selected for acquisition by the United States, for said

public purposes, a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures for the transmission of electric current, together with the perpetual easement and right to cut down, remove, or trim any trees that may interfere with or endanger said transmission line or lines or the maintenance or operation thereof, together with the perpetual easement, right and privilege to set the necessary guy and brace poles and anchors, and to attach all necessary guy wires thereto, upon, over and across the lands situate, lying and being in the County of Ottawa, in the Northern District of Oklahoma, and within the jurisdiction of this Court, and more particularly described by courses and distances as follows:

TRACT NO. 1 (312 - 1)

Perpetual Easement

A strip of land 100 feet in width in the NE $\frac{1}{4}$ of Sec. 20, T 28 N, R 23 East of the Indian Base and Meridian, Peoria Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the NE $\frac{1}{4}$ 100 feet North and 50 feet East of the SW corner thereof; thence Northerly to a point in the North boundary of said NE $\frac{1}{4}$ 50 feet East of the NW corner thereof.

TRACT NO. 2 (312 - 2)

Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 17, T 28 N, R 23 East of the Indian Base and Meridian, Peoria Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ 50 feet East of the SW corner thereof; thence Northerly to a point in the North boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ 50 feet East of the NW corner thereof.

TRACT NO. 3 (312 - 3)

Perpetual Easement

A strip of land 100 feet in width in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 17, T 28 N, R 23 East of the Indian Base and Meridian, Peoria Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ 50 feet East of the SW corner thereof; thence Northerly to a point in the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ 50 feet East of the NW corner thereof.

TRACT NO. 4 (312 - 4)

Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 17, T 28 N, R 23 East of the Indian Base and Meridian, Peoria Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ 50 feet East of the SW corner thereof; thence Northerly to a point in the North boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ 61 feet East of the NW corner thereof.

TRACT NO. 5 (312 - 5)

Perpetual Easement

A strip of land 100 feet in width in the W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 17, T 28 N, R 23 East of the Indian Base and Meridian, Peoria Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ 61 feet East of the SW corner thereof; thence Northerly to a point 272 feet South and 56 feet East of the NW corner thereof; thence Northerly to a point in the North boundary of said W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ and 72 feet East of the NW corner thereof.

TRACT NO. 6 (312 - 6)

Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 8, T 28 N, R 23 East of the Indian Base and Meridian, Peoria Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ 72 feet East of the SW corner thereof; thence Northerly to a point in the North boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ 128 feet East of the NW corner thereof.

TRACT NO. 7 (312 - 7)

Perpetual Easement

A strip of land 100 feet in width in Lot 7 in Sec. 8, T 28 N, R 23 East of the Indian Base and Meridian, Peoria Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said Lot 7, 128 feet East of the SW corner thereof; thence Northerly to a point in the North boundary of said Lot 7, 152 feet East of the NW corner thereof.

TRACT NO. 8 (312 - 8)

Perpetual Easement

A strip of land 100 feet in width in Lot 2 in Sec. 8, T 28 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said Lot 2, 152 feet East of the SW corner thereof; thence Northerly to a point in the North boundary of said Lot 2 162 feet East of the NW corner thereof.

TRACT NO. 9 (312 - 9)

Perpetual Easement

A strip of land 100 feet in width in the NE $\frac{1}{4}$ of Sec. 8, T 28 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said NE $\frac{1}{4}$ 162 feet East of the SW corner thereof; thence Northerly to a point 51.4 feet South and 206 feet East of the NW corner thereof; thence Northwesterly to a point in the North boundary of said NE $\frac{1}{4}$ 140 feet East of the NW corner thereof.

TRACT NO. 10 (312 - 10)

Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{2}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 5, T 28 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said W $\frac{1}{2}$ SE $\frac{1}{4}$ 140 feet East of the SW corner thereof; thence Northwesterly to a point in the West boundary of said SW $\frac{1}{2}$ 453 feet South of the NW corner thereof.

TRACT NO. 11 (312 - 11)

Perpetual Easement

A strip of land 100 feet in width in the NE $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 6, T 28 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the East boundary of said NE $\frac{1}{2}$ SE $\frac{1}{4}$ 453 feet South of the NE corner thereof; thence Northwesterly to a point 132 feet South and 408 feet West of the NE corner thereof; thence Northerly to a point in the North boundary 408 feet West of the NE corner thereof.

TRACT NO. 12 (312 - 12)

Perpetual Easement

A strip of land 100 feet in width in the E $\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 6, T 28 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said E $\frac{1}{2}$ NE $\frac{1}{4}$ 408 feet West of the SE corner thereof; thence Northerly to a point in the North boundary of said E $\frac{1}{2}$ NE $\frac{1}{4}$ 415 feet West of the Northeast corner thereof.

together with the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over and across any street, alley, highway, or other right of way now existing or hereafter established on or across said lands or adjoining the same or adjacent thereto; and the entire fee simple title in and to the following described land, to-wit:

TRACT NO. 13 (219 - 1)

Substation Site

Fee Title

A piece of land in the SW $\frac{1}{4}$ of Section 31, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, Ottawa County, Oklahoma, more particularly described as follows, to-wit:

Beginning at a point in the South boundary of said SW $\frac{1}{4}$ 1,532 feet East of the SW corner thereof; thence North a distance of 217.8 feet; thence East a distance of 100 feet; thence South a distance of 217.8 feet to a point in the South boundary of said SW $\frac{1}{4}$; thence West along the South boundary of said SW $\frac{1}{4}$ a distance of 100 feet to the point of beginning, containing approximately 0.5 acre.

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

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

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

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

Kenneth Leroux of Delva County, Oklahoma,
Maurice A. Lettina of Delva County, Oklahoma,
and Tom G. Grant of Delva County, Oklahoma,

each a disinterested freeholder of the Northern District of Oklahoma and not interested in any like question be, and they are hereby, selected by the Judge of this Court from the regular jury list of names in this Court and are appointed as commissioners to inspect said tracts of land as hereinabove described and consider the injury and assess the damages said defendants, as the owners thereof or having any right, title or interest therein, will sustain by reason of the condemnation and appropriation of a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures for the transmission of electric current, together with the perpetual easement and right to cut down, remove and trim any trees that may interfere with or endanger said transmission line or lines, or the maintenance and operation thereof, together with the perpetual easement to set the necessary guy and brace poles and anchors and to attach all of the necessary guy wires thereto, upon, over and across said tracts of land by the petitioner, together with the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over and across any street, alley, highway, or other right of way now existing or hereafter established on or across said lands or adjoining the same or adjacent thereto; and the fair cash market value of Tract No. 13 (219 - 1) and the damage to the remainder of said tract, if any, irrespective of any benefits from improvements proposed, and said commissioners shall forthwith report in writing to the Clerk of this Court, setting forth the quantity and boundaries of said tracts, and assessing the injury and damages to the owners thereof.

IT IS FURTHER ORDERED that the United States Marshal for the Northern District of Oklahoma be, and he is hereby, directed to summons forthwith each of said commissioners, and that said commissioners report at the ^{office of the Clerk} ~~office of the Clerk~~ of the United States District Court, in the Federal Building in the City of ~~Tulsa~~ ^{Tulsa}, Oklahoma, in the Northern District of Oklahoma, on the 12th day of January, 1948, at 10:00 o'clock A.M., for the purpose of taking the oath of office and for the performance of their duties.

JUDGE OF THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA; and MANIE McFERRON, et al.,

Defendants.

CIVIL NO. 1721

FILED

JAN 5 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER APPOINTING COMMISSIONERS

NOW, on this 5th day of January, 1948, the above cause came on regularly for hearing upon the petition of the United States of America for an order appointing commissioners, and it appearing to the Court that the United States of America has the power and authority to acquire, by eminent domain, the lands hereinafter described and the acquisition of said lands is necessary for the completion, management, operation and maintenance of the Grand River Dam (Pensacola) Project in Oklahoma.

The Court finds that, pursuant to the Act of August 1, 1888, 25 Stat. 357 (U. S. C. Title 40, Sec. 257); the Act of February 26, 1931, 46 Stat. 1421 (U. S. C. Title 40, Secs. 258 (a) to 258 (e)); Title II of the Act of June 16, 1933, 48 Stat. 200-203 (U. S. C. Title 40, Sec. 401-403) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (U. S. C. Title 16, Sec. 809); Executive Order No. 8944, dated November 19, 1941; Executive Order No. 9366, dated July 30, 1943; and Executive Order No. 9373, dated August 30, 1943, the Secretary of the Interior of the United States of America is authorized to acquire in the name of the United States of America title to all lands and interests in lands necessary for the completion and full utilization of the Grand River Dam (Pensacola) Project.

That, pursuant to and by virtue of said authority, the Secretary of the Interior has duly selected for acquisition by the United States, for said

public purposes, a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures for the transmission of electric current, together with the perpetual easement and right to cut down, remove, or trim any trees that may interfere with or endanger said transmission line or lines or the maintenance or operation thereof, together with the perpetual easement, right and privilege to set the necessary guy and brace poles and anchors, and to attach all necessary guy wires thereto, upon, over and across the lands situate, lying and being in the County of Ottawa, in the Northern District of Oklahoma, and within the jurisdiction of this Court, and more particularly described by courses and distances as follows:

TRACT NO. 1 (312 - 13.1)

Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ SW $\frac{1}{4}$ of Section 31, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in said $S\frac{1}{2}$ SW $\frac{1}{4}$ 1582 feet East and 217.8 feet North of the SW corner thereof; thence North 132.2 feet to a point in said $S\frac{1}{2}$ SW $\frac{1}{4}$, 1582 feet East and 350 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said $S\frac{1}{2}$ SW $\frac{1}{4}$, 350 feet North of the SE corner thereof.

TRACT NO. 2 (312 - 13.2)

Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, R 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ 350 feet North of the SW corner thereof; thence Easterly to a point 31 feet East and 350 feet North of the SW corner thereof; thence Southeasterly to a point 543.3 feet East and 100 feet North of the SE corner thereof; thence Easterly to a point in the East boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, 100 feet North of the SE corner thereof.

TRACT NO. 3 (312 - 13.3)

Perpetual Easement

A strip of land 100 feet in width in the SE $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 31, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West Boundary of said SE $\frac{1}{2}$ SE $\frac{1}{4}$, 100 feet North of the Southwest corner thereof; thence Easterly to a point in the East boundary of said SE $\frac{1}{2}$ SE $\frac{1}{4}$, 100 feet North of the SE corner thereof.

TRACT NO. 4 (312 - 14.1)

Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ $S\frac{1}{2}$ of Section 32, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said $S\frac{1}{2}$ $S\frac{1}{2}$ 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said $S\frac{1}{2}$ $S\frac{1}{2}$ 100 feet North of the SE corner thereof.

TRACT NO. 5 (312 - 15.1)

Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ $S\frac{1}{2}$ of Section 33, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said $S\frac{1}{2}$ $S\frac{1}{2}$ 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said $S\frac{1}{2}$ $S\frac{1}{2}$ 100 feet North of the SE corner thereof.

TRACT NO. 6 (312 - 16.1)

Perpetual Easement

A strip of land 100 feet in width in the $SW\frac{1}{4}$ $SW\frac{1}{4}$ of Section 34, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said $SW\frac{1}{4}$ $SW\frac{1}{4}$ 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said $SW\frac{1}{4}$ $SW\frac{1}{4}$, 100 feet North of the SE corner thereof.

TRACT NO. 7 (312 - 16.2)

Perpetual Easement

A strip of land 100 feet in width in the $SE\frac{1}{4}$ $SW\frac{1}{4}$ and $SW\frac{1}{4}$ $SE\frac{1}{4}$ of Section 34, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said $SE\frac{1}{4}$ $SW\frac{1}{4}$, 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said $SW\frac{1}{4}$ $SE\frac{1}{4}$, 100 feet North of the SE corner thereof.

TRACT NO. 8 (312 - 16.3)

Perpetual Easement

A strip of land 100 feet in width in the $SE\frac{1}{4}$ $S\frac{1}{4}$ of Section 34, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said $SE\frac{1}{4}$ $SE\frac{1}{4}$ 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said $SE\frac{1}{4}$ $SE\frac{1}{4}$, 100 feet North of the SE corner thereof.

TRACT NO. 9 (312 -17.1)

Perpetual Easement

A strip of land 100 feet in width in the $W\frac{1}{2}$ $SW\frac{1}{4}$ of Section 35, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said $W\frac{1}{2}$ $SW\frac{1}{4}$, 100 feet North of the SW corner thereof; thence Easterly to a point 66.5 feet East and 100 feet North of the SW corner thereof; thence Northerly to a point in said $W\frac{1}{2}$ $SW\frac{1}{4}$, 66.5 feet East and 220 feet South of the NW corner thereof; thence Easterly to a point in the East boundary of said $W\frac{1}{2}$ $SW\frac{1}{4}$ 220 feet South of the NE corner thereof.

TRACT NO. 10 (312 - 17.2)

Perpetual Easement

A strip of land in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, more particularly described as follows, to-wit:

Beginning at a point in the West boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ 170 feet South of the NW corner thereof; thence Southerly along the West boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 100 feet; thence Easterly to a point in the West boundary of the K. O. and G. Railway Right of Way 270 feet South of the North boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence Northeasterly along the West boundary of the K. O. and G. Right of Way a distance of 81 feet; thence Northeasterly to a point in the North boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ 367 feet East of the NW corner thereof; thence Westerly along the North boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 100 feet; thence Southwesterly to a point 170 feet South and 253 feet East of the NW corner thereof; thence Westerly to the point of beginning.

TRACT NO. 11 (312 - 17.3)

Perpetual Easement

A strip of land 50 feet in width in the NW $\frac{1}{4}$ of Section 35, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, as shown on the original plat of the Sharp-Whitebird Addition to the Town of Quapaw, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of Seventh Avenue at the intersection of the South boundary of Seventh Avenue and the center line of Virginia Street, thence Northerly along the center line of Virginia Street to the North boundary of Lot 3 of Block 21 and Lot 6 of Block 22 extended.

together with the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over and across any street, alley, highway, or other right of way now existing or hereafter established on or across said lands or adjoining the same or adjacent thereto.

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

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

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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that Kenneth Louch, of Tulsa County, Oklahoma, Maurice A. Helms of Tulsa County, Oklahoma, and John G. Grant, of Tulsa County, Oklahoma, each a disinterested freeholder of the Northern District of Oklahoma and not interested in any like question, be, and they are hereby, selected by the Judge of this Court from the regular jury list of names in this Court and are appointed as commissioners to inspect said tracts of land as hereinabove described and consider the injury and assess the damages said defendants, as the owners thereof or having any right, title or interest therein, will sustain by reason of the condemnation and appropriation of a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures for the

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 ERNEST S. FITCHER, et al., |

Defendants. |

CIVIL NO. 1926

FILED

JAN 5 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER APPOINTING COMMISSIONERS

NOW, on this 5th day of January, 1948, the above cause came on regularly for hearing upon the petition of the United States of America for an order appointing commissioners, and it appearing to the Court that the United States of America has the power and authority to acquire, by eminent domain, the lands hereinafter described and the acquisition of said lands is necessary for the completion, management, operation and maintenance of the Grand River Dam (Pensacola) Project in Oklahoma.

The Court finds that, pursuant to the Act of August 1, 1888, 25 Stat. 357 (U. S. C. Title 40, Sec. 257); the Act of February 26, 1931, 46 Stat. 1421 (U. S. C. Title 40, Secs. 258(a) to 258(e)); Title II of the Act of June 16, 1933, 48 Stat. 200-203 (U.S. C. Title 40, Sec. 401-403) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (U. S. C. Title 16, Sec. 809); Executive Order No. 8944, dated November 19, 1941; Executive Order No. 9366, dated July 30, 1943; and Executive Order No. 9373, dated August 30, 1943, the Secretary of the Interior of the United States of America is authorized to acquire in the name of the United States of America title to all lands and interests in lands necessary for the completion and full utilization of the Grand River Dam (Pensacola) Project.

That, pursuant to and by virtue of said authority, the Secretary of the Interior has duly selected for acquisition by the United States, for

said public purposes, a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures for the transmission of electric current, together with the perpetual easement and right to cut down, remove, or trim any trees that may interfere with or endanger said transmission line or lines or the maintenance or operation thereof, together with the perpetual easement, right and privilege to set the necessary guy and brace poles and anchors, and to attach all necessary guy wires thereto, upon, over and across the lands situate, lying and being in the County of Ottawa, in the Northern District of Oklahoma, and within the jurisdiction of this Court, and more particularly described by courses and distances as follows:

TRACT NO. 1 (305-A 1.1)

Perpetual Easement

A strip of land 100 feet in width in the $W\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 32, T 28 N, R 23 E of the Indian Base and Meridian, Ottawa Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the north boundary of the Grand River Dam Project substation site 160 feet east and 365.34 feet south of the NW corner of said $W\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, thence northwesterly to a point 110 feet east and 50 feet south of the NW corner of said $W\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, thence westerly to a point in the west boundary of said $W\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, 50 feet from the NW corner thereof.

TRACT NO. 2 (305-A 2.1)

Perpetual Easement

A strip of land 50 feet in width in the $E\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 31, T 28 N, R 23 E of the Indian Base and Meridian, Ottawa Reserve, in Ottawa County, Oklahoma, which is described as follows, to-wit:

The north 50 feet of said $E\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$.

TRACT NO. 3 (305-A 2.2)

Perpetual Easement

A strip of land 50 feet in width in the east 215 feet of the $NW\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 31, T 28 N, R 23 E of the Indian Base and Meridian, Ottawa Reserve, in Ottawa County, Oklahoma, which is described as follows, to-wit:

The north 50 feet of said east 215 feet of the $NW\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$.

TRACT NO. 4 (305-A 2.3)

Perpetual Easement

A strip of land 50 feet in width in the west 115 feet of the $NW\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the $NW\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 31, T 28 N, R 23 E of the Indian Base and Meridian, Ottawa Reserve, in Ottawa County, Oklahoma, which is described as follows, to-wit:

The north 50 feet of said west 115 feet of the $NW\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the north 50 feet of said $NW\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$.

together with the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over and across any street, alley, highway, or other right of way now existing or hereafter established on or across said lands or adjoining the same or adjacent thereto.

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

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

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

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that
Kenneth Chouch of Tulsa County, Oklahoma,
Tom F. Grant of Tulsa County, Oklahoma, and
Maurice A. De Vinna of Tulsa County, Oklahoma, each
a disinterested freeholder of the Northern District of Oklahoma and not
interested in any like question, be, and they are hereby, selected by the
Judge of this Court from the regular jury list of names in this Court and
are appointed as commissioners to inspect said tracts of land as herein-
above described and consider the injury and assess the damages saiddefen-
dants, as the owners thereof or having any right, title or interest therein,
will sustain by reason of the condemnation and appropriation of a perpetual
easement for the erection, operation and maintenance of a line or lines of
poles, h-frame structures, towers, or other structures, wires, cables and
fixtures for the transmission of electric current, together with the per-
petual easement and right to cut down, remove and trim any trees that may

interfere with or endanger said transmission line or lines, or the maintenance and operation thereof, together with the perpetual easement to set the necessary guy and brace poles and anchors and to attach all of the necessary guy wires thereto, upon, over and across said tracts of land by the petitioner, together with the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over and across any street, alley, highway, or other right of way now existing or hereafter established on or across said lands or adjoining the same or adjacent thereto, and said commissioners shall forthwith report in writing to the Clerk of this Court, setting forth the quantity and boundaries of said tracts, and assessing the injury and damages to the owners thereof.

IT IS FURTHER ORDERED that the United States Marshal for the Northern District of Oklahoma be, and he is hereby, directed to summons forthwith each of said commissioners, and that said commissioners report at the office of the Clerk of the United States District Court, in the Federal Building, in Tulsa, ~~at the Tulsa Hotel, Tulsa, Oklahoma,~~ Oklahoma, in the Northern District of Oklahoma, on the ^{12th} ~~24th~~ day of January, 1948, at 10:00 o'clock A. M., for the purpose of taking the oath of office and for the performance of their duties.

Rayce A. Savage
JUDGE OF THE UNITED STATES DISTRICT
COURT, NORTHERN DISTRICT OF OKLAHOMA

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN TULSA COUNTY,
OKLAHOMA; and R. E. Brinkley, also known
as Ray E. Brinkley, et al.,

Defendants.

CIVIL NO. 1927

FILED

JAN 5 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER APPOINTING COMMISSIONERS

NOW, on this 5th day of January, 1948, the above cause came on regularly for hearing upon the petition of the United States of America for an order appointing commissioners, and it appearing to the Court that the United States of America has the power and authority to acquire, by eminent domain, the lands hereinafter described and the acquisition of said lands is necessary for the completion, management, operation and maintenance of the Grand River Dam (Pensacola) Project in Oklahoma.

The Court finds that, pursuant to the Act of August 1, 1888, 25 Stat. 357 (U. S. C. Title 40, Sec. 257); the Act of February 26, 1931, 46 Stat. 1421 (U. S. C. Title 40, Secs. 258(a) to 258 (e)); Title II of the Act of June 16, 1933, 48 Stat. 200-203 (U. S. C. Title 40, Sec. 401-403) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (U. S. C. Title 16, Sec. 809); Executive Order No. 8944, dated November 19, 1941; Executive Order No. 9366, dated July 30, 1943; and Executive Order No. 9373, dated August 30, 1943, the Secretary of the Interior of the United States of America is authorized to acquire in the name of the United States of America title to all lands and interests in lands necessary for the completion and full utilization of the Grand River Dam (Pensacola) Project.

That, pursuant to and by virtue of said authority, the Secretary of the Interior has duly selected for acquisition by the United States,

for said public purposes, a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures for the transmission of electric current, together with the perpetual easement and right to cut down, remove, or trim any trees that may interfere with or endanger said transmission line or lines or the maintenance or operation thereof, together with the perpetual easement, right and privilege to set the necessary guy and brace poles and anchors, and to attach all necessary guy wires thereto, upon, over and across the lands situate, lying and being in the County of Tulsa, in the Northern District of Oklahoma, and within the jurisdiction of this Court, and more particularly described by courses and distances as follows:

TRACT NO. 1 (314 - 1.1)

Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ $SE\frac{1}{4}$ $SE\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the East boundary of said $S\frac{1}{2}$ $SE\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$ 32 feet from the SE corner thereof, thence westerly to a point 32 feet north and 136 feet west of the SE corner of said $S\frac{1}{2}$ $SE\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$, thence northwesterly to a point in the west boundary of said $S\frac{1}{2}$ $SE\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$ 144 feet from the SW corner thereof.

TRACT NO. 2 (314 - 1.2)

Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ $S\frac{1}{2}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point 330 feet west and 144 feet north of the SE corner of said $S\frac{1}{2}$ $S\frac{1}{2}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$, thence northwesterly to a point in the north boundary of said $S\frac{1}{2}$ $S\frac{1}{2}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$, 400 feet from the NW corner thereof.

TRACT NO. 3 (314 - 1.3)

Perpetual Easement

A strip of land 100 feet in width in the $N\frac{1}{2}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the south boundary of said $N\frac{1}{2}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$ 400 feet from the SW corner thereof, thence northwesterly to a point in the west boundary of said $N\frac{1}{2}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$ $NE\frac{1}{4}$ 127 feet from the SW corner thereof.

TRACT NO. 4 (314 - 1.4)

Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the east boundary of said SW $\frac{1}{2}$ NE $\frac{1}{4}$ 457 feet from the SE corner thereof, thence northwesterly to a point in the west boundary of said SW $\frac{1}{2}$ NE $\frac{1}{4}$ 877 feet from the SW corner thereof.

TRACT NO. 5 (314 - 1.5)

Perpetual Easement

A strip of land 100 feet in width in the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the east boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ 877 feet from the SE corner thereof, thence northwesterly to a point 268 feet west and 1004 feet north of the SE corner of said E $\frac{1}{2}$ NW $\frac{1}{4}$, thence northwesterly to a point in the west boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ 1064 feet from the SW corner thereof.

TRACT NO. 6 (314 - 1.6)

Perpetual Easement

A strip of land 100 feet in width in the east 165 feet of the N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the east boundary of said east 165 feet of the N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ 256 feet from the NE corner thereof, thence northwesterly to a point in the west boundary of said east 165 feet of the N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ 246 feet from the NW corner thereof.

TRACT NO. 7 (314 - 1.7)

Perpetual Easement

A strip of land 100 feet in width in the $N\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point 165 feet west and 246 feet south of the NE corner of said $N\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, thence northwesterly to a point in the west boundary of said $N\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ 177 feet from the NW corner thereof.

TRACT NO. 8 (314 - 2.1)

Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 35, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the east boundary of said $S\frac{1}{2}$ NE $\frac{1}{4}$ 177 feet from the NE corner thereof, thence northwesterly to a point in the north boundary of said $S\frac{1}{2}$ NE $\frac{1}{4}$ 58 feet from the NW corner thereof.

TRACT NO. 9 (314 - 2.2)

Perpetual Easement

A parcel of land in the $N\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 35, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, which is described as follows, to-wit:

Beginning at the SW corner of said $N\frac{1}{2}$ NE $\frac{1}{4}$, thence northerly along the west boundary of said $N\frac{1}{2}$ NE $\frac{1}{4}$ 54 feet, thence southeasterly to a point in the south boundary of said $N\frac{1}{2}$ NE $\frac{1}{4}$ 785 feet from the SW corner thereof, thence westerly along the south boundary of said $N\frac{1}{2}$ NE $\frac{1}{4}$ to the point of beginning.

TRACT NO. 10 (314 - 2.3)

Perpetual Easement

A parcel of land in the $E\frac{1}{2} SE\frac{1}{4} NW\frac{1}{4}$ of Sec. 35, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at the NE corner of said $E\frac{1}{2} SE\frac{1}{4} NW\frac{1}{4}$ thence south along the east boundary of said $E\frac{1}{2} SE\frac{1}{4} NW\frac{1}{4}$ 46 feet, thence northwesterly to a point 5 feet south and 66 feet east of the NW corner of said $E\frac{1}{2} SE\frac{1}{4} NW\frac{1}{4}$, thence northerly 5 feet to a point in the north boundary of said $E\frac{1}{2} SE\frac{1}{4} NW\frac{1}{4}$ 66 feet from the NW corner thereof, thence easterly along the north boundary of said $E\frac{1}{2} SE\frac{1}{4} NW\frac{1}{4}$ to the point of beginning.

TRACT NO. 11 (314 - 2.4)

Perpetual Easement

A parcel of land in the $E\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$ of Sec. 35, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at the SE corner of said $E\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$ thence westerly along the south boundary of said $E\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$ to the SW corner thereof, thence northerly along the west boundary of said $E\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$ 78 feet, thence southeasterly to a point in the east boundary of said $E\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$ 54 feet from the SE corner thereof, thence southerly along the east boundary of said $E\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$ to the point of beginning.

TRACT NO. 12 (314 - 2.5)

Perpetual Easement

A parcel of land in the $W\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$ of Sec. 35, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at the SE corner of said $W\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$ thence westerly along the south boundary of said $W\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$ to the SW corner thereof, thence northerly along the west boundary of said $W\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$ 100 feet, thence southeasterly to a point in the east boundary of said $W\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$ 78 feet from the SE corner thereof, thence southerly along the east boundary of said $W\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} NW\frac{1}{4}$ to the point of beginning.

TRACT NO. 13 (314 - 2.6)

Perpetual Easement

A strip of land 100 feet in width in the NW $\frac{1}{2}$ NW $\frac{1}{4}$ and the W $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 35, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the east boundary of said W $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{4}$ 50 feet from the SE corner thereof, thence northwesterly to a point 28 feet east and 94 feet north of the SW corner of said W $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{4}$, thence northerly to a point in the north boundary of said W $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{4}$ 38 feet from the NW corner thereof.

TRACT NO. 14 (314 - 3.1 Rev.)

Perpetual Easement

A strip of land 100 feet in width in the W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$; and all that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying south of the SL and SF Railroad in Sec. 26, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the south boundary of said W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ 25 feet east from the SW corner thereof, thence northerly to a point in the south right-of-way line of the SL and SF Railroad, 25 feet east of the west boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$.

together with the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over and across any street, alley, highway, or other right of way now existing or hereafter established on or across said lands or adjoining the same or adjacent thereto.

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

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

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

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that Kenning Crowl of Indian County, Oklahoma, Maurice G. McVinn of Indian County, Oklahoma, and Tom D. Hunt of Indian County, Oklahoma, each a disinterested freeholder of the Northern District of Oklahoma and not interested in any like question, be, and they are hereby, selected by the Judge of this Court from the regular jury list of names in this Court and are appointed as commissioners to inspect said tracts of land as hereinabove described and consider the injury and assess the damages said defendants, as the owners thereof or having any right, title or interest therein, will sustain by reason of the condemnation and appropriation of a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures for the transmission of electric current, together with the

perpetual easement and right to cut down, remove and trim any trees that may interfere with or endanger said transmission line or lines, or the maintenance and operation thereof, together with the perpetual easement to set the necessary guy and brace poles and anchors and to attach all of the necessary guy wires thereto, upon, over and across said tracts of land by the petitioner, together with the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over and across any street, alley, highway, or other right of way now existing or hereafter established on or across said lands or adjoining the same or adjacent thereto, and said commissioners shall forthwith report in writing to the Clerk of this Court, setting forth the quantity and boundaries of said tracts, and assessing the injury and damages to the owners thereof.

IT IS FURTHER ORDERED that the United States Marshal for the Northern District of Oklahoma be, and he is hereby, directed to summons forthwith each of said commissioners, and that said commissioners report at the office of the Clerk of the United States District Court, in the Federal Building in the City of Tulsa, Oklahoma, in the Northern District of Oklahoma, on the ^{12th} ~~5th~~ day of January, 1948, at 10:00 o'clock A. M., for the purpose of taking the oath of office and for the performance of their duties.

Russell H. Sams

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

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN TULSA COUNTY,
OKLAHOMA; and SALLIE BEAVER MOORE, et al.,

Defendants.

CIVIL NO. 1950

FILED

JAN 5 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER APPOINTING COMMISSIONERS

NOW, on this 5th day of January, 1948, the above cause came on regularly for hearing upon the petition of the United States of America for an order appointing commissioners, and it appearing to the Court that the United States of America has the power and authority to acquire, by eminent domain, the lands hereinafter described and the acquisition of said lands is necessary for the completion, management, operation and maintenance of the Grand River Dam (Pensacola) Project in Oklahoma.

The Court finds that, pursuant to the Act of August 1, 1888, 25 Stat. 357 (U. S. C. Title 40, Sec. 257); the Act of February 26, 1931, 46 Stat. 1421 (U. S. C. Title 40, Secs. 258 (a) to 258 (e)); Title II of the Act of June 16, 1933, 48 Stat. 200-203 (U. S. C. Title 40, Sec. 401-403) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (U. S. C. Title 16, Sec. 809); Executive Order No. 8944, dated November 19, 1941; Executive Order No. 9366, dated July 30, 1943; and Executive Order No. 9373, dated August 30, 1943, the Secretary of the Interior of the United States of America is authorized to acquire in the name of the United States of America title to all lands and interests in lands necessary for the completion and full utilization of the Grand River Dam (Pensacola) Project.

That, pursuant to and by virtue of said authority, the Secretary of the Interior has duly selected for acquisition by the United States, for

said public purposes, a perpetual easement for the erection, operation and maintenance of a line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures for the transmission of electric current, together with the perpetual easement and right to cut down, remove, or trim any tree that may interfere with or endanger said transmission line or lines or the maintenance or operation thereof, together with the perpetual easement, right and privilege to set the necessary guy and brace poles and anchors, and to attach all necessary guy wires thereto, upon, over and across the lands situate, lying and being in the County of Tulsa, in the Northern District of Oklahoma, and within the jurisdiction of this Court, and more particularly described by courses and distances as follows:

TRACT NO. 1 (315-A 1.1)

Perpetual Easement

A strip of land 100 feet in width in the NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of existing Grand River Dam Project transmission right-of-way 426 feet South and 113 feet East of the NW corner of said NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$, thence northerly to a point in the North boundary of said NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$, 109 feet from the NW corner thereof.

TRACT NO. 2 (315-A 1.2)

Perpetual Easement

A strip of land 100 feet in width in the W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, 109 feet from the SW corner thereof, thence northerly to a point in the North boundary of said W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, 96 feet from the NW corner thereof.

TRACT NO. 3 (315-A 2.1)

Perpetual Easement

A strip of land 100 feet in width in the W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 25, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$, 96 feet from the SW corner thereof, thence northerly to a point in the South right-of-way line of St. Louis and San Francisco Railroad 74 feet from the West boundary of said W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$.

together with the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over and across any street, alley, highway, or other right of way now existing or hereafter established on or across said lands or adjoining the same or adjacent thereto.

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

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

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

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that Kenneth Crouch of Tulsa County, Oklahoma, Maurice G. Perkins of Tulsa County, Oklahoma, and Tom J. Grant of Tulsa County, Oklahoma, each a disinterested freeholder of the Northern District of Oklahoma and not interested in any like question be, and they are hereby, selected by the Judge of this Court from the regular jury list of names in this Court and are appointed as commissioners to inspect said tracts of land as hereinabove described and consider the injury and assess the damages said defendants, as the owners thereof or having any right, title or interest therein, will sustain by reason of the condemnation and appropriation of a perpetual easement for the erection, operation and maintenance of a line or lines of poles,

h-frame structures, towers, or other structures, wires, cables and fixtures for the transmission of electric current, together with the perpetual easement and right to cut down, remove and trim any trees that may interfere with or endanger said transmission line or lines, or the maintenance and operation thereof, together with the perpetual easement to set the necessary guy and brace poles and anchors and to attach all of the necessary guy wires thereto, upon, over and across said tracts of land by the petitioner, together with the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over and across any street, alley, highway, or other right of way now existing or hereafter established on or across said lands or adjoining the same or adjacent thereto, and said commissioners shall forthwith report in writing to the Clerk of this Court, setting forth the quantity and boundaries of said tracts, and assessing the injury and damages to the owners thereof.

IT IS FURTHER ORDERED that the United States Marshal for the Northern District of Oklahoma be, and he is hereby, directed to summons forthwith each of said commissioners, and that said commissioners report at the office of the Clerk of the United States District Court, in , in Tulsa, Oklahoma, in the Northern District of Oklahoma, on the 12th day of January, 1948, at 10:00 o'clock A.M., for the purpose of taking the oath of office and for the performance of their duties.

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

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

Civil Action No. 2128

Tighe E. Woods, Acting
~~FRANK R. CREEDON~~, Housing Expediter
Office of Housing Expediter

Plaintiff

Vs.

MRS. L. L. GARRINGER

Defendant

FILED
ORDER OF DISMISSAL
In Open Court

JAN 5 - 1948

NOBLE C. HOOD
Clerk U. S. District Court

Now on this 5th day of January, 1948, the above styled and numbered cause of action comes on for consideration by the Court and the Plaintiff announces that this case should be dismissed for the reason that settlement has been made by the parties hereto. Further, the Defendant agrees to pay the court costs of this action.

It is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that this cause of action be, and the same is hereby, dismissed, and that the costs of this action shall be taxed against the Defendant.

Lowell Grossman
UNITED STATES DISTRICT JUDGE

APPROVED:

Samuel H. ...
Attorney for Plaintiff

James S. ...
Attorney for Defendant

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

ROY I. KAHN,

Plaintiff,

vs.

DOROTHY HAYS and MARVIN BELONGY,
Defendants.

NO. 2174 - Civil

O R D E R

*Filed -
Jan. 5, 1948
Noble C. Hood, Clerk
U.S. District Court.*

NOW, on this 5th day of January, 1948, this matter coming on to be heard, upon the motion of the plaintiff to dismiss the above cause with prejudice to a further action, and the Court being advised that this matter has been fully settled and compromised.

IT is, THEREFORE, ORDERED that the said cause be and the same is hereby dismissed with prejudice to a further action.

ROYCE H. SAVAGE
United States District Court

~~ATTEST:
A true copy of original
Noble C. Hood, Clerk
By B. H. Hamits, Deputy~~

UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA.

GEORGE T. HOUGHTON,

vs.

AMERICAN LIFE GUARANTEE CO.,
a Foreign Corporation,

Plaintiff,

Defendant.

No. 3157

FILED

JAN 6 1948

ORDER OF DISMISSAL

NOBLE C. HOOD
Clerk U. S. District Court

Now on this 6th day of June, 1948, the

parties in the above entitled cause present to the Court their stipulation, setting out therein that all the matters and things at issue in this cause between the parties have been settled and compromised and in which they pray the Court to make an order dismissing said cause with prejudice to the bringing of another action, and in appearing to the Court that said stipulation between the parties should be approved and said cause dismissed as prayed therein,

IT IS THE COURT ORDERED AND ADJUDGED that the above entitled cause be dismissed with prejudice to the bringing of another action and that the costs of the case be assessed against the defendant, with the exception of an attorney fee for the plaintiff's attorney.

Ray W. H. Hoyle
United States District Judge.

APPEARED:

[Signature]
Attorney for Plaintiff.

AND

By Henry Straten
Attorneys for Defendant.

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

John W. Wakefield,

Plaintiff

vs.

No. 1970 - Civil

United States of America, J. R. Watt, et al.,

Defendants.

FILED

JAN 7 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER OF DISMISSAL WITH PREJUDICE

Now on this 7th day of January, 1948, this matter coming on to be heard on the motion of the plaintiff to dismiss this cause with prejudice to the rights of the plaintiff to a future action as against all the defendants herein, and the court having been advised that said matter has been fully settled and compromised as to all the defendants, and being otherwise fully advised in the premises,

IT IS HEREBY ORDERED AND ADJUDGED that this cause be and the same is hereby dismissed with prejudice to the plaintiff's right to any future action as against all the defendants herein, at the costs of the plaintiff.

Ray C. H. Lovage
U. S. District Judge.

O. K.

James & James By Robert James
Attorneys for Plaintiff

O. K.

W. G. Mangy
United States Attorney

O. K.

W. H. H. Landa
Attorney for Tulsa Iron and Metal Company, a partnership

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

CECIL N. McCULLER,

vs.

RIALTO FIRING CORPORATION,
a Corporation,

Plaintiff,

Defendant.

No. 2110 Civil

FILED

JAN 7 1948

ORDER OF DISMISSAL

NOBLE C. HOOD
Clerk U. S. District Court

Now on this 7th day of January, 1948, the parties in the above entitled cause present to the Court their stipulation, setting out therein that all the matters and things at issue in this cause between the parties have been settled and compromised and in which they pray the Court to make an order dismissing said cause with prejudice to the bringing of another action, and it appearing to the Court that said stipulation between the parties should be approved and said cause dismissed as prayed therein,

IT IS THEREFORE ORDERED AND DECIDED that the above entitled cause be dismissed with prejudice to the bringing of another action and that the costs of the case be assessed against the defendant.

Rayce H. Savage
United States District Judge

Approved:

W. C. [Signature]
Attorney for Plaintiff

Norman, Fulbe & Statten

by Henry Statten
Attorneys for Defendant.

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

John L. Marshall,)
)
 Plaintiff,)
)
 vs.) No. 2192 Civil
)
 National Zinc Company, a)
 corporation,)
)
 Defendant.)

FILED
JAN 7 1948
NOBLE C. HOOPER
Clark U. S. District C

JOURNAL ENTRY OF JUDGMENT

Now on this 7th day of January, 1948, this matter comes on for trial upon its merits. The parties appeared by their respective counsel of record and having in open court waived a jury, the court proceeded to a trial of said cause. From all of the evidence introduced the court concludes and finds that the plaintiff should have and recover judgment against the defendant in the sum of \$8,779.91

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the plaintiff, John L. Marshall, have and recover judgment against the defendant, National Zinc Company, a corporation, in the sum of Eight Thousand Seven Hundred Seventy-nine and 91/100 (\$8,779.91) Dollars, and the costs of this action.

Raymond Savage

Judge

G.K.
Green & ...

Attorney for Plaintiff

Hudson Hudson & ...

Attorneys for Defendant



IN SENATE
JANUARY 8, 1948

PLAINTIFF,

DEFENDANT,

1948-Civil

PLAINTIFF,
a corporation,

DEFENDANT.

FILED

JAN 8 1948

NOBLE C. HOOD
Clerk U. S. District Court

Final Judgment

Where the findings of fact and conclusions of law entered in the above-captioned cause this date, it is hereby ordered and adjudged that the plaintiff take nothing by reason of the cause of action asserted in his complaint and that the defendant have judgment of the issues joined therein.

It is further ordered and adjudged that the defendant, upon its counter-claim, shall recover of and from the plaintiff the sum of \$431.13 together with interest thereon at the rate of six per cent per annum from the date of this judgment until paid.

It is further ordered and adjudged that the defendant have judgment for his costs, including costs of the deposition of Louis Williams as certified to the clerk of this court by the Return to the undersigned.

Witness my hand and seal this 8th day of January, 1948.

Wm. Bower Broadbent
United States District Judge



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

H. W. FLEM,

Plaintiff,

vs.

WILCO FILING CORPORATION,
a corporation, and CARL DAUGHERTY
and HENRY LEIDER,

Defendants.

No. 226-Civil

FILED

JAN 8 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER

That on this 5th day of January, 1948, this cause came on for trial upon the Motion to Dismiss or Wash the Return of Service of process of the defendant Wilco Filing Corporation and the Motion to Dismiss of the defendant Carl Daugherty; and the Court, having heard and considered the motions and being fully advised in the premises, finds that the petition filed in this cause fails to state a cause of action against Henry Leider, the only defendant resident in and served with summons in Tulsa County; hence no jurisdiction is or has been conferred upon the District Court of Tulsa County, Oklahoma, over the persons of the defendants Wilco Filing Corporation and Carl Daugherty, or upon this Court to which this cause was removed; and the Court further finds that the petition herein fails to state a cause of action against the defendant Carl Daugherty;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that this cause be and the same be hereby dismissed as to all the defendants for the reasons herein stated, with costs assessed against the Plaintiff.

United States District Judge

H. W. FLEM
W. H. FLEM, Foulke & ...
Henry Leider
Retainer for ...
Health ...

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

Nathaniel A. Hughes Plaintiff

vs.

Nakie or Maggie Gourd, nee Mankiller,
Full-blood Cherokee Indian, Roll No.
255674, et al Defendants

Nakie or Maggie Gourd, nee Mankiller,
Full-blood Cherokee Indian, Roll No.
25674, Colson or George Mankiller, Full-
blood Cherokee Indian, Roll No. 25675,
Charlie Mankiller, Full-blood Cherokee
Indian, N. E., Sallie Mankiller, now
Leach, Full-blood Cherokee Indian, N. E.,
and Smoke Christie, one and the same
person as Kenneth Christie, Full-blood
Cherokee Indian, N. E., and Susie Gourd,
Full-blood Cherokee Indian, N. E.
Defendants and Cross Petitioners

VS.

The unknown heirs, executors, adminis-
trators, devisees, trustees, and assigns,
immediate and remote, of Mary Hughes, nee
Mankiller, deceased, Full-blood Cherokee
Indian, Roll No. 25677.

Defendants by way of Cross-Petition

No. 1960-Civil

FILED

JAN 12 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER APPROVING COMMISSIONERS' REPORT

Now on this the 8th day of January, 1948, there coming on for hearing the motion of plaintiff, Nathaniel A. Hughes, for an order approving the commissioners' report made pursuant to order of this Court entered on the 5th day of December, 1947, which said report was filed in this Court on the 2nd day of January, 1948, plaintiff appearing by John S. Severson, his Attorney, and the defendants appearing *by not, and the* United States of America appearing by the honorable Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, who also appears as well for all of the restricted Indians, parties to said action, viz.; plaintiff and defendants, and it being first shown to the Court that said report is in all things made as directed by the said order of this Court and being properly filed herein and there being no objections or exceptions filed to the same by any of the interested parties in-

cluding the United States of America and the Court having heard the said motion and being fully advised finds that the said commissioners' report in all things should be confirmed and approved and made firm and effectual forever.

The Court further finds that said commissioners' report discloses that the lands involved cannot be partitioned in kind between the plaintiff and the defendants, the owners thereof, without manifest injury to the value thereof and that said commissioners have placed a valuation of said tracts as follows, to-wit:

The 1/2 of 1/4, and 1/4 of 1/4 of 1/4, and 1/4 of 1/4 of 1/4, of 1/4 of 1/4, of Section 16, Township 26 North, Range 14 East;	Oil value	\$40,000.00.
	Surface value	5,900.00.
	Total	\$45,900.00.

Nowata County, Oklahoma; and,

The 1/2 of 1/4 of 1/4 of Section 25, Township 26 North, Range 14 East, of the Indian Base Meridian, Nowata County, Oklahoma;	Oil value	5,000.00.
	Surface Value	1,200.00.
	Total	6,200.00.

The Court finds that said sale is fair and is not disproportionate to the value thereof and that the same should be approved as rendered and that the Hon. Geo. F. Logan, United States Marshal, for the Northern District of Oklahoma, should proceed to sell said tracts of land severally by public sale as provided by the laws of the State of Oklahoma as well as the acts of Congress in like cases made and provided, unless some one or more of the parties to this action entitled to so do should elect to take said tracts of land, as either of them, at the appraised value as fixed by the commissioners.

It is, therefore, the order of the Court that said commissioners' report be, and the same is, in all things approved and confirmed and made firm and effectual forever and that the United States Marshal, Geo. F. Logan, for the Northern District of Oklahoma, do, and he is hereby, ordered and directed to advertise and sell said tracts of land separately in accordance with the laws of the State of Oklahoma unless some one or more parties to this action, entitled to so do, should elect to take the said

tracts of land, or either of them, at the aforesaid price within ten days after date of this decree.

It is further ordered, directed, and decreed by this Court that said land be sold for cash. It is also decreed as in cases of sales of real estate at execution under the laws of the State of Oklahoma and to be made for not less than 2/3rd of the several appraised amounts as fixed by the commissioners heretofore set out, and that the United States Marshal, Hon. Geo. W. Logan, cause due return of the proceedings hereunder to this Court for confirmation, and that this order is made pursuant to the jurisdiction conferred upon this Court by the Acts of Congress of like cases made and provided 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, Mill-breed Creek Indians, of the Five Civilized Tribes, to the District Courts for the State of Oklahoma.

*OK as to form
Kenneth G. Walker
Asst. U.S. Atty.*

George H. ...

County Clerk - District Court for
the Northern District of Oklahoma.

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

A. J. HILLGREN,

Plaintiff,

vs.

RIALTO MINING CORPORATION,
a Corporation,

Defendant.

No. 246

FILED

JAN 12 1948

ORDER OF DISMISSAL

NOBLE C. HOOD
Clerk U. S. District Court

Now on this 17th day of January, 1948, the parties in the above entitled cause present to the Court their stipulation, setting out therein that all the matters and things at issue in this cause between the parties have been settled and compromised and in which they pray the Court to make an order dismissing said cause with prejudice to the bringing of another action, and it appearing to the Court that said stipulation between the parties should be approved and said cause dismissed as prayed therein,

IT IS THEREFORE ORDERED AND DECREED that the above entitled cause be dismissed with prejudice to the bringing of another action and that the costs of the case be assessed against the defendant.

Raymond H. [Signature]
United States District Judge.

Approved:

[Signature]
Attorney for Plaintiff.

Norman, Foulke & [Signature]

[Signature]
Attorneys for Defendant.

1 THE UNITED STATES DISTRICT COURT
2 STATE OF OKLAHOMA
3 DISTRICT OF TULSA

4 JAMES H. ...
5 ...

6 Plaintiff,

7 vs.

8 GUNNEY ...

9 Defendant.

10 No. 2162 - Civil.
11 FILED

12 JAN 12 1948

13 NOBLE C. HOOD
14 Clerk U. S. District Court

15 JUDGMENT

16 On, on this 6th day of January, 1948, the Court having heard
17 testimony for plaintiff and defendant, upon the conclusion thereof announces
18 the decision of the Court, as follows:

19 (1) THAT JUDGMENT be and it is hereby rendered in favor of the
20 defendant and against the plaintiff on the first cause of action.

21 (2) THAT, on the second cause of action, judgment be and it is
22 hereby rendered in favor of the plaintiff and against the defendant for the
23 amount of the tender as made and on file in this cause as "Acknowledgment of
24 Tender", under date of September 20, 1947, and the costs up to the date of
25 said tender shall be chargeable against the defendant as is covered and con-
26 tained within the tender, said tender being in the aggregate sum of Two Thou-
27 sand Seven Hundred and Ninety 99/100 Dollars (\$2,702.99), and that the costs
28 thereafter be and the same are adjudged against the plaintiff.

29 The attorneys for plaintiff and defendant announced
30 that both sides would accept said judgment and waive the necessity of the
31 Court filling any findings of fact or conclusions of law thereon and, further,
32 both sides agreed to waive their rights of appeal from said decision.

33 O.K.
34 Marshall ...
George ...
James ...

35 Noble C. Hood
36 Judge.

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

L. C. Crain,)
)
 Plaintiff,)
)
 vs.) No. 2153 Civil
)
 National Tank Company, a)
 corporation,)
)
 Defendant.)

FILED

JAN 15 1948

NOBLE C. HOOD
Clerk U. S. District Court

D I S M I S S A L

Comes now the plaintiff, L. C. Crain, 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,

Dated this 14th day of January, 1948.

L. C. Crain
Plaintiff
Settle & Worrest
Attorneys for Plaintiff
by Jack N. Hays

For good cause shown the above styled and numbered action is hereby
dismissed with prejudice to the bringing of a future action,

Dated this 15th day of January, 1948.

George H. Savage
U. S. District Judge

nfw
mr
1-12-48

U. S. DISTRICT COURT OF THE UNITED STATES
SOUTHERN DISTRICT OF OKLAHOMA

Susie ...
...
vs.
...
...
United ...
...

o. 1055 Civil

FILED

JAN 16 1948

NOBLE C. HOOD
Clerk U. S. District Court

CONFIRMING ORDER

On this the 16th day of January, 1948, the
said being a judicial day of the above styled court, the
above entitled and numbered cause came on for hearing in its
regular order before the undersigned clerk of said court, upon
the motion of the plaintiff for an order confirming said sale
held herein on the 1st day of December, 1947, the
plaintiff appearing by Ernest L. Owen, her attorney at law,
and with the consent of Willie Louis Lewis, executor of the
estate of A. L. Lewis, deceased, legally appointed and acting as
administrator of said estate of said A. L. Lewis, Intervener,
represented by the undersigned attorney, with the attorney,
Ernest L. Owen, appearing in person, present. It appeared to the undersigned clerk of said court that said
said sale had been held in conformity with the orders of this court and the statute in such cases made and
provided, and that \$51.00, the amount for which said property
was sold, is more than two-thirds of the appraised value thereof,
and is the fully received in the premises:

IT IS ORDERED that the said sale held herein on
the 1st day of December, 1947, conveying the following described
real property located in Adair County, Oklahoma,

to-wit:

The Southeast Quarter of the Southwest Quarter; and, the Northeast Quarter of the Southwest Quarter of the Southwest Quarter of Section Twenty-five (25), Township Twenty-seven (27) North, Range Seventeen (17) East, of the Indian Base and Meridian,

to Illie Benson for the sum of \$501.00 be, and the same is hereby certified, confirmed and approved, and the United States Marshal for the Northern District of Oklahoma is hereby ordered, authorized and directed to execute said deliver a writ of execution unto the purchaser thereof. That the United States Marshal for the Northern District of Oklahoma, is hereby ordered, authorized and directed to collect out the Clerk of this Court the amount due of said funds, to-wit: the sum of \$501.00, and the Clerk of the United States Court for the Northern District of Oklahoma is hereby ordered, authorized and directed to distribute said

monies as follows:

Clerk of the United States Court, Great Circle,	94.02
United States Marshal for the Northern District of Oklahoma,	22.45
Clerk of the District Court of Nowata County, Oklahoma,	2.30
Pat Galley, Guardian Ad Litem,	25.00
Charles A. Spier, Plaintiff's Attorney,	20.00
Public Debt,	100.75
Barth Benson,	100.74
Illie Louis Benson	100.75
TOTAL:	\$501.00

That the monies due Public Debt, Barth Benson and Illie Louis Benson, the Clerk of this Court is authorized to pay the same to the Treasurer of the United States and deliver



his voucher therefor to the Superintendent of the Five
 Civilized Tribes at Muskogee, Oklahoma, said monies to be
 disbursed into three entitled thereto as other Indian monies
 are disbursed.

 United States Judge

A. J. [unclear]

 Attorney for Plaintiff

 Attorney for Defendant

 Attorney for Plaintiff

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

Tom King,
Plaintiff,
vs.
Susie Smith, et al.,
Defendants,
United States of America,
Intervener.

No. 2061 Civil.

FILED

JAN 16 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER CONFIRMING SALE

AND NOW on this the 8th day of January, 1948, the same being a judicial day of the above styled Court, 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 Marshal's Sale, Etc., and the supplemental motion of the plaintiff for an order confirming Marshal's Sale, Etc., with the plaintiff appearing by Ernest A. Brown, his attorney of record, and with the defendant James Dean Cochran appearing by Dickson M. Saunders, his duly appointed, legally qualified and acting Guardian Ad Litem, and with the United States of America, Intervener, represented by the Honorable Whit Y. Nauzy, United States Attorney, Mr. Kenneth Hughes, Assistant United States Attorney, present, and upon call each of the parties announces ready and from an examination of the files and pleadings in said cause and the motion of the plaintiff and statement of counsel, the Court finds that each of said motions should be sustained. That the sale of the premises

situated in Washington County, Oklahoma, conducted by the United States Marshal for the Northern District of Oklahoma on the 22nd day of December, 1947, should be confirmed and the United States Marshal for the Northern District of Oklahoma should be ordered, authorized and directed to convey unto Charles W. Blum, the purchaser thereof, the following described lands situated in Washington County, Oklahoma, to-wit:

The East Half of the Southwest Quarter of the Southwest Quarter; and, the Northwest Quarter of the Southeast Quarter of the Southwest Quarter of Section Twenty-five (25), Township Twenty-eight (28) North, and Range Twelve (12) East, of the Indian Base and Meridian.

THAT the sale of the lands involved herein by the Marshal for the Eastern District of Oklahoma was conducted on the 29th day of December, 1947, wherein the following described land situated in Adair County, Oklahoma, to-wit:

The West Half of the Northwest Quarter of the Southwest Quarter; and, the Northeast Quarter of the Northwest Quarter of the ^{SW} Southwest Quarter; and, the Northwest Quarter of the Southeast Quarter of the Southwest Quarter; and, the Northeast Quarter of the Southwest Quarter of the Southwest Quarter of Section Twenty-seven (27); and, the Northeast Quarter of the Northeast Quarter of the Southeast Quarter of Section Twenty-eight (28); all of said lands being in Township Eighteen (18) North, and Range Twenty-five (25) East, of the Indian Base and Meridian,

was sold to Vada Dappert for the sum of \$350.00, which said sale should be confirmed and the United States Marshal for the Eastern District of Oklahoma is hereby ordered, authorized and directed to execute a proper deed of conveyance therefor. That the United States Marshal for the Eastern District of Oklahoma be, and he is hereby ordered, authorized and directed to pay unto the Clerk of this Court the sum of \$340.50, being the purchase price of said lands at said sale, less the sum of \$9.50, the Marshal's costs, which he is directed to hold.

THAT the United States Marshal for the Northern District of Oklahoma is ordered, authorized and directed to pay the funds on hand held by him as the purchase price of said lands, the sum of \$750.00, to the Clerk of this Court and said sums are disbursed as follows:

Clerk of the United States Court, Court costs,	\$ 181.92	
United States Marshal for the Northern District of Oklahoma,	22.50	
Clerk of the District Court, Washington County, Oklahoma, Court costs,	8.50	
Ernest R. Brown, Plaintiff's Attorney	110.00	
Dickson M. Saunders, Guardian Ad Litem,	35.00	
Tom King	146.51	
Susie King	146.51	
Levi King	146.52	
Julia King, now Scott	146.52	
James Dean Cochran	146.52	
	Total	\$1090.50

THAT the Clerk of this Court is ordered, authorized and directed to pay the sums due the restricted Indians to the Treasurer of the United States and deliver the same to the Superintendent of the Five Civilized Tribes at Muskogee, Oklahoma, to be disbursed as other Indian monies are disbursed.

Royce H. Seyers
United States Judge

APPROVED:

Walt T. Hauser
United States Attorney

Dickson M. Saunders
Guardian Ad Litem

Ernest R. Brown
Attorney for Plaintiff

IN SENATE, JANUARY 15, 1948.

IN SENATE,

Plaintiff,

-vs-

JAMES W. SMITH, JAMES W. SMITH
JAMES W. SMITH, JAMES W. SMITH
JAMES W. SMITH, and JAMES W. SMITH,
and the Unknown Heirs, Executors,
Administrators, devisees, Trustees,
and assigns, immediate and remote,
of JAMES W. SMITH, Deceased,

Defendants,

UNITED STATES OF AMERICA,

Intervenor.

No. 2265 Civil

FILED

JAN 15 1948

NOBLE C. ROOD
Clerk U. S. District Court

REAL ESTATE COMMISSIONERS REPORT OF COMMISSIONERS
AND ORDER OF SALE

Now, on this the 15th day of January, 1948, came on for hearing the motion of the plaintiff, Lewis Seiler, for an order confirming the report of the commissioners and for an order of sale of the premises in question herein, situate in Tulsa County, Oklahoma, to-wit:

Northwest quarter (13) of Southwest quarter (3) of Southeast quarter (22) of Section Eighteen (18), Township Twenty (20) North, Range Fourteen (14) East;

and it appearing to the Court that Rashie C. Smith, G. C. Seiler and James A. De Vinna, the commissioners appointed by this Court to make partition of the lands and premises in question in this cause between the said parties to this action, have made their return stating that it appears to them that partition of the real estate in question in this cause cannot be made without manifest injury and great prejudice to the owners thereof, and the Court being satisfied that such report is just and correct, and said commissioners having appraised said lands at the sum of five hundred and no/100 Dollars (\$500.00), and many of the parties hereto have elected to bid the same at said partitionment.

It is ordered by this court that said report
of the said commissioners be confirmed and that the lands
therein described be set for the Northern District of the
State of Oklahoma, sell the said lands in question at public
auction to the highest bidder, at not less than the full
appraised value, after giving notice according to law of
the time and place of such sale.

Lower Broadus
District Judge.

W. W. W. W. W.

John J. Hargy, Esq.

John S. Hargy
Guardian ad litem of
John Buster Hargy
and Mary Hargy, minors

11443

JAN 30 1948

NOBLE C. HOOD
Clerk U. S. District Court

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

WILLIAM S. ...

No. 2110 (CIVIL)

v.

WILLIAM S. ... and
JAMES H. ...

SUBMITT

It is respectfully submitted to the court on
January 2, 1948, and the court now being well and sufficiently
advised in the premises files herein its findings of fact and
conclusions of law in accordance wherewith it is respectfully
submitted, as follows:

That the insured, Kenneth C. Spshaw, had the right to designate
persons who stood in loco parentis to him as beneficiaries of the
insurance;

That the insured, Kenneth C. Spshaw, designated Jeff H. Kezer
and Jane Kezer as principal and contingent beneficiaries of the
insurance;

That the defendants, Jeff H. Kezer and Jane Kezer, stood in
loco parentis to the insured, Kenneth C. Spshaw;

That the defendant, United States of America, is not liable to
the plaintiff, Kenneth C. Spshaw, on the insurance policy and the said
Jeff H. Kezer and Jane Kezer are the principal and contingent
beneficiaries.

That James H. ... attorneys of record for the
defendants, Jeff H. Kezer and Jane Kezer, be and are hereby allowed
a fee for their services of ten (10) per cent of the amount due and
to become due the said defendants under the policy of insurance of
which they are declared to be the principal and contingent
beneficiaries. Said fee to be paid said attorneys by the veterans'

administration of the agents to be made under the judgment
and decree at a rate not exceeding one-cent (1/100) of each
of such agents until paid;

Costs of the plaintiff to be by herby dismissed
and he shall pay the costs of this action.

This 10th day of January, 1944.

Brown B. Brown
Edward Broadus
U. S. District Judge

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

Beatrice Allen Freeman, a minor, by her father and mother, J. D. Freeman and Ethel Freeman, as next friend,

Plaintiff,)

vs.)

Beulah Reed,)

Defendant.)

No. 2176-C

FILED

JAN 22 1948

ROBERT C. HOOD
Clerk U. S. District Court

JOURNAL ENTRY OF JUDGMENT

This cause coming on for hearing before the Honorable Royce H. Savage, Judge of the United States District Court for the Northern District of Oklahoma, sitting in Tulsa, Oklahoma, on this 22nd day of January, 1948, the plaintiff appearing in person and by her next friend, and her counsel of record, and the defendant appearing by her counsel of record, and a jury having been waived in open Court by all the said parties and all of said parties agreeing in open Court that said action may be tried to the Court without the intervention of a jury forthwith and without further notice, the Court thereupon proceeded to examine the pleadings and hear the testimony of witnesses sworn and examined in open Court, and at the conclusion thereof finds: That the plaintiff is entitled to judgment in the sum of Seven Thousand Dollars (\$7,000.00) together with the costs in her action herein expended.

IT IS THEREFORE, by the Court ordered, adjudged and decreed, that the plaintiff have, and judgment is hereby rendered in favor of said plaintiff, and against the defendant in the total sum of Seven Thousand Dollars (\$7,000.00) and the costs of this action.

Royce H. Savage

ROYCE H. SAVAGE, JUDGE

Frank W. Little

U. S. DISTRICT COURT FOR THE DISTRICT OF COLUMBIA
OF COLUMBIA

Don May
vs
Robert A. Baker, et al,
Plaintiff,
Defendants.)

C. S. Civil
FILED

JAN 26 1946

NOBLE C. HOOD
Clerk U. S. District Court

JUDICIAL ENTRY

In this 20th day of January, 1946, the case being a day of the regular January, 1946 term of said court at S. D. C. C., this cause came on for trial pursuant to regular assignment, the said Plaintiff being present in person and by his attorneys of record, and the Defendants being present by their attorney of record; and both parties announcing ready for trial and a jury being waived in open court, trial is had to the court. Thereupon, in open court, Plaintiff moves the court to dismiss from his petition, with ~~out~~ prejudice, the claim for damages sustained to the automobile and trailer as set out and alleged in Paragraph 12 of Plaintiff's petition, the Defendants consenting to such dismissal and it is by the court ordered that said motion be sustained.

Thereupon, the Plaintiff offers his evidence as to all other damages alleged in his petition, and costs. And the Defendants announce that they have no evidence to offer in said case. And the court, after hearing the evidence of witnesses and being fully advised, on consideration finds that the Plaintiff has sustained the allegations of his petition and is entitled to judgment thereon.

... judgment, entered as decreed by the court
... recover of the said
... and the ... casualty
... the sum of \$100.00, and for the
... 24.74. It is further ordered
... does not cover dam-
... and ... cause
... ~~of~~ prejudice.

W. Grant

Wm. B. ...

...

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

FILED

JAN 26 1948

Linda May, a minor, by Don May, her father and next friend,	Plaintiff,	} NOBLE C. HOOD Clerk U. S. District Court
vs		
Robert E. Walker, et al,	Defendants.	} No. 2014-CIVIL

JOURNAL ENTRY

On this 26th day of January, 1948, the same being a day of the regular January, 1948 term of said court at Tulsa, Oklahoma, this cause came on for hearing pursuant to regular assignment for trial, the said Plaintiff appearing in person and by her attorney of record, and the Defendants being present by their attorney of record; and both parties announcing ready for trial and a jury being waived in open court, trial is had to the court.

Whereupon, the Plaintiff introduces her evidence and rests, and the Defendants announce that they have no evidence to offer in said case. And the court, after hearing the evidence and being fully advised, on consideration finds that the Plaintiff has sustained the allegations of her petition and is entitled to judgment thereon.

It is therefore, ordered, adjudged and decreed by the court that the said Plaintiff, Linda May, a minor, by Don May, her father and next friend, have and recover of the said Defendants, Robert E. Walker and American Fidelity & Casualty Company, Inc., a corporation, the sum of \$500.00, and for the costs of this action taxed at \$20.00.

[Signature]
Judge

OR: [Signature]
Attorney for Plaintiff

OR: [Signature]
Attorney for Defendants

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

EILED

JAN 26 1948

Donna May, a minor, by Don May,
her father and next friend,

Plaintiff,)

vs

Robert P. Walker, et al,

Defendants.)

NOBLE C. HOOD
Clerk U. S. District Court
No. 2016-Civil

JOURNAL ENTRY

On this 26th day of January, 1948, the same being a day of the regular January, 1948 term of said court at Tulsa, Oklahoma, this cause came on for hearing pursuant to regular assignment for trial, the said Plaintiff appearing in person and by her attorneys of record, and the Defendants being present by their attorney of record; and both parties announcing ready for trial and a jury being waived in open court, trial is had to the court.

Thereupon, the Plaintiff introduces her evidence and rests, and the Defendants announce that they have no evidence to offer in said case. And the court, after hearing the evidence and being fully advised, on consideration finds that the Plaintiff has sustained the allegations of her petition and is entitled to judgment thereon.

It is therefore, ordered, adjudged and decreed by the court that the said Plaintiff, Donna May, a minor, by Don May, her father and next friend, have and recover of the said Defendants, Robert P. Walker and American Fidelity & Casualty Company, Inc., a corporation, the sum of \$500.00, and for the costs of this action taxed at \$29.00.

W. J. ...
Judge

OK: W. J. ...
Attorney for Plaintiff

OK: G. ...
Attorney for Defendants

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

FILED

JAN 26 1948

Mary Lou May, a minor, by Don May,
her father and next friend,)
Plaintiff,)
vs)
Robert R. Walker, et al,)
Defendants.)

NOBLE C. HOOD
Clerk U. S. District Court
No. 2017-Civil

JOURNAL ENTRY

On this 26th day of January, 1948, the same being a day of the regular January, 1948 term of said court at Tulsa, Oklahoma, this cause came on for hearing pursuant to regular assignment for trial, the said Plaintiff appearing in person and by her attorneys of record, and the Defendants being present by their attorney of record; and both parties announcing ready for trial and a jury being waived in open court, trial is had to the court.

Thereupon, the Plaintiff introduces her evidence and rests, and the Defendants announce that they have no evidence to offer in said case. And the court, after hearing the evidence and being fully advised, on consideration finds that the Plaintiff has sustained the allegations of her petition and is entitled to judgment thereon.

It is therefore, ordered, adjudged and decreed by the court that the said Plaintiff, Mary Lou May, a minor, by Don May, her father and next friend, have and recover of the said Defendants, Robert R. Walker and American Fidelity & Casualty Company, Inc., a corporation, the sum of \$500.00, and for the costs of this action taxed at \$ 21.30.

[Signature]
Judge

OK: *[Signature]*
Attorneys for Plaintiff

OK: *[Signature]*
Attorney for Defendants

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

FILED

JAN 26 1948

Barbara May, a minor, by Don May,
her father and next friend,

Plaintiff,)

vs)

Robert R. Walker, et al,

Defendants.)

NOBLE C. HOOD
Clerk U. S. District Court

No. 2018-Civil

JUDICIAL ENTRY

On this 26th day of January, 1948, the same being a day of the regular January, 1948 term of said court at Tulsa, Oklahoma, this cause comes on for hearing pursuant to regular assignment for trial, the said Plaintiff appearing in person and by her attorneys of record, and the Defendants being present by their attorney of record; and both parties announcing ready for trial and a jury being waived in open court, trial is had to the court.

Thereupon, the Plaintiff introduces her evidence and rests, and the Defendants announce that they have no evidence to offer in said case. And the court, after hearing the evidence and being fully advised, on consideration finds that the Plaintiff has sustained the allegations of her petition and is entitled to judgment thereon.

It is therefore, ordered, adjudged and decreed by the court that the said Plaintiff, Barbara May, a minor, by Don May, her father and next friend, have and recover of the said Defendants, Robert R. Walker and American Fidelity & Casualty Company, Inc., a corporation, the sum of \$1,000.00, and for the costs of this action taxed at \$125.00.

Judge

OK: J. Frank Herbert
Attorneys for Plaintiff
J. Frank Herbert

OK: W. H. Whelan
Attorney for Defendants



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

United States of America,)
)
v.)
)
Chas. G. Sharp, S. A. James, George)
F. Hodson, C. C. Sellers, J. W. Smith)
and W. T. North, if living, or if any)
of said persons be deceased, then the)
unknown heirs, executors, administrat-)
ors, devisees, trustees and assigns of)
such deceased persons; and the Kay-Kelly)
Motor Company, a corporation, or if dis-)
solved, then the unknown successors,)
assigns and trustees of such dissolved)
corporation; J. A. Krates, Jr.; Board)
of County Commissioners of Delaware)
County, Oklahoma; Mary Ella McCown,)
County Treasurer of Delaware County,)
Oklahoma; and Clark Bell, County Assessor)
of Delaware County, Oklahoma,)
Defendants.)

No. 2075 Civil.

FILED
 NOV 21 1946
 NOBLE C. HOOD
 Clerk U. S. District Court

J U D G M E N T

Now, on this 16th day of December, 1947, the above matter coming on for trial, and the plaintiff, United States of America, appearing by Whit Y. Meuxy, United States Attorney, and John W. McCune, Assistant U. S. Attorney, for the Northern District of Oklahoma, and none of the defendants appearing, the Court proceeded to hear the evidence offered on behalf of the plaintiff, and, from such evidence and examination of the files, makes the following findings:

The Court finds that the defendants Chas. G. Sharp, S. A. James,



George F. Hodson, T. C. Sellers, J. E. Smith and W. T. North, if living, or if any of said persons be deceased, then the unknown heirs, executors, administrators, devisees, trustees and assigns of such deceased persons; the Day-Kelly Motor Company, a corporation, or if dissolved, then the unknown successors, assigns and trustees of such dissolved corporation, were duly served by publication in the Grove Sun of Grove, Oklahoma, a news paper in general circulation in Delaware County, Oklahoma, which publication was had once a week for six consecutive weeks beginning October 16, 1947, in accordance with the order of this Court on October 7, 1947, and that said publication of service is hereby approved by the Court.

The Court further finds that the defendant J. A. Frater, Jr., has filed a disclaimer herein; and that the defendants the Board of County Commissioners of Delaware County, Oklahoma, Mary Lilla McCoen, County Treasurer of Delaware County, Oklahoma, and Clark Bell, County Assessor of Delaware County, Oklahoma, have filed an answer herein admitting the allegations of the plaintiff's complaint.

The Court further finds that:

The South Half of the Northeast Quarter of the Southwest Quarter and the North Half of the Southeast Quarter of the Southwest Quarter, of Section 21, Township 23 North, Range 25 East, Delaware County, Oklahoma,

was allotted by the Cherokee Nation by the Act of Congress (32 Stat. 716) to May O'Harry, one-half blood newborn Cherokee, Roll No. M-4243, as her homestead, and that a homestead deed was issued accordingly, and duly recorded; that the said May O'Harry has been the owner of said property ever since the issuance of said homestead deed, and is now the owner of and entitled to the possession of the same. That on July 23, 1930, and in

pursuance of Section 4 of the Act of Congress of May 10, 1928, the above described land was selected and designated as tax exempt in the name of May O'Harry; that a certificate designating said land as tax exempt was duly issued to the said May O'Harry and recorded on January 30, 1931, in Book 114, at page 119, of the records of the County Clerk of Delaware County, Oklahoma; and that by reason thereof said land has at all times since the aforesaid allotment been tax exempt and restricted against alienation, except in the manner provided by law.

The Court further finds that all of the following instruments and conveyances for this said real estate are of record in the Office of the County Clerk of Delaware County, Oklahoma, to-wit:

A re-sale tax deed to the Board of County Commissioners of Delaware County, Oklahoma, dated May 19, 1936;

A county deed from the Board of County Commissioners of Delaware County, Oklahoma, to Chas. G. Sharp, dated December 6, 1937, and recorded January 26, 1942, in Book 147, at page 694;

A county deed from the Board of County Commissioners of Delaware County to J. A. Frates, Jr., dated March 4, 1940, and recorded March 16, 1940, in Book 135, at page 571;

A contract of exchange executed May 23, 1942, between S. M. James and George F. Hodson, and recorded December 15, 1942, in Book 151, at page 329;

Warranty Deed executed by May O'Harry to W. C. Sellers, dated April 20, 1921, recorded in Book 77, at page 408, of the records of Delaware County, Oklahoma;

Warranty Deed by the same grantor to W. T. North, dated December 2, 1922, recorded in Book 83, at page 143 of the records of Delaware County, Oklahoma;

Mortgage executed by the same grantor to Kay-Kelly Motor Company, a corporation, dated January 31, 1927, and recorded in Book 86, at page 465 of the records of Delaware County, Oklahoma; and,



Warranty deed executed by W. O. North to J. W. Smith, recorded in Book 81, at page 220 of the records of Delaware County,

and that all of said instruments and conveyances are void and should be cancelled.

The Court further finds that all assessments for ad valorem taxes and ad valorem taxes levied against said property for all years to and including the year 1948 are void and that the same should be cancelled, and the defendant Clark Bell, as County Assessor of Delaware County, should be restrained from assessing said property for taxes; and that the defendant Mary Ella McCown, as County Treasurer of Delaware County, should be restrained from collecting or enforcing collection of any taxes against the said premises.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff have judgment against the above named defendants and all persons claiming by, through, or under them, quieting the title to the above described property in the said May O'Harry, and that the instruments and deeds above set forth be and the same are hereby cancelled and removed as a cloud upon the title of said premises.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all ad valorem taxes assessed or levied against said property for any years to and including 1948 be and the same are hereby cancelled; that said property is decreed to be tax exempt; that the defendant Clark Bell, as County Assessor of Delaware County, and his successors in office, be and are hereby restrained from assessing any taxes against the said property; and that the defendant Mary Ella McCown, as County Treasurer of Delaware County, and her successors in office, be restrained from asserting or



collecting or attempting to collect any taxes against said property.

IT IS FURTHER ORDERED that the court costs in the sum of \$62.00 be taxed against the defendant the Board of County Commissioners of Delaware County, Oklahoma.

District Judge.



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

United States of America,
Plaintiff,
v.
Nellie M. Corp,
Defendant.

No. 2171 Civil

FILED

Jan 27 1948

J U D G M E N T

NOBLE C. HOOD
Clerk U. S. District Court

NOW, on this 26th day of January, 1948, there coming on for hearing the above entitled action, and the plaintiff, UNITED STATES OF AMERICA appearing by Whit Y. Mausy, United States Attorney, and John W. McCune, Assistant U. S. Attorney, Northern District of Oklahoma, and the defendant, Nellie M. Corp, appearing not, and it appearing to the Court that said defendant was duly and regularly served with summons more than 20 days prior to this date and that said defendant has not filed pleadings herein, the Court finds that said defendant should be adjudged in default.

The Court further finds that a proper affidavit of Non-military Service has been filed herein.

The Court further finds that the defendant, Nellie M. Corp, between November 30, 1940, and April 15, 1941, while acting as County Supervisor of the school lunch, garden and canning project of the Works Progress Administration in Tulsa County, wrongfully and unlawfully, and in violation of the rules and regulations of the said WPA, use WPA labor



to construct a house, fence, and other permanent improvements upon a farm near the town of Jenks in Tulsa County. The Court further finds that said use of said WPA labor was unlawful and resulted in the payment by the United States of America of the sum of \$1212.12 in wages to individuals, and that plaintiff is entitled to judgment upon its first count, less a credit of \$250.00.

The Court further finds that between January 1, and April 11, 1941, said defendant did unlawfully and wrongfully use WPA labor to clear timber from a 10-acre tract in the vicinity of Collinsville, Oklahoma; that such use of WPA labor was a violation of the rules and regulations of the WPA; that the plaintiff did pay the sum of \$1684.80 in wages for the use of such wrongfully used labor, and that the plaintiff is entitled to recover said sum.

The Court further finds upon the third count that the defendant did between February 22, 1941 and June 20, 1941, in violation of WPA regulations, use WPA labor for the wrongful purpose of fencing a farm near Dawson, Oklahoma, and that as a result of such unlawful use of the defendant that the plaintiff did pay out the sum of \$90.18 in wages.

The Court further finds upon the fourth count that the defendant while acting as supervisor of said project did, from December 20, 1940, to January 20, 1941, wrongfully and in violation of WPA regulations, use WPA labor for the purpose of clearing timber from a tract of land near Liberty, Oklahoma; that such use of said labor was in violation of the WPA regulations and that as a result thereof the plaintiff did pay out the sum of \$2488.20 as wages to such unlawfully diverted labor.

The Court further finds that upon the fifth count that the defendant while acting as such supervisor did between February 22, 1941, and April 4, 1941, unlawfully and in violation of WPA regulations use WPA



labor to sow oats upon a tract of land near Sixty, Oklahoma; that such use of WPA labor was a violation of WPA regulations and that as a result thereof the plaintiff did pay out the sum of \$103.40 in wages upon said project.

The Court further finds that said plaintiff has made demand upon said defendant for said sums and that the payment thereof has been refused.

The Court further finds that all of the aforesaid use of said WPA labor was made by the defendant while acting as supervisor of said WPA project, and without any authority and in violation of the WPA rules and regulations, and that by reason thereof the plaintiff is entitled to judgment against the defendant for said amounts.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff have judgment against the defendant on:

Count 1, for the sum of \$1212.12, with interest thereon at 6% per annum from June 20, 1941, less the sum of \$250.00;

Count 2, for the sum of \$1684.80, with interest thereon at 6% per annum from April 11, 1941;

Count 3, for the sum of \$90.18, with interest thereon at the rate of 6% per annum from June 20, 1941, less the sum of \$45.00;

Count 4, for \$2488.20, with interest thereon at 6% per annum from June 20, 1941; and

Count 5, for \$103.40, with interest thereon at 6% per annum from April 11, 1941;

and for its costs in this action.

DISTRICT JUDGE.

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

JUANITA MALONEY,

Plaintiff,

vs.

PETROLEUM PUBLISHING COMPANY,
a corporation,

Defendant.

No. 2197

FILED

JAN 26 1948

NOBLE C. HOOD
Clerk U. S. District Court

FINDINGS OF FACT, CONCLUSIONS OF LAW,

AND JUDGMENT

This cause comes on for trial this the 23rd day of January, 1948, both parties being represented by counsel. The Court makes the following Findings of Fact and Conclusions of Law:

Findings of Fact

1. The Plaintiff in her Petition seeks to recover from the Defendant the sum of \$2,478.41 for overtime compensation, the additional sum of \$2,478.41 as liquidated damages, a reasonable attorney's fee and costs under the provisions of the Fair Labor Standards Act, as amended.
2. The Plaintiff and the Defendant, through their attorneys, have effected a settlement of this case whereby, subject to the approval of the Court, an agreed Judgment is to be rendered against the Defendant and in favor of the Plaintiff in the amount of \$500.00 for all overtime compensation, liquidated damages, and other charges, liabilities, penalties, and fees that may have accrued in favor of the Plaintiff under the Fair Labor Standards Act, as amended, or otherwise prior to the 15th day of September, 1947, the date of the filing of the Plaintiff's Petition, plus an attorney's fee of \$225.00.

3. Said settlement is fair and reasonable and judgment should be entered against the Defendant and in favor of the Plaintiff in accordance therewith.

Conclusions of Law

1. That judgment should be entered in favor of the Plaintiff and against the Defendant for the sum of \$500.00, for all overtime compensation, liquidated damages, and other charges, liabilities, penalties, and fees owing by the Defendant to the Plaintiff on or prior to September 15, 1947, the date of the filing of the Plaintiff's Petition, plus a reasonable attorney's fee of \$225.00, and that the Defendant is not otherwise indebted to the Plaintiff for overtime compensation, liquidated damages, attorney's fees, and other charges, liabilities, penalties, and fees, under the Fair Labor Standards Act, as amended, or otherwise.

Judgment

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Plaintiff have and recover of the Defendant, the sum of \$500.00, together with the sum of \$225.00 as attorney's fees, in full payment and settlement to the Plaintiff of all overtime compensation, liquidated damages, and other charges, liabilities, penalties, and fees, under the Fair Labor Standards Act, as amended, or otherwise, existing on or prior to September 15, 1947, and that the Plaintiff recover her costs expended in this case.

Approved as to substance
and to form:

[Handwritten signature]

Judge

[Handwritten signature]
Plaintiff

[Handwritten signature]
Attorney for Plaintiff

[Handwritten signature]
Attorney for Defendant

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

JOE MORRIS,

Plaintiff,

vs.

No. 2210-Civil.

MISSOURI, KANSAS & TEXAS
RAILROAD COMPANY, a corporation,

Defendant.

FILED

JAN 20 1948

WOSLE C. HOOD
Clerk U. S. District Court

JOURNAL ENTRY

Now on this 16 day of January, 1948, come
the parties hereto and file and present stipulation by the terms
of which it appears that all matters and things in controversy
in the above entitled and numbered cause have been finally and
fully settled, and that this cause should be dismissed, with
prejudice, at the costs of defendant, and the court having seen
said stipulation and being fully advised in the premises;

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED by the
court that this case be and it is hereby dismissed with prejudice,
at the costs of the defendant.

Bowen Broadbent
Judge.

O.K.

R. P. [Signature]
Attorney for Plaintiff.

JOHN E. M. TAYLOR

C. S. WALKER
Attorneys for Defendant.

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

816.61 acres of land, more or
less, situate in Creek County,
Oklahoma, and Jack Abraham, et al.,

Respondents

No. 3234 Civil

FILED

JAN 26 1948

THOMAS C. HOOD
U. S. District Court

ORDER GRANTING POSSESSION

Now on this 26th day of January, 1948, the United States of
America, by Curtis P. Harris, Special Attorney for the Department of Justice,
appeared before this court and presented a verified petition for condemna-
tion in the above entitled proceeding, in which it is prayed that this court
enter an order granting to the United States of America immediate possession
of the lands described in the petition.

And the Court, having considered the matter and having examined all
papers and documents filed herein, finds that said petition for condemnation
has been duly filed in this proceeding at the request and under the authority
of the Secretary of the Army and the Attorney General of the United States of
America; that it is necessary that the United States of America take immedi-
ate possession of the lands hereinafter described; that funds have been ap-
propriated and made available for the payment of just compensation for the
lands to the persons entitled thereto; and that pursuant to the provisions
of Section 8 of the River and Harbor Act approved July 18, 1918 (40 Stat.
911), and Section 8 of the Flood Control Act approved August 18, 1941
(Public Law 228-77th Congress), and the "War Department Civil Appropriation
Act, 1948", approved July 31, 1947, the United States of America is entitled
to immediate possession of the land described in said petition.

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

Tract No. A-1

North 20.69 acres of Lot 1, and North Half of Northeast Quarter of Northwest Quarter ($N\frac{1}{2} NE\frac{1}{4} NW\frac{1}{4}$), in Section 19, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 40.69 acres, more or less.

Tract No. A-2

North Half of Northeast Quarter ($N\frac{1}{2} NE\frac{1}{4}$) of Section 24, Township 17 North, Range 9 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 80.00 acres, more or less.

Tract No. A-3

Southeast Quarter of Southeast Quarter ($SE\frac{1}{4} SE\frac{1}{4}$) of Section 13, Township 17 North, Range 9 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 40.00 acres, more or less.

Tract No. A-4

West Half of the Southeast Quarter ($W\frac{1}{2} SE\frac{1}{4}$) of Section 13, Township 17 North, Range 9 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 80.00 acres, more or less.

Tract No. A-6

Northeast Quarter of Northeast Quarter ($NE\frac{1}{4} NE\frac{1}{4}$), and South Half of Northeast Quarter ($S\frac{1}{2} NE\frac{1}{4}$), and Northeast Quarter of Southeast Quarter ($NE\frac{1}{4} SE\frac{1}{4}$) of Section 13, Township 17 North, Range 9 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 160.00 acres, more or less.

Tract No. A-7

Lot 1 and Northeast Quarter of Northwest Quarter ($NE\frac{1}{4} NW\frac{1}{4}$) of Section 18, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 81.46 acres, more or less.

Tract No. A-8

West Half of Northeast Quarter ($W\frac{1}{2} NE\frac{1}{4}$) of Section 18, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 30.00 acres, more or less.

Tract No. A-9

North Half of North Half of Northwest Quarter of Southeast Quarter ($N\frac{1}{2} N\frac{1}{2} NW\frac{1}{4} SE\frac{1}{4}$) of Section 18, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 10.00 acres, more or less.

Tract No. A-11

East Half of Southwest Quarter ($E\frac{1}{2} SW\frac{1}{4}$), and Southeast Quarter of Northwest Quarter ($SE\frac{1}{4} NW\frac{1}{4}$) of Section 18, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 120.00 acres, more or less.

Tract No. A-12

Lots 3 and 4, in Section 18, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 82.99 acres, more or less.

Tract No. A-13

Lot 2, in Section 18, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 41.47 acres, more or less.

Tract No. A-1

North 20.69 acres of Lot 1, and North Half of Northeast Quarter of Northwest Quarter ($N\frac{1}{2} NE\frac{1}{4} NW\frac{1}{4}$), in Section 19, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 40.69 acres, more or less.

Tract No. A-2

North Half of Northeast Quarter ($N\frac{1}{2} NE\frac{1}{4}$) of Section 24, Township 17 North, Range 9 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 80.00 acres, more or less.

Tract No. A-3

Southeast Quarter of Southeast Quarter ($SE\frac{1}{4} SE\frac{1}{4}$) of Section 13, Township 17 North, Range 9 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 40.00 acres, more or less.

Tract No. A-4

West Half of the Southeast Quarter ($W\frac{1}{2} SE\frac{1}{4}$) of Section 13, Township 17 North, Range 9 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 80.00 acres, more or less.

Tract No. A-6

Northeast Quarter of Northeast Quarter ($NE\frac{1}{4} NE\frac{1}{4}$), and South Half of Northeast Quarter ($S\frac{1}{2} NE\frac{1}{4}$), and Northeast Quarter of Southeast Quarter ($NE\frac{1}{4} SE\frac{1}{4}$) of Section 13, Township 17 North, Range 9 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 160.00 acres, more or less.

Tract No. A-7

Lot 1 and Northeast Quarter of Northwest Quarter ($NE\frac{1}{4} NW\frac{1}{4}$) of Section 18, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 81.46 acres, more or less.

Tract No. A-8

West Half of Northeast Quarter ($W\frac{1}{2} NE\frac{1}{4}$) of Section 18, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 80.00 acres, more or less.

Tract No. A-9

North Half of North Half of Northwest Quarter of Southeast Quarter ($N\frac{1}{2} N\frac{1}{2} NW\frac{1}{4} SE\frac{1}{4}$) of Section 18, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 10.00 acres, more or less.

Tract No. A-11

East Half of Southwest Quarter ($E\frac{1}{2} SW\frac{1}{4}$), and Southeast Quarter of Northwest Quarter ($SE\frac{1}{4} NW\frac{1}{4}$) of Section 18, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 120.00 acres, more or less.

Tract No. A-12

Lots 3 and 4, in Section 18, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 82.99 acres, more or less.

Tract No. A-13

Lot 2, in Section 18, Township 17 North, Range 10 East of the Indian Base and Meridian, in Creek County, Oklahoma, containing 41.47 acres, more or less.

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



JUDGE

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

MO. ATCHISON, TOPSICA AND SANTA FE
RAILWAY COMPANY, a corporation,

Plaintiff,

vs.

TOM KELLY,

Defendant.

No. 2180-Civil

JAN 27 1948

WALTER B. BROWN
Clerk of District Court

JUDGMENT

Now on this 23rd day of January, 1948, the same being a judicial day of the regular term of the above entitled Court, there came regularly on for hearing the motion of the plaintiff for default judgment; the plaintiff appearing by its attorneys of record, presented by Valjean Elddison, but the defendant appeared not.

Thereupon the Court found from the record and the evidence including the verified petition of the plaintiff, that the defendant has been duly and legally served with summons herein but has wholly failed to answer or otherwise plead to the complaint of the plaintiff, and that his answer or other plea is long past due and that he has wholly made default herein; that the defendant has never entered an appearance in this cause, and that notice of the hearing of said motion for default judgment is not required by law or rule of Court; that the allegations of said motion for default judgment and the allegations of plaintiff's complaint are true and that the defendant, Tom Kelly, is indebted to the plaintiff as alleged in the complaint in the sum of \$321.42.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED that said motion for default judgment should be and the same is hereby sustained and that the plaintiff do have and recover of and from the Defendant Tom Kelly, the sum of \$321.42 together with the costs of this action taxed at \$28.20, for which let execution issue.

W. B. Brown
Valjean Elddison

WALTER B. BROWN
Judge 127

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

W. D. Reynolds,

vs.

Vera E. Reynolds, E. L. Smith
and Phil W. Davis, Jr.,

Plaintiff,

Defendants.

No. 2046 Civil

Filed -

Jan. 30, 1947

M. C. Hood, Clerk
U. S. Dist Court

FININGS OF FACT AND
CONCLUSIONS OF LAW
AND JUDGMENT

Now on this 17th day of November, 1947, this cause comes on in regular order to be heard and tried. The plaintiff, W. D. Reynolds, appears in person and by his attorneys, Summers Hardy and Milton W. Hardy. The defendants, Vera E. Reynolds, E. L. Smith and Phil W. Davis, Jr., appear, each in person, and by their attorneys, E. L. Smith and Phil W. Davis, Jr.

And thereupon the defendants, each and separately, renew their several objections to the jurisdiction of the court and to the venue of this action as recited in their motions to dismiss and in their motion for summary judgment, heretofore filed herein, which objections are by the court overruled, and the parties having announced ready for trial, the court examines the record in this cause, including the pleadings and the proceedings heretofore had, and it appearing to the satisfaction of the court therefrom that the court has jurisdiction of this cause and of the subject matter thereof and of the parties hereto, the court so finds, and orders that the trial of this cause proceed.

And thereupon the statements of counsel, appearing as aforesaid, are made to the court, and the plaintiff offers to introduce evidence upon the part and behalf of the plaintiff, to which the defendants, each separately and severally objects upon the ground that it appears from the amended complaint of

the plaintiff that the plaintiff is not entitled to recover any relief in this action, which objection is

And thereupon it is stipulated by all counsel that the court shall treat as having been duly introduced in evidence and shall consider upon this trial

(a) the entire record in the cause in the Court of Common Pleas of Tulsa County, Oklahoma, titled and numbered Vera H. Reynolds, plaintiff, vs. W. D. Reynolds, defendant, No. 25,861;

(b) the entire record in the appellate proceeding in the Supreme Court of Oklahoma titled and numbered W. D. Reynolds, plaintiff in error, vs. Vera H. Reynolds, defendant in error, No. 30,757, containing a transcript of the aforesaid record in the said Court of Common Pleas, and the briefs of the parties filed in the Supreme Court of Oklahoma in said proceeding No. 30,757; and

(c) the entire record in the Supreme Court of the State of Oklahoma in the proceeding for prohibition therein titled and numbered Vera H. Reynolds, petitioner, vs. The District Court of Washington County, State of Oklahoma, and James T. Shipman, Judge of the District Court of Washington County, Oklahoma, respondents, No. 32,822,

insofar as these are material to the issues in this cause.

And thereupon the plaintiff introduces other and further evidence upon the part and behalf of the plaintiff and rests, and the defendants and each of them having introduced no other or further evidence, the evidence is closed.

And thereupon respective counsel present argument in order, the argument is closed, and thereupon the court, being now fully and duly advised in the premises upon consideration thereof finds, to-wit:

FINDINGS OF FACT

First

At the time this action was commenced plaintiff herein, W. D. Reynolds, who is identical with Dana Reynolds, was a citizen and resident of Arkansas, defendant herein, Vera H.

Reynolds, was a citizen and resident of the West
Oklahoma and defendants herein H. L. Smith and Phil W.
Jr., were citizens and residents of the Northern District of
Oklahoma. The matter in controversy herein exceeds, exclusive
of interest and costs, the sum or value of \$3,000, and arises
under the Constitution and laws of the United States.

Second

Vera B. Reynolds on August 17, 1932, recovered, as
plaintiff, in case No. 12,105 in the District Court of Washing-
ton County, Oklahoma, a decree of divorce from W. D. Reynolds,
as defendant in that action, and in this decree she was awarded
the custody of their minor child, Helen, and the sum of \$100.00
per month for the maintenance and support of the child. This
decree was unappealed from and became final.

Third

Thereafter the District Court of Washington County,
Oklahoma, upon the hearing of a citation issued by it in case
No. 12,105 requiring the defendant therein, W. D. Reynolds, to
show cause why he should not be punished for contempt alleged by
the plaintiff in that action, Vera B. Reynolds, to have been com-
mitted by him in failing to pay the award for maintenance and
support of the child, found that he was without means to pay the
theretofore matured installments of the award for maintenance
and support of the child, and upon said finding dismissed the
citation, but did not change and did not modify the provisions
of the divorce decree with respect to said award or otherwise.

Fourth

Thereafter and prior to October 17, 1939, W. D. Reynolds
expended the total sum of \$2,495.52 for tuition, board and other

similar items for the personal benefit and use of the child whom he had placed in boarding school with the knowledge and consent of Vera H. Reynolds. There was no agreement between W. D. Reynolds and Vera H. Reynolds that any of said expenditures by W. D. Reynolds should be credited upon the award which she had recovered from him for maintenance and support of the child in case No. 12,105, nor was there any agreement that said expenditures should affect the right of Vera H. Reynolds to the payment of the award or any of it.

Fifth

On October 17, 1939, Vera H. Reynolds, as plaintiff, commenced an action, docketed as number 25,861, in the Court of Common Pleas of Tulsa County, Oklahoma, against W. D. Reynolds as defendant to recover the installments of the award in case 12,105 in the District Court of Washington County, Oklahoma which had matured during the minority of the child, none of which had been paid. In case 25,861 in the Court of Common Pleas W. D. Reynolds alleged in his answer that he had paid, since the date of the decree in case 12,105, for the use and benefit of the child, Helen, and during her minority, money, property and other things of value far in excess of the amount claimed in case 25,861 by Vera H. Reynolds, that Vera H. Reynolds had agreed, consented and acquiesced in said payments by him and that by reason thereof Vera H. Reynolds was precluded from recovering in case 25,861. On the trial of 25,861 in the Court of Common Pleas evidence was heard upon this issue so tendered by W. D. Reynolds, and the Court of Common Pleas on August 5, 1941, found that W. D. Reynolds had expended, since the date of the decree of the District Court of Washington County in case 12,105 the total sum of \$2,495.52, for the use or benefit of the child, that there was no specific agreement between him and Vera H. Reynolds that said expenditures should be applied on the award made to her in

case 12,105 for the maintenance and support of the child, concluded that W. D. Reynolds was not entitled to any set-off or credit, on account of said expenditures, upon or against the claim of the plaintiff, Vera H. Reynolds, in case 25,861, and rendered judgment accordingly, denying the demand of W. D. Reynolds for abatement, on account of said expenditures, of the claim of Vera H. Reynolds, and adjudging that she recover of him \$2,453.70, including interest, for all the installments of the award made by the District Court of Washington County, Oklahoma (except certain installments that had become barred by the statute of limitations), in the decree in case No. 12,105 and costs of the action No. 25,861. Upon an appeal by W. D. Reynolds from this judgment of the Court of Common Pleas the Supreme Court of Oklahoma affirmed it in all respects.

Sixth

At the time the present action was commenced Vera H. Reynolds was attempting to enforce, by garnishment proceedings in the Court of Common Pleas, the judgment of that court in case No. 25,861, none of which has been paid. This attempt to enforce the judgment was being made by means of the services of the defendants herein, H. L. Smith and Phil W. Davis, Jr., who were and are duly licensed attorneys of the State of Oklahoma and members of the bar of this court, acting as her attorneys, neither of whom has filed or claimed any assignment or claim of lien in the proceedings in case No. 25,861 except that upon the original petition in that case which was signed by the defendant H. L. Smith as attorney for the plaintiff therein, Vera H. Reynolds, there is indorsed the words "Lien Claimed for Attorney's Fee."

Seventh

On October 12, 1939, Vera H. Reynolds, as plaintiff, commenced in the Circuit Court of Benton County, Arkansas, her

action number 4113 against W. D. Reynolds, as defendant, for the same demands as those upon which she subsequently sued him in case No. 25,861 in the Court of Common Pleas of Tulsa County, Oklahoma. She filed a voluntary dismissal, without prejudice, of case No. 4113.

Eighth

Subsequently to the affirmance by the Supreme Court of Oklahoma of the judgment in case No. 25,861 in the Court of Common Pleas, Vera E. Reynolds, as plaintiff, commenced in the District Court of Oklahoma County, Oklahoma, an action against W. D. Reynolds, one Sybil Reynolds and Equitable Life Assurance Society of the United States, as defendants, in which she pleaded the unpaid judgment which she had recovered in case No. 25,861, that Equitable Life Assurance Society of the United States held moneys belonging to W. D. Reynolds but claimed by Sybil Reynolds, and demanded the application of these moneys to the pleaded judgment; this action in the District Court of Oklahoma County, Oklahoma, was removed, upon the petition of the defendants therein, to the District Court of the United States for the Western District of Oklahoma, where it was docketed as number 2660 Civil. On February 26, 1946, this case No. 2660 Civil was dismissed without prejudice by an order of the United States District Court for the Western District of Oklahoma.

And the court thereupon concludes, to-wit:

CONCLUSIONS OF LAW

I

The expenditures made by the plaintiff herein, W. D. Reynolds, for the benefit or use of the child of himself and the defendant here, Vera E. Reynolds, and which are described in

finding Fifth, did not give rise to any cause of action, right of set-off or counterclaim or other legally enforceable demand against the defendant herein, Vera H. Reynolds, and did not create any obligation, legal or equitable, against her, and all his claims and demands against her with respect to said expenditures are unfounded, null and void, and she is not liable to him therefor.

II

All the claims and demands made by the plaintiff here, W. D. Reynolds, against the defendant here, Vera H. Reynolds, arising out of or connected with any and all expenditures made by him for the benefit or use of their child, Helen, during the minority of the child, and within the period from August 15, 1932, to October 17, 1939, inclusive, have been competently determined by the Court of Common Pleas and, upon appeal, by the Supreme Court of Oklahoma, and by the judgments of said courts said claims and demands of the plaintiff herein became and are res adjudicata against him and he is wholly barred by said adjudications from re-asserting or re-litigating, in this cause or elsewhere, against the defendant herein, Vera H. Reynolds, these claims and demands.

III

The defendant, Vera H. Reynolds, is not barred and is not estopped, by reason of the dismissal of the cause in the Circuit Court of Benton County, Arkansas, titled and numbered Vera H. Reynolds, plaintiff, vs. W. D. Reynolds, defendant, No. 4113, and is not estopped and is not barred, by reason of the dismissal of the cause in the United States District Court for the Western District of Oklahoma titled and numbered Vera H. Reynolds, plaintiff, vs. W. D. Reynolds, and Sybil Reynolds, and Equitable Life Assurance Society of the United States, defendants, Equitable Life Assurance Society of the United States,

garnishee, No. 2660 Civil, from taking any further steps or proceedings to enforce the judgment rendered and dated August 5, 1941, by the Court of Common Pleas in the cause titled and numbered Vera H. Reynolds, plaintiff, vs. Dana Reynolds, defendant, No. 25,861, nor do both said dismissals bar or estop her from enforcing the judgment in the Court of Common Pleas.

IV

The amended complaint herein is without equity against any of the defendants herein.

V

Plaintiff, W. D. Reynolds, is not entitled to any relief in this action and all his demands therefor should be denied.

and, upon the foregoing findings of fact and Conclusions of Law,

IT IS ORDERED, CONSIDERED, ADJUDGED AND DECREED that the plaintiff herein, W. D. Reynolds, take nothing herein, and that his amended complaint and the prayers thereof be and they are denied, that this action be and it is dismissed with prejudice and that the defendants, Vera H. Reynolds, H. L. Smith and Phil W. Davis, Jr., recover of the plaintiff the costs of this action.

Raymond H. Sawyer
Judge of the U. S. District Court

IN SENATE
COMMISSIONERS
DISTRICT OF COLUMBIA

Ellen Jones,

Plaintiff,

-vs-

Winton Aircraft Company,

Defendant,

No. 1919-Civil

FILED

FEB 3 1948

ROSE C. HOOD
Clerk U. S. District Court

ORDER FOR DISMISSAL WITH PREJUDICE

Upon the stipulation of the parties the plaintiff acknowledging satisfaction of her claim against the defendant, the above cause is dismissed with prejudice at defendant's cost.

Rose C. Hood
District Judge.

APPROVED:

Harold G. Long
Attorney for Plaintiff.

L. W. [Signature]
Attorney for Defendant.

Plaintiff,
vs.
Defendant.

FILED
FEB 3 1948

NOBLE C. HOOD
Clerk U. S. District Court

and by its terms, the plaintiff in the above styled and numbered case,
and by its terms, is dismissed with prejudice his cause of action against the
defendant herein at the cost of the plaintiff herein for all purposes.

This day of February, 1948.

(Signed) Mark Freeman
(Signed) Tillman
By Fred Tillman
Attorney for Plaintiff

ORDER OF DISMISSAL

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED, that the
above styled and numbered case, be and it is hereby dismissed with
prejudice, at the cost of the plaintiff.

Dated this 24 day of February, 1948.

Edward Broadus
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
DISTRICT OF COLUMBIA

Plaintiff,

-vs-

Defendants.

No. 2173 - Civil
FILED
In Open Court

FEB 3 1948

NOBLE C. HOOD
Clerk U. S. District Court

STIPULATION BETWEEN PLAINTIFF AND
DEFENDANTS CONCERNING DISMISSAL OF
CROSS-COMPLAINT

Comes now the plaintiff, Gerald ... by his attorneys of record, O. C. Bassiter and Earl ... Jr., and defendant, Laura Brooks by her attorney of record, Harold ... and defendants, Bryan Roberts and Freda Roberts, by their attorneys of record, ... and Charles A. Whitebook, and pursuant to Rule 41 (a) (1) (ii) of the Federal Rules of Civil Procedure, stipulate and agree as follows:

1. Plaintiff stipulates and does hereby dismiss, with prejudice, the cause of action titled "First Cause of Action" contained in his complaint filed in this Court on September 3, 1947, as against all defendants herein.

2. Defendant, Laura Brooks, stipulates and does hereby dismiss, with prejudice, the cross-claim included in and filed as part of her answer herein.

3. The parties further stipulate that defendants, Bryan Roberts and Freda Roberts, be stricken as party defendant herein, and that the action shall proceed to trial only on

plaintiff's cause of action, titled "Second Cause of Action".
All costs to abide suit.

Dated this 2nd day of February, 1946.

Earl Innesdell Jr.

O.C. Lassiter

This, Oklahoma
Attorneys for Plaintiff, Gerald Estern.

Harold McArthur

This, Oklahoma
Attorney for Defendant, Laura Brooks.

C.C. Whitelock

This, Oklahoma
Attorneys for Defendants, Wm. H. Roberts
and Freda Roberts.

Approved and it is so ordered
this _____ day of _____, 1946.

United States District Judge.

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

O. P. McCOLLUM,

Plaintiff

vs

LILLIE HOFFMAN COOLING
TOWERS, INC., a corporation,
and NATKIN & COMPANY,
a corporation,

Defendants

NO. 2179 CIVIL

FILED

FEB 3 1948

ORDER OF DISMISSAL WITH PREJUDICE

NOBLE C. HOOD
Clerk U. S. District Court

Now, on this 2nd day of February, 1948, this matter coming on to be heard upon the motion of the plaintiff to dismiss this cause with prejudice to the rights of the plaintiff to a future action as against all defendants herein, and the court having been advised that said matter has been fully settled and compromised as to all the defendants and being otherwise fully advised in the premises,

IT IS HEREBY ORDERED AND ADJUDGED that this cause be and the same is hereby dismissed with prejudice to plaintiff's right to any future action as against all the defendants herein.

Robert J. Gaudin
United States District Court Judge.

Emmough
O. K. Manatt & Knight
Attorney for Plaintiff.

O. K. Delbert Stalleman
Attorney for Defendant, Lillie Hoffman
Cooling Towers, Inc.

O. K. Charles Hodges
Attorney for Defendant, Natkin & Company

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

FRANK R. CREEDON, Housing Expediter
Office of the Housing Expediter,
Plaintiff

Vs.

Yvonne Aiken and Mrs. H. F. Lee
1137 South Elgin Street
Tulsa, Oklahoma,
Defendants

Civil Action No. 2180

FILED

FEB 4 1948

FINAL JUDGMENT

NOBLE C. HOOD
Clerk U. S. District Court

Now on this 19th day of January, 1948, the above styled and numbered cause of action comes on for consideration before the Court and the Court being sufficiently advised has prepared findings of fact and conclusions of law.

In accordance with the Findings of Fact and Conclusions of Law, it is by the Court ORDERED, ADJUDGED and DECREED that the Defendants, Yvonne Aiken and Mrs. H. F. Lee, are hereby commanded and ordered to forthwith make restitution to the tenant, Charles G. Briley, the amount of \$225.00, and should the tenant refuse the money or should it be impossible to locate such tenant, then in that event, that the money go to the Treasurer of the United States, and that the costs of this action be taxed against the Defendants.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Plaintiff have and recover judgment from the Defendant, Mrs. H. F. Lee, in the sum of \$75.00 payable to the Treasurer of the United States.

Bower Broadus
UNITED STATES DISTRICT JUDGE

APPROVED:

Francis J. [Signature]
Attorney for Plaintiff

Lawrence E. Nicholson
Attorney for Defendant

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

GERALD OZBURN,

Plaintiff,

Vs.

LAURA BROOKS, BRYAN ROBERTS and
FREDA ROBERTS,

Defendants.

No. 2173 - Civil

FILED

FEB 5 1946

JOURNAL ENTRY

NOBLE C. HOOD
Clerk U. S. District Court

This cause came on to be heard the 3rd day of February, 1946, pursuant to regular assignment to trial, the plaintiff being present in person and by and through his attorneys, O. C. Lassiter and Earl Truesdell, Jr., and the defendant Laura Brooks being present in person and by and through her attorney, Harold McArthur. The defendants Bryan Roberts and Freda Roberts being present in person and by and through their attorney, C. A. Whitebrook. The first cause of action was dismissed against all defendants by agreement according to the terms and stipulations filed herein. The second cause of action having been previously dismissed as against the defendants Bryan Roberts and Freda Roberts, said defendants were excused from further attendance. The plaintiff and the defendant Laura Brooks announced ready for trial. A jury was impaneled and sworn. The plaintiff presented his evidence and rested. The defendant presented her evidence and rested. The plaintiff waived rebuttal. Argument to the jury was made by counsel for plaintiff and the defendant and the jury was instructed by the court. The question was submitted to the jury on the following interrogatories:

I.

"Do you find that the defendant rented the property in question upon condition that plaintiff would purchase the furniture?

Answer Yes or No. _____.

II.

What do you find the reasonable market value of the furniture to be at the time it was sold to the Plaintiff?"

FINDING OF FACT

1. To the first interrogatory submitted, "Do you find that the defendant rented the property in question upon condition that plaintiff would purchase the furniture", the jury found in the affirmative.

2. To the second interrogatory submitted, "What do you find the reasonable market value of the furniture to be at the time it was sold to the Plaintiff?", the finding of the jury was \$600.00.

CONCLUSION OF LAW

That the defendant was guilty of a willful violation of the O. P. A. regulations and that because of said willful violation the plaintiff is entitled to a judgment against the defendant Laura Brooks in the sum of \$250.00 and that the defendant Laura Brooks should further pay, as a reasonable attorney fee, the sum of \$150.00 plus the costs of this action.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the plaintiff Gerald Ozburn have and recover of and from said defendant Laura Brooks the sum of \$250.00, and a judgment is herein entered for said amount.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that the plaintiff Gerald Ozburn have and recover of and from said defendant Laura Brooks, the sum of \$150.00 for attorney fees in the above styled cause and a judgment is herein entered against the said defendant Laura Brooks in that amount.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that all the costs of this action be taxed against the defendant Laura Brooks and judgment is herein entered for the costs. That for the costs, together with the judgments above entered, let execution issue.

Beverly Broadus

Judge of said Court

O.K. *Gerald Trussler Jr.*

Attorney for Plaintiff

O.K. *Harold M. Artson*

Attorney for Defendant Brooks

C. A. Whitcomb
Attorney for Plaintiff
Robert Roberts

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

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOSEPH VERLEY CLARK,

Defendant.

No. 1900 - Civil

FILED

FEB 13 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER OF DISMISSAL

Now, on this 18th day of February, 1948, this matter coming on before the court on application of the United States of America to dismiss said cause and the court being fully advised in the premises, for good cause shown, finds that said cause should be dismissed.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that this cause be and the same hereby is dismissed, without prejudice.

AND IT IS SO ORDERED.

W. H. Savage
U. S. District Judge

IN SENATE BUILDING COURT OF THE UNITED STATES FOR THE NORTHERN DISTRICT OF CALIFORNIA

E. Jone Yates, Plaintiff,
vs.
Pacific Corporation, a corporation,
and Northern and Southern Life Insurance Company, a corporation, Defendants.

No. 6191

FILED

FEB 14 1948

MORLEY C. HOOD
Clerk U. S. District Court

JUDICIAL WRIT OF HABEAS CORPUS

On the 6th day of February, 1948 this cause comes on for hearing upon its merits. The plaintiff appeared in person and by her counsel, John W. Yates, and the defendants, and each of them, appeared by their counsel, Hudson, Hudson & Watson.

The parties having announced ready for trial, and having waived a jury the court proceeded to the trial of this cause. The plaintiff introduced her evidence and rested. Now the court having duly advised of the evidence, finds that plaintiff is entitled to judgment against the defendants, and each of them, in the sum of \$1,000.00.

It is the order of the court, and it is so ordered by the court that the plaintiff, E. Jone Yates, have and recover judgment against the defendants, Pacific Corporation, a corporation, and Northern and Southern Life Insurance Company, a corporation, in the amount of one thousand and no/100 (\$1,000.00) dollars. For all of which let execution issue.

Bower Broadbent
U. S. District Judge

John W. Mc Cune
Attorney for Plaintiff
R. E. Hudson
Attorney for Defendants

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the above described seven (7) gallons and one (1) pint of non-taxable alcohol be delivered into the possession of the Alcohol Tax Unit, Bureau of Internal Revenue, for proper disposition according to law.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all storage charges incident to the seizures herein together with the costs of this action and the costs of sale of said automobile be paid from the proceeds of said sale.

H. V. C. Savag
JUDGE.

D. W. as to find

Wit Y. Mosey,
United States Attorney.

Kenneth G. Hughes,
Assistant U. S. Attorney.

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

United States of America,

Libelant,

vs.

No. 1943 Civil.

One 1943 Chevrolet Deluxe Coupe,
Motor No. 3078705, First National
Bank of Broken Arrow, Oklahoma,
R. W. Gosser and Gertrude L. Gosser,

Claimants.

FILED

FEB 19 1948

NOBLE C. HOOD
Clerk U. S. District Court

JOURNAL ENTRY OF JUDGMENT

NOW on this 19th day of February, 1948, this cause of action having come on before the Court pursuant to regular assignment, libelant appearing by Whit Y. Manzy, United States Attorney, and Kenneth G. Hughes, Assistant United States Attorney, for the Northern District of Oklahoma, and the claimant, First National Bank of Broken Arrow, Oklahoma, appearing by its attorney, Hughey Baker; and the United States Marshal for the Northern District of Oklahoma having taken into custody under warrant the above-named 1943 Chevrolet Deluxe Coupe, Motor No. 3078705, and the Court being fully advised in the premises filed in favor of the libelant and against the claimants.

IT IS HEREBY IN ORDER, ADJUDGED AND DECREED by the Court that a forfeiture herein be and the same is hereby allowed as to the 1943 Chevrolet Deluxe Coupe, Motor No. 3078705, and said automobile is ordered delivered to the United States Treasury Department for the use of the Bureau of Internal Revenue in the enforcement of the Internal Revenue Laws pursuant to Section 304, of the Liquor Law Repeal and Enforcement Act, together with all of its equipment and accessories.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that all

storage charges incident to the seizure herein be and the same are hereby ordered paid by the United States Treasury Department.

W. H. C. H. Devoe
JUL 10 1914

G. S. as to Form:

Wit Y. Meury,
United States Attorney.

Kenneth G. Hughes,
Assistant U. S. Attorney.

U. S. DISTRICT COURT FOR THE

NORTHERN DISTRICT OF OKLAHOMA

UNIVERSAL C.I.F. CREDIT CORPORATION,
Plaintiff,

vs.

LEE M. GIBSON,
Defendant.

No. 10,000

FILED

FEB 19 1948

JUDGMENT

NOBLE C. HOOD
Clerk U. S. District Court

It appearing to the undersigned Clerk of the U. S. District Court for the Northern District of Oklahoma that heretofore,

an action was filed on the 17th day of January, 1948, by the Universal C.I.F. Credit Corporation, a corporation, Plaintiff, against Lee M. Gibson, defendant, in which action the Plaintiff sought judgment against the defendant for a sum certain; and it appearing that service had been duly had upon the defendant and that the defendant has failed to plead and has failed to plead within the time prescribed by law and by the summons served upon him; and it appearing that heretofore a request to the Clerk to enter a default against the defendant has been filed accompanied by an affidavit, and that said defendant has been defaulted; and it appearing that a request has been filed by the Plaintiff requesting the Clerk to enter judgment by default in favor of the plaintiff and against the defendant in the amount of \$5,677.81, with costs, and an affidavit and statement of account have been filed in support of said request; and it appearing to the Clerk that the defendant is not an infant or incompetent person; and it being determined by the Clerk that judgment should be entered,

IT IS THEREFORE ORDERED that the Plaintiff, Universal C.I.F. Credit Corporation, a credit corporation, is hereby given judgment against the defendant, LEE M. GIBSON, in the amount of \$5,677.81, together with the costs of this action.

Date this 19th day of January, 1948.

Noble C. Hood
Clerk of the U. S. District Court for
the Northern District of Oklahoma.

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

UNITED STATES OF AMERICA,
LIBELANT.

v.

No. 2231 Civil

414 cases, more or less, each containing
24 cans of an article labeled in part:
"Contents 1 Lb. 3 Oz. NANCY LEE Brand
Tomatoes, Packed for Steele Canning Co.,
Springdale, Ark.",
Defendant.

FILED

FEB 20 1948

NOBLE C. HOOD
Clerk U. S. District Court

DECREE OF CONDEMNATION

On Jan. 14, 1948, a libel of information against the
above-described article was filed in this Court on behalf of the United States
of America by the United States Attorney for this district. The libel alleges
that the article processed against is a food which was shipped in interstate
commerce and is misbranded in violation of the Federal Food, Drug and Cos-
metic Act (21 U. S. C. Sec. 343 (h) (1)). Pursuant to Monition issued by
this Court, the United States Marshal for this district seized said article
on Jan 14, 1948. Thereafter, Joe H. Steele, do-
ing business as Steele Canning Company of Springdale, Arkansas, intervened
and filed claim to said article. Claimant consents that a Decree, as prayed
for in the libel, be entered condemning the article under seizure.

The Court, being fully advised in the premises, it is, on motion of the
parties hereto:

ORDERED, ADJUDGED AND DECREED that the said article under seizure is
misbranded in violation of 21 U. S. C. (h) (1) and is therefore hereby con-
demned pursuant to 21 U. S. C. (h) (1); and it is further

ORDERED, ADJUDGED AND DECREED pursuant to 21 U. S. C. 344 (e) that the
United States of America shall recover from said claimant court costs and
fees, as taxed herein.

Claimant having petitioned this Court that the condemned article be
delivered to him pursuant to 21 U. S. C. 334 (d), it is

ORDERED, ADJUDGED AND DECREED that the United States Marshal for this
district shall release said article from his custody to the custody of

claimant for the purpose of relabeling said article if claimant, within 60 days from date of this decree, (a) pays in full the aforesaid mentioned court costs and fees, and storage and other expenses of the proceeding herein, and (b) executes and files with the clerk of this Court a good and sufficient penal bond with surety in the sum of One Thousand (\$1,000) Dollars, approved by this Court, payable to the United States of America, and conditioned on the claimant's abiding by and performing all the terms and conditions of this Decree and of such further Orders and Decrees as may be entered in this proceeding

ORDERED, ADJUDGED AND DECREED that:

1. After the filing of the bond in this Court, the claimant shall, at his own expense, cause the article to be relabeled at Springdale, Arkansas. Claimant shall give written notice to the Kansas City Station, Food and Drug Administration, Federal Security Agency, that claimant is prepared to relabel said article under the supervision of a duly authorized representative of the Federal Security Administration.

2. The claimant shall at all times, until the article has been released by a duly authorized representative of the Federal Security Administration, retain intact the entire lot of goods comprising the article for examination or inspection by said representative, and shall maintain the records or other proof necessary to establish the identity of said lot to the satisfaction of said representative.

3. The claimant shall not commence relabeling operations until he has received authority to do so from a duly authorized representative of the Federal Security Administration.

4. The claimant shall at no time, and under no circumstances whatsoever, ship, sell, offer for sale, or otherwise dispose of any part of said article which is being relabeled until a duly authorized representative of the Federal Security Administration shall have had free access thereto in order to take any samples or make any tests or examinations that are deemed necessary, and shall in writing have released such article for shipment, sale, or other disposition.

5. Within 90 days from the date of the filing of the bond in this Court, claimant shall complete the process of relabeling said article at ~~Kansas City, Missouri~~ ^{Springdale, Ark.}, under the supervision of a duly authorized represent-

ative of the Federal Security Administration.

6. The claimant shall abide by the decisions of said duly authorized representative of the Federal Security Administration, which decisions shall be final. If claimant breaches any conditions stated in this decree, or in any subsequent Decree or Order of this Court in this proceeding, claimant shall return the article immediately to the United States Marshal for this district at claimant's expense, or shall otherwise dispose of it pursuant to an Order of this Court.

7. The claimant shall not sell or dispose of said article or any part thereof in a manner contrary to the provisions of the Federal Food, Drug and Cosmetic Act, or the laws of any State or Territory (as defined in said Act) in which it is sold or disposed of.

8. The claimant shall compensate the United States of America for the cost of supervision at the rate of \$2.75 per hour per representative for each hour actually employed in the supervision of the relabeling process, as salary or wage; where laboratory work is necessary, at the rate of \$3.25 per hour per person for such laboratory work; where subsistence expenses are incurred, at the rate of \$6.00 per day per person for such subsistence expenses. Claimant shall also compensate the United States of America for necessary traveling expenses and for any other necessary expenses which may be incurred in connection with the supervisory responsibilities of said Federal Security Administrator.

9. If requested by a duly authorized representative of the Federal Security Administrator, claimant shall furnish to said representative duplicate copies of invoices of sale of the released article, or shall furnish such other evidence of disposition as said representative may request.

The United States Attorney for this district, on being advised by a duly authorized representative of the Federal Security Administration that the conditions of this Decree have been performed, shall transmit such information to the Clerk of this Court, whereupon the bond given in this proceeding shall be cancelled and discharged; or, if in lieu of such bond, a sum of money has been deposited in the Registry of the Court, then, and in that event, said sum shall thereupon be forthwith surrendered and refunded to the depositor by the Clerk; and it is further

ORDERED, ADJUDGED AND DECREED that if the claimant does not avail himself of the opportunity to repossess the condemned article in the manner aforesaid, the United States Marshal for this district shall retain custody of said article pending the issuance of an Order by this Court regarding its disposition; and it is further

ORDERED, ADJUDGED AND DECREED that this Court expressly retain jurisdiction to issue such further DECREES and ORDERS as may be necessary to the proper disposition of this proceeding, and that should claimant fail to abide by and perform all the terms and conditions of this Decree, or such further Order or Decree as may be entered in this proceeding, or of said bond, then said bond shall on motion of the United States of America in this proceeding be forfeited and judgment entered thereon.

Dated at Tulsa, Oklahoma, this 20th day of February, 1948.

W. Royce N. Savage
UNITED STATES DISTRICT JUDGE

We hereby consent to the entry of the foregoing Decree.

Joseph M. Harty
UNITED STATES ATTORNEY

John M. Smith
CLAIMANT



U. S. DISTRICT COURT, DISTRICT OF OKLAHOMA
NORTHERN DISTRICT OF OKLAHOMA

WALTER W. ...)
Plaintiff,)
vs.)
ASIA ...)
Defendant.)

Civil Case No. 9180

FILED

FEB 25 1946

NOBLE C. MOOD
Clerk U. S. District Court

On this 14th day of February, 1946, the plaintiff and defendant appearing by their respective counsel of record, and personally present,

appeared before the Court, being heard through counsel for both sides, examined the pleadings and other papers on file in this case, and being advised by counsel for both sides that they were agreeable to the Court entering judgment in favor of the plaintiff for the sum of single dollars and no cents, that is \$0.00, together with reasonable attorney fees in the sum of \$0.00, and all cost of this action.

It is ordered, therefore, that the plaintiff have and receive out of the defendant, Asia ... a money judgment in the sum of \$0.00, together with reasonable attorney fees in the sum of \$0.00, and all cost of this action.

James P. ...
United States District Judge for
the Northern District of Oklahoma

Approved as to form
and contents:

James P. ...
Attorney for Plaintiff.
Wm. E. ...
Ed. ...
Attorney for Defendant.

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

* * *

CLEO SWEET, now SNOW,

Plaintiff,

-vs-

MARIE BRINLEE YOHO,

Defendant.

Civil Case 2187

FILED

FEB 25 1948

NOBLE C. HOOD
Clerk U. S. District Court

J U D G M E N T

The above entitled cause came on for Pre-Trial Conference on this 14th day of January, 1948. The plaintiff and defendant appeared by their respective counsel of record, and announced ready.

The Court, having heard statement of counsel for both sides, examined the pleadings and other matters on file in this case, and being, advised by counsel for both sides that they were agreeable to the Court entering judgment upon this hearing and the Court being otherwise and fully advised in the premises, finds that judgment should be entered for the plaintiff and against the defendant in the sum of single the amount of the overcharge, that is \$165.00, together with a reasonable attorney fee in the sum of \$50.00, and all cost of this action.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED, that the plaintiff have and recover of and from the defendant, Marie Brinlee Yoho, a money judgment in the sum of \$165.00, together with a reasonable attorney fee in the sum of \$50.00, and all costs of this action.

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

Approved as to form
and content:

James T. Steil
Attorney for plaintiff

Tomie E. Wagonman
E. A. Whitlock
Attorney for defendant

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

GEORGE J. WILSON,

Plaintiff,

-vs-

H. C. NORRIS MANUFACTURER,
INC., a corporation, E. C.
BOLGER, R. L. COLEMAN and
J. H. EUSTICE,

Defendants.

No. 2243 - CIVIL

FILED

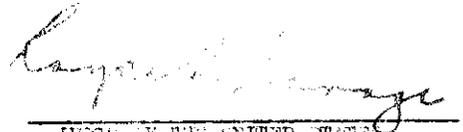
MAR 17 1948

WALTER C. HOOD
Clerk U. S. District Court

ORDER REMANDING SUIT TO STATE COURT

The motion of the plaintiff to remand this suit to the District Court of Tulsa County, Oklahoma, coming on for hearing on this, the 9th day of March, 1948, and the court having reviewed the transcript of the record, as well as the briefs filed herein by both the plaintiff in support of said motion and the defendant, H. C. Norris Manufacturer, Inc., in opposition thereto, and being fully advised, upon consideration, finds that the said motion should be sustained.

IT IS, THEREFORE, ORDERED that the motion of the plaintiff to remand this case to the District Court of Tulsa County, Oklahoma, be, and the same is hereby, granted, and this cause be, and the same is hereby remanded to the District Court of Tulsa County, Oklahoma, for further proceedings.



JUDGE OF THE UNITED STATES
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 CRAIG, DELAWARE
AND OTTAWA COUNTIES, OKLAHOMA; and ROBERT D.
OWENS, et al.,

Defendants.

CIVIL NO. 1140

FILED

MAR 13 1948

NOBLE C. HOOD
Clerk U. S. District Court

AMENDED ORDER FIXING TITLE AND MAKING PARTIAL
DISTRIBUTION AS TO TRACT NO. 25 (305 - 12.2)

NOW, on this 1st day of March, 1948, there comes on for hearing the matter of fixing title and making distribution as to a part of the just compensation as to Tract No. 25 (305 - 12.2), and the Court being fully advised in the premises, finds:

That by prior order of this Court the just compensation for the taking of a perpetual easement for transmission line purposes upon said Tract No. 25 was fixed in the amount of \$101.00; and that, by order fixing title and making distribution entered February 14, 1945, title to said Tract No. 25 was decreed to be in the heirs of Joseph D. Muskrat, deceased, and \$5.00 was ordered distributed to A. E. Maloney, as tenant upon said tract, and the balance of \$96.00 was ordered distributed to the Treasurer of the United States for the use and benefit of the heirs of Joseph D. Muskrat, deceased, upon the assumption that the title to said land was held in trust by the United States of America.

It now appears to the Court that title to said tract was free of restrictions at the time of the taking herein, and that the sum of \$96.00 paid as aforesaid has been redeposited in the registry of this Court.

The Court further finds that the defendants: Ruby Muskrat, now Goode; Frank Muskrat; Virginia Smith; Ira Smith; and Joe Smith were the owners of said Tract No. 25 when this action was begun, that no other

person, firm, corporation or taxing subdivision of the State has any right, title or interest in and to said \$96.00, and

IT IS THEREFORE ORDERED that the Clerk of this Court be, and he is hereby, authorized and directed to make distribution of said sum as follows:

TO: Ruby Muskrat, now Goode,
Frank Muskrat,
Virginia Smith,
Ira Smith and
Joe Smith, fee owners of
Tract No. 25 (305 - 12.2), - - - - - \$ 96.00

J U D G E

IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA
WESTERN DISTRICT OF ARKANSAS

United States of America,

Plaintiff,

vs.

No. 2248 Civil

558 cases, more or less, each containing
24 cans of an article labeled in part:
"Little Mill Brand Tomatoes, Contents 1 lb.
3 Oz., Packed for Springdale Canning Co.,
Springdale, Ark.,

Defendant.

FILED

MAR 17 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER OF CONDEMNATION

On Mar. 1, 1948, a libel of information against the above-described article was filed in this Court on behalf of the United States of America by the United States Attorney for this district. The libel alleges that the article processed against is a food which was shipped in interstate commerce and is misbranded in violation of the Federal Food, Drug and Cosmetic Act 21 U. S. C. Sec. 343 (h) (1). Pursuant to a writ issued by this Court, the United States Marshal for this district seized said article on Mar. 2, 1948. Thereafter, Joe E. Steele, doing business as Springdale Canning Company of Springdale, Arkansas, intervened and filed claim to said article. Claimant consents that a decree, as prayed for in the libel, be entered condemning the article under seizure.

The Court, being duly advised in the premises, it is, on motion of the parties hereto:

FINDS, WHEREFORE IT DECIDES that the said article under seizure is misbranded in violation of 21 U. S. C. (h) (1) and is therefore hereby condemned pursuant to 21 U. S. C. (h) (1); and it is further

ORDERED, WHEREFORE IT DECIDES pursuant to 21 U. S. C. 344 (e) that the United States of America shall recover from said claimant court costs and fees, as taxed herein.

Claimant having stipulated this Court that the condemned article is delivered to him pursuant to 21 U. S. C. 344 (e), it is

ORDERED, WHEREFORE IT DECIDES that the United States Marshal for this district shall release said article from his custody, to the custody of claimant

for the purpose of relabeling said article if claimant, within 60 days from date of this decree, (a) pays in full the aforesaid mentioned court costs and fees, and storage and other expense of the proceeding herein, and (b) executes and files with the clerk of this Court a good and sufficient penal bond with surety in the sum of one Thousand Five Hundred (\$1,500.00) Dollars, approved by this Court, payable to the United States of America, and conditioned on the claimant's abiding by and performing all the terms and conditions of this Decree and of such further orders and decrees as may be entered in this proceeding.

AND, ADJUDGED AND ENCLOSED that:

1. After the filing of the bond in this Court, the claimant shall, at his own expense, cause the article to be relabeled at Springdale, Arkansas. Claimant shall give written notice to the Kansas City Station, Food and Drug Administration, Federal Security Agency, that claimant is prepared to relabel said article under the supervision of a duly authorized representative of the Federal Security Administration.
2. The claimant shall at all times, until the article has been released by a duly authorized representative of the Federal Security Administration, retain intact the entire lot of goods comprising the article for examination or inspection by said representative, and shall maintain the records or other proof necessary to establish the identity of said lot to the satisfaction of said representative.
3. The claimant shall not commence relabeling operations until he has received authority to do so from a duly authorized representative of the Federal Security Administration.
4. The claimant shall at no time, and under no circumstances whatsoever, ship, sell, offer for sale, or otherwise dispose of any part of said article which is being relabeled until a duly authorized representative of the Federal Security Administration shall have had free access thereto in order to take any samples or make any tests or examinations that are deemed necessary, and shall in writing have released such article for shipment, sale, or other disposition.
5. Within 90 days from the date of the filing of the bond in this Court, claimant shall complete the process of relabeling said article at Springdale, Arkansas, under the supervision of a duly authorized representative of the

Federal Security Administration.

6. The claimant shall abide by the decisions of said duly authorized representative of the Federal Security Administration, which decisions shall be final. If claimant breaches any conditions stated in this decree, or in any subsequent Decree or Order of this Court in this proceeding, claimant shall return the article immediately to the United States Marshal for this district at claimant's expense, or shall otherwise dispose of it pursuant to a Order of this Court.

7. The claimant shall not sell or dispose of said article or any part thereof in a manner contrary to the provisions of the Federal Food, Drug and Cosmetic Act, or the laws of any State or Territory (as defined in said Act) in which it is sold or disposed of.

8. The claimant shall compensate the United States of America for the cost of supervision at the rate of \$2.75 per hour per representative for each hour actually employed in the supervision of the relabeling process, as salary or wage; where laboratory work is necessary, at the rate of \$1.25 per hour per person for such laboratory work; where subsistence expenses are incurred, at the rate of \$6.00 per day per person for such subsistence expenses. Claimant shall also compensate the United States of America for necessary traveling expenses and for any other necessary expenses which may be incurred in connection with the supervisory responsibilities of said Federal Security Administrator.

9. If requested by a duly authorized representative of the Federal Security Administrator, claimant shall furnish to said representative duplicate copies of invoices of sale of the released article, or shall furnish such other evidence of disposition as said representative may request.

The United States attorney for this district, on being advised by a duly authorized representative of the Federal Security Administration that the conditions of this decree have been performed, shall transmit such information to the Clerk of this Court, whereupon the bond given in this proceeding shall be cancelled and discharged; or, if in lieu of such bond, a sum of money has been deposited in the Registry of the Court, then, and in that event, said sum shall thereupon be forthwith surrendered and refunded to the depositor by the Clerk; and it is further

ORDERED, ADJUDGED AND DECREED that if the claimant does not avail himself of the opportunity to repossess the condemned article in the manner aforesaid, the United States Marshal for this district shall retain custody of said article pending the issuance of an Order by this Court regarding its disposition; and it is further

ORDERED, ADJUDGED AND DECREED that this Court expressly retain jurisdiction to issue such further DECREES and ORDERS as may be necessary to the proper disposition of this proceeding, and that should claimant fail to abide by and perform all the terms and conditions of this Decree, or such further Order or Decree as may be entered in this proceeding, or of said bond, then said bond shall on motion of the United States of America in this proceeding be forfeited and judgment entered thereon.

Dated at Tulsa, Oklahoma, this 17th day of March, 1948.

Royce H. Savage
UNITED STATES DISTRICT JUDGE

We hereby consent to the entry of the foregoing Decree

Harry Y. Kraus
UNITED STATES ATTORNEY

Joe M. Stull
CLAIMANT

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA; and MARIE McFERRICK, et al.,

Defendants.

CIVIL NO. 1721

FILED

MAR 18 1948

NOBLE C. HOOD
Clerk U. S. District Court

J U D G M E N T

Now, on this 18th day of March, 1948, there comes on for hearing, pursuant to regular assignment, the application of the petitioner herein for a judgment, approving the commissioners' report as to the real estate hereinafter specifically described.

Thereupon, the Court proceeded to hear and pass upon said application, 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) That 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 the law.

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

(6) The court finds that the Commissioners appointed herein to appraise and fix the damages occasioned by the taking of the estate in the lands involved in this proceeding, duly qualified 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 15th day of January, 1948, 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 (312 - 13.1)

Perpetual Easement

A strip of land 100 feet in width in the S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 31, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in said S $\frac{1}{2}$ SW $\frac{1}{4}$ 1582 feet East and 217.8 feet North of the SW corner thereof; thence North 132.2 feet to a point in said S $\frac{1}{2}$ SW $\frac{1}{4}$, 1582 feet East and 350 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said S $\frac{1}{2}$ SW $\frac{1}{4}$, 350 feet North of the SE corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE ESTATE TAKEN, IF ANY, \$ 166.00

TRACT NO. 2 (312 - 13.2)

Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, R 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ 350 feet North of the SW corner thereof; thence Easterly to a point 31 feet East and 350 feet North of the SW corner thereof; thence Southeasterly to a point 543.6 feet East and 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, 100 feet North of the SE corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE ESTATE TAKEN, IF ANY, \$ 90.00

TRACT NO. 3 (312 - 13.3)

Perpetual Easement

A strip of land 100 feet in width in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West Boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$, 100 feet North of the Southwest corner thereof; thence Easterly to a point in the East boundary of said SE $\frac{1}{4}$ SE $\frac{1}{4}$, 100 feet North of the SE corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE ESTATE TAKEN, IF ANY, \$ 60.00

TRACT NO. 4 (312 - 14.1)

Perpetual Easement

A strip of land 100 feet in width in the S $\frac{1}{2}$ S $\frac{1}{2}$ of Section 32, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said S $\frac{1}{2}$ S $\frac{1}{2}$ 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said S $\frac{1}{2}$ S $\frac{1}{2}$ 100 feet North of the SE corner thereof.

TOTAL PAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE PROPERTY, IF ANY, \$ 510.00

TRACT NO. 5 (312 - 15.1)

Perpetual Easement

A strip of land 100 feet in width in the S $\frac{1}{2}$ S $\frac{1}{2}$ of Section 33, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said S $\frac{1}{2}$ S $\frac{1}{2}$ 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said S $\frac{1}{2}$ S $\frac{1}{2}$ 100 feet North of the SE corner thereof.

TOTAL PAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE PROPERTY, IF ANY, \$ 330.00

TRACT NO. 6 (312 - 16.1)

Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, 100 feet North of the SE corner thereof.

TOTAL PAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE PROPERTY, IF ANY, \$ 60.00

TRACT NO. 7 (312 - 16.2)

Perpetual Easement

A strip of land 100 feet in width in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of

said SE $\frac{1}{4}$ SW $\frac{1}{4}$, 100 feet North of the SW corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 175.00

TRACT NO. 8 (312 - 16.3)

Perpetual Easement

A strip of land 100 feet in width in the SE $\frac{1}{4}$ S $\frac{1}{2}$ of Section 34, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said SE $\frac{1}{4}$ S $\frac{1}{2}$, 100 feet North of the SW corner thereof; thence Easterly to a point in the East boundary of said SE $\frac{1}{4}$ S $\frac{1}{2}$, 100 feet North of the SE corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 95.00

TRACT NO. 9 (312 -17.1)

Perpetual Easement

A strip of land 100 feet in width in the W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 35, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the West boundary of said W $\frac{1}{2}$ SW $\frac{1}{4}$, 100 feet North of the SW corner thereof; thence Easterly to a point 66.5 feet East and 100 feet North of the SW corner thereof; thence Northerly to a point in said W $\frac{1}{2}$ SW $\frac{1}{4}$, 66.5 feet East and 220 feet South of the NW corner thereof; thence Easterly to a point in the East boundary of said W $\frac{1}{2}$ SW $\frac{1}{4}$, 220 feet South of the NE corner

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 427.00

TRACT NO. 10 (312 - 17.2)

Perpetual Easement

A strip of land in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Survey, in Ottawa County, Oklahoma, more particularly described as follow , to-wit:

Beginning at a point in the West boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ 170 feet South of the NW corner thereof; thence Southerly along the West boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 100 feet; thence Easterly to a point in the West boundary of the K. O. and G. Railway Right of Way 270 feet South of the North boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence Northeastorly along the West boundary of the K. O. and G. Right of Way a distance of 81 feet; thence Northeastorly to a point in the North boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ 367 feet East of the NW corner thereof; thence Westorly along the North boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 100 feet; thence Southwesterly to a point 170 feet South and 258 feet East of the NW corner thereof; thence Westerly to the point of beginning.

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

TRACT NO. 11 (312 - 17.3)

Perpetual Easement

A strip of land 50 feet in width in the NW $\frac{1}{2}$ of Section 35, T 29 N, R 23 East of the Indian Base and Meridian, Quapaw Reserve, as shown on the original plat of the Sharp-Whitebird Addition to the Town of Quapaw, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of Seventh Avenue at the intersection of the South boundary of Seventh Avenue and the center line of Virginia Street, thence Northerly along the center line of Virginia Street to the North boundary of Lot 3 of Block 21 and Lot 6 of Block 22 extended.

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

TOTAL

\$2,233.00

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, or 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 \$2,233.00.

(8) That the United States of America did on the 13th day of December, 1945, 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 (312 - 13.1),	\$ 166.00
TRACT NO. 2 (312 - 13.2),	90.00
TRACT NO. 3 (312 - 13.3),	80.00
TRACT NO. 4 (312 - 14.1),	510.00
TRACT NO. 5 (312 - 15.1),	300.00
TRACT NO. 6 (312 - 16.1),	80.00
TRACT NO. 7 (312 - 16.2),	175.00
TRACT NO. 8 (312 - 16.3),	95.00
TRACT NO. 9 (312 - 17.1),	627.00
TRACT NO. 10 (312 - 17.2),	180.00
TRACT NO. 11 (312 - 17.3),	20.00
TOTAL, - - - - -	\$ 2,153.00

(9) The Court having fully considered the petition for condemnation, the Declaration of Taking, and all proceedings had herein, and the

provisions of the act of August 1, 1833, 25 Stat. 357 (U. S. C. Title 40, Sec. 457); the act of February 26, 1931, 46 Stat. 1421 (U. S. C. Title 40, Secs. 251 (a) to 253 (e)); Title 11 of the act of June 16, 1933, 43 Stat. 200-203 (U. S. C. Title 40, Sec. 401-403) as amended and supplemented; the act of June 10, 1920, 41 Stat. 1063 (U. S. C. Title 16, Sec. 809); Executive Order No. 8944, dated November 19, 1941; Executive Order No. 9366, dated July 30, 1943; and Executive Order No. 9373, dated August 30, 1943, is of the opinion that the United States of America was and is entitled to take said property and have the title to the estate therein taken vested in it, and that the alleged public purpose and use, as set out in said petition for condemnation, is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purpose of the above designated acts of Congress.

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

TRACT NO. 1 (312 - 13.1),	\$ 166.00
TRACT NO. 2 (312 - 13.2),	90.00
TRACT NO. 3 (312 - 13.3),	80.00
TRACT NO. 4 (312 - 14.1),	510.00
TRACT NO. 5 (312 - 15.1),	330.00
TRACT NO. 6 (312 - 16.1),	80.00
TRACT NO. 7 (312 - 16.2),	175.00
TRACT NO. 8 (312 - 16.3),	95.00
TRACT NO. 9 (312 - 17.1),	427.00
TRACT NO. 10 (312 - 17.2),	180.00
TRACT NO. 11 (312 - 17.3),	100.00
TOTAL, - - - - -	\$ 2,233.00

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is a perpetual easement upon and over said lands for transmission

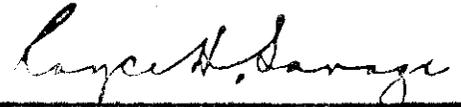
line purposes, for the erection, operation and maintenance of a line or lines of poles, towers, or other structures, wires, cables and fixtures for the transmission of electric current; together with the perpetual easement and right to cut down, remove and trim any trees that may interfere with or endanger said transmission line or lines or the maintenance or operation thereof; and together with the perpetual easement to set the necessary guy and brace poles and anchors and to attach all necessary guy wires thereto; and the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over and across any street, alley, highway or other right of way now or hereafter established and existing, on or across said lands or adjoining the same or adjacent thereto, for use in connection with the completion and full utilization of the Grand River Dam (Pensacola) Project in Oklahoma.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the Declaration of Taking, and the interest therein taken by these eminent domain proceedings, was vested in the United States of America on the 13th day of December, 1945, upon the filing of the Declaration of Taking and the depositing of the sum of \$2,153.00 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 taken as hereinabove specifically set forth, is hereby deemed to be condemned and taken for the uses and purposes of the United States of America, and that the just compensation as determined and fixed herein for the taking of said estate in said tracts of land, is vested in the persons lawfully entitled thereto, as the owners of said tracts of land, respectively, or of some right, title or interest therein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the petitioner pay into the registry of this court the sum of \$60.00, said sum being the deficiency between the sum of \$2,239.00, the just compensation herein fixed, and the amount deposited with the Declaration of Taking as the estimated just compensation for the taking of said tracts of land in the sum of \$2,153.00.

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



JUDGE
UNITED STATES DISTRICT COURT, NORTHERN
DISTRICT OF OKLAHOMA

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

UNITED STATES OF AMERICA,)
)
) Petitioner,)
-vs-)
)
) CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,)
) OKLAHOMA; and ERNEST S. FITCHER, et al.,)
)
) Defendants.)

CIVIL NO. 1926
Filed -
Mar. 17, 1948
Wm. C. Wood, Jr. J.C.
U. S. District Court

J U D G M E N T

Now, on this 18th day of March, 1948, there comes

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

Thereupon, the Court proceeded to hear and pass upon said application, 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 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 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 15th day of January, 1948, wherein they fixed the fair cash market value of the estate taken, and all damages to the remainder, if any, as to the lands more particularly designated and described as follows, to-wit:

TRACT NO. 1 (305-A 1.1)

Perpetual Easement

A strip of land 100 feet in width in the $W\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 32, T 28 N, R 23 E of the Indian Base and Meridian, Ottawa Reserve, in Ottawa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the north boundary of the Grand River Dam Project substation site 160 feet east and 365.34 feet south of the NW corner of said $W\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, thence northwesterly to a point 110 feet east and 50 feet south of the NW corner of said $W\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, thence westerly to a point in the west boundary of said $W\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, 50 feet from the NW corner thereof.

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

TRACT NO. 2 (305-A 2.1)

Perpetual Easement

A strip of land 50 feet in width in the $E\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 31, T 28 N, R 23 E of the Indian Base and Meridian, Ottawa Reserve, in Ottawa County, Oklahoma, which is described as follows, to-wit:

The north 50 feet of said $E\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$.

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

TRACT NO. 3 (305-A 2.2)

Perpetual Easement

A strip of land 50 feet in width in the east 215 feet of the $NW\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 31, T 28 N, R 23 E of the Indian Base and Meridian, Ottawa Reserve, in Ottawa County, Oklahoma, which is described as follows, to-wit:

The north 50 feet of said east 215 feet of the $NW\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$.

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

TRACT NO. 4 (305-A 2.3)

Perpetual Easement

A strip of land 50 feet in width in the west 115 feet of the $NW\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the $NW\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 31, T 28 N, R 23 E of the Indian Base and Meridian, Ottawa Reserve, in Ottawa County, Oklahoma, which is described as follows, to-wit:

The north 50 feet of said west 115 feet of the $NW\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the north 50 feet of said $NW\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 150.00

TOTAL, - - - - - \$ 575.00

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, or 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 \$575.00.

(8) That the United States of America did on the 14th day of October, 1946, 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 (305-A 1.1),	\$ 119.00
TRACT NO. 2 (305-A 2.1),	125.00
TRACT NO. 3 (305-A 2.2),	50.00
TRACT NO. 4 (305-A 2.3),	150.00
TOTAL, - - - - -	\$ 444.00

(9) The Court having fully considered the petition for condemnation, the Declaration of Taking, and all proceedings had herein, and the provisions of the Act of August 1, 1888, 25 Stat. 357 (U. S. C. Title 40, Sec. 257); the Act of February 26, 1931, 46 Stat. 1421 (U. S. C. Title 40, Secs. 258 (a) to 258 (e)); Title II of the Act of June 16, 1933, 48 Stat. 200-203 (U. S. C. Title 40, Sec. 401-403) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (U. S. C. Title 16, Sec. 809); Executive Order No. 8944, dated November 19, 1941; Executive Order No. 9366, dated July 30, 1943; and Executive Order No. 9373, dated August 30, 1943, is of the opinion that the United States of America was and is entitled to take said property and have the title to the estate therein ^{taken}vested in it, and that the alleged public purpose and use, as set out in said petition for condemnation, is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purpose of the above designated Acts of Congress.

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

TRACT NO. 1 (305-A 1.1),	§ 250.00
TRACT NO. 2 (305-A 2.1),	125.00
TRACT NO. 3 (305-A 2.2),	50.00
TRACT NO. 4 (305-A 2.3),	150.00
TOTAL, - - - - -	§ 575.00

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is a perpetual easement upon and over said lands for transmission line purposes, for the erection, operation and maintenance of a line or lines of poles, towers, or other structures, wires, cables and fixtures, for the transmission of electric current; together with the perpetual easement and right to cut down, remove and trim any trees that may interfere with or endanger said transmission line or lines or the maintenance or operation thereof; and together with the perpetual easement to set the necessary guy and brace poles and anchors and to attach all necessary guy wires thereto; and the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over and across any street, alley, highway or other right of way now or hereafter established and existing, on or across said lands or adjoining the same or adjacent thereto, for use in connection with the completion and full utilization of the Grand River Dam (Pensacola) Project in Oklahoma.

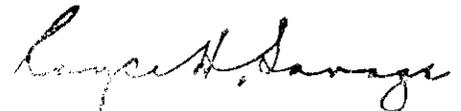
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the Declaration of Taking, and the interest therein taken by these eminent domain proceedings, was vested in the United States of America on the 14th day of October, 1946, upon the filing of the Declaration of Taking and the depositing of the sum of \$444.00 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 taken as hereinabove specifically set forth, is hereby deemed to be concerned and taken for the uses and purposes of the United States of America, and that the just compensation as determined and fixed herein for the taking of said estate in said tracts of land, is vested in the persons lawfully entitled thereto, as the owners of said tracts of land, respectively, or of some right, title or interest therein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the petitioner pay into the registry of this Court the sum of \$131.00, said sum being the deficiency between the sum of \$575.00, the just compensation herein fixed, and the amount deposited with the Declaration of Taking as the estimated just compensation for the taking of said tracts of land, in the sum of \$444.00.

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
UNITED STATES DISTRICT COURT, NORTHERN
DISTRICT OF OKLAHOMA

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN TULSA COUNTY,
OKLAHOMA; and SALLIE BEAVER MOORE, et al.,

Defendants.

CIVIL NO. 1950

FILED

MAR 18 1948

NOBLE C. HOOD
Clerk U. S. District Court

J U D G M E N T

Now, on this 15th day of March, 1948, there comes on for hearing, pursuant to regular assignment, the application of the petitioner herein for a judgment, approving the commissioners' report as to the real estate hereinafter specifically described.

Thereupon, the Court proceeded to hear and pass upon said application, 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) That 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 the law.

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

(6) The court finds that the Commissioners appointed herein to appraise and fix the damages occasioned by the taking of the estate in the lands involved in this proceeding, duly qualified 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 15th day of January, 1948, 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 (315-A 1.1)

Perpetual Easement

A strip of land 100 feet in width in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the North boundary of existing Grand River Dam Project transmission right-of-way 426 feet South and 113 feet East of the NW corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, thence northerly to a point in the North boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, 109 feet from the NW corner thereof.

On the 11th day of August, 1968, the above described strip of land was conveyed to the Grand River Dam Project, Tulsa County, Oklahoma, for the purpose of a transmission right-of-way. \$3,000

TRACT NO. 2 (315-A 1.2)

Perpetual Easement

A strip of land 100 feet in width in the W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, 109 feet from the SW corner thereof, thence northerly to a point in the North boundary of said W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, 96 feet from the NW corner thereof.

On the 11th day of August, 1968, the above described strip of land was conveyed to the Grand River Dam Project, Tulsa County, Oklahoma, for the purpose of a transmission right-of-way. \$100.00

TRACT NO. 3 (315-A 2.1)

Perpetual Easement

A strip of land 100 feet in width in the W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 25, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the South boundary of said W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$, 96 feet from the SW corner thereof, thence northerly to a point in the South right-of-way line of St. Louis and San Francisco Railroad 74 feet from the West boundary of said W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$.

On the 11th day of August, 1968, the above described strip of land was conveyed to the Grand River Dam Project, Tulsa County, Oklahoma, for the purpose of a transmission right-of-way. \$40,000

On the 11th day of August, 1968, the above described strip of land was conveyed to the Grand River Dam Project, Tulsa County, Oklahoma, for the purpose of a transmission right-of-way. \$100,000

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

(7) More than sixty days have elapsed since the filing of the commissioners' report 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 specifically 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 \$506.00.

(8) That the United States of America did on the 18th day of November, 1946, 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 (315-A 1.1),	\$ 66.00
TRACT NO. 2 (315-A 1.2),	100.00
TRACT NO. 3 (315-A 2.1),	340.00
TOTAL, - - - - -	\$ 506.00

(9) The court having fully considered the petition for condemnation, the Declaration of Taking, and all proceedings had herein, and the provisions of the Act of August 1, 1888, 25 Stat. 357 (U. S. C. Title 40, Sec. 257); the act of February 26, 1931, 46 Stat. 1421 (U. S. C. Title 40, Secs. 258 (a) to 258 (e)); Title II of the act of June 16, 1933, 48 Stat. 200-203 (U. S. C. Title 40, Sec. 401-403) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (U. S. C. Title 16, Sec. 809); Executive Order No. 8944, dated November 19, 1941; Executive Order No. 9366, dated July 30, 1943; and Executive Order No. 9373, dated August 30, 1943, is of the opinion that the United States of America was and is entitled to take said property and have the title to the estate therein taken vested in it,

and that the alleged public purpose and use, as set out in said petition for condemnation, is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purpose of the above designated Acts of Congress.

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

TRACT NO. 1 (315-A 1.1),	\$ 66.00
TRACT NO. 2 (315-A 1.2),	100.00
TRACT NO. 3 (315-A 2.1),	340.00
TOTAL, - - - - -	\$ 506.00

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is a perpetual easement upon and over said lands for transmission line purposes, for the erection, operation and maintenance of a line or lines of poles, towers, or other structures, wires, cables and fixtures for the transmission of electric current; together with the perpetual easement and right to cut down, remove and trim any trees that may interfere with or endanger said transmission line or lines or the maintenance or operation thereof; and together with the perpetual easement to set the necessary guy and brace poles and anchors and to attach all necessary guy wires thereto; and the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over and across any street, alley, highway or other right of way now or hereafter established and existing, on or across said lands or adjoining the same or adjacent thereto, for use in connection with the completion and full utilization of the Grand River Dam (Pensacola) Project in Oklahoma.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the Declaration of Taking, and the interest therein taken by these eminent domain proceedings, was vested in the United States of America on the 18th day of November, 1946, upon the filing of the Declaration of Taking and the depositing of the sum of \$506.00 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 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 order, judgments and decrees as may be necessary in the premises.

Royce H. Savage

J U D G E
UNITED STATES DISTRICT COURT, NORTHERN
DISTRICT OF OKLAHOMA

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN TULSA COUNTY,
OKLAHOMA; and SALLIE BEAVER MOORE, et al.,

Defendants.

CIVIL NO. 1950

FILED

MAR 18 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER FIXING TITLE AND MAKING DISTRIBUTION

NOW, on this 18th day of March, 1948, 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 hereinafter named; and that the owners and those having any right, title, or interest in and to said lands, as hereinafter named and set forth, are the only persons, firms, and corporations having any right, title or interest in and to the funds that are now on deposit 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 (315-A 1.1)

Perpetual Easement

John Beaver, - - - - - fee owner, - - - - - \$ 66.00
Title held in trust by United States of America.
(Commissioners' award)
(Make check payable to the Treasurer of the United States, for the use and benefit of John Beaver.)

TRACT NO. 2 (315-A 1.2)

Perpetual Easement

Minnie Grant Noon, - - - - - fee owner, - - - - - \$ 100.00
Title held in trust by United States of America.
(Commissioners' award)
(Make check payable to the Treasurer of the United States, for the use and benefit of Minnie Grant Noon.)

TRACT NO. 3 (315-A 2.1)

Perpetual Easement

(Title fixed and distribution made under order of July 17, 1947.)

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.


JUDGE

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE

DISTRICT OF KANSAS.

Jess Sadler, et al.,

Plaintiffs

vs.

Civil Action No. 1982

Lawyers Road & Linc Company,
a corporation,

Defendant.

JOURNAL ENTRY

Now on this _____ day of March, 1948, this cause came on for hearing on the stipulation of the parties filed herein for judgment in favor of the plaintiffs and against the defendant in the sum of one thousand (\$1,000.00) Dollars and costs, and the court after being well and lawfully advised by the premises finds that judgment should be entered in the accordance with said stipulation.

It is further ordered, ADJUDGED and DECREED that the plaintiffs do have judgment against the defendant in the sum of one thousand (\$1,000.00) Dollars, and costs of this cause and that said \$1,000.00 judgment is due in favor of the following named plaintiffs and in the following amounts: E. J. Townsend, \$50.12; Martha Avey, widow of A. J. Avey, \$79.11; John Weaver, \$44.34; William C. Weaver, \$44.55; Claude W. Wilcox, \$296.11; Carl W. Burke, \$100.48; Grace J. Graham, \$130.95; Martha Miller, widow of W. V. Miller, \$152.31; and Vernon A. Carr, \$44.60.

Royce H. Savage
District Judge

O. K.

Agnew

John

John

Barney

403 Commerce Building,
Pittsburg, Kansas

James H. [unclear]

James H. [unclear]

206 Joplin National Bank Bldg.,
Joplin, Missouri
Attorneys for Plaintiffs

[Signature]
1502 Bank Building
Tulsa, Oklahoma
Attorney for Defendant.

FILED

MAR 18 1948

NOBLE C. HOOD
Clerk U. S. District Court

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

DALEY T. HORN,

PLAINTIFF,

vs.

No. 1209, CIVIL

ROYCE SAVAGE, U. S. DISTRICT
COURT JUDGE,

DEFENDANT.

FILED

MAR 19 1948

O R D E R

NORME C HOOD
U. S. District Court

THE ABOVE ENTITLED CAUSE HAVING COME ON FOR HEARING BEFORE ME ON
THE 5TH DAY OF JANUARY, 1948, UPON THE MOTION OF THE DEFENDANT TO DISMISS
THIS ACTION AND UPON THE MOTION OF THE PLAINTIFF TO DENY THE DEFENDANT'S
MOTION TO DISMISS; AND THE PLAINTIFF BEING PRESENT IN PERSON AND APPEARING
FOR HIMSELF, AND THE DEFENDANT APPEARING BY HIS ATTORNEYS, LICKONER L. SAUNDERS
AND JACK N. HAYS; AND THE COURT HAVING FULLY HEARD THE ARGUMENT OF THE PLAIN-
TIFF, AND HAVING APPOINTED H. E. SHELL AS ATTORNEY FOR THE PLAINTIFF, AND
HAVING THEREUPON ENTERED AN ORDER CONTINUING THE HEARING UNTIL THE 20TH DAY
OF JANUARY, 1948;

AND NOW, ON THE 10TH DAY OF JANUARY, 1948, THE PLAINTIFF APPEARING
NOT IN PERSON BUT BY H. E. SHELL, HIS ATTORNEY APPOINTED BY THE COURT, AND
THE DEFENDANT APPEARING BY HIS ATTORNEYS, LICKONER L. SAUNDERS AND JACK N. HAYS;
AND THE COURT HAVING HEARD THE REPORT OF SAID ATTORNEY FOR THE PLAINTIFF, AND
THE ARGUMENT OF SHELL, AND BEING FULLY ADVISED, FINDS THAT THE MOTION OF THE
DEFENDANT TO DISMISS THE ACTION FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF
CAN BE GRANTED SHOULD BE SUSTAINED, AND THAT THE PLAINTIFF'S MOTION TO DISMISS
THE DEFENDANT'S MOTION TO DISMISS SHOULD BE OVERRULED.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECIDED THAT THE PLAINTIFF'S
MOTION TO DISMISS THE MOTION TO DISMISS DO, AND IT IS HEREBY OVERRULED.

IT IS FURTHER ORDERED, ADJUDGED AND DECIDED THAT THE DEFENDANT'S MO-
TION TO DISMISS THE ACTION BE, AND IT IS HEREBY SUSTAINED, AND THE ACTION BE,
AND IT IS HEREBY DISMISSED.

ENTERED BY THE DISTRICT JUDGE

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

1944

PLAINT OF THE UNITED STATES OF AMERICA
vs. JAMES EARL RAY

Case No. 100-10700-1

MEMORANDUM

FOR THE COURT

On the motion of the United States of America, filed on the 10th day of August, 1944, and on the motion of the defendant, filed on the 11th day of August, 1944, the Court has considered the motion of the United States of America, filed on the 10th day of August, 1944, and the motion of the defendant, filed on the 11th day of August, 1944, and the Court has concluded that the motion of the United States of America, filed on the 10th day of August, 1944, should be granted and the motion of the defendant, filed on the 11th day of August, 1944, should be denied.

And it is the order of the Court that the motion of the United States of America, filed on the 10th day of August, 1944, be granted and the motion of the defendant, filed on the 11th day of August, 1944, be denied, and that the United States of America be allowed its costs and expenses in this matter, and that the defendant be ordered to pay the costs and expenses of the United States of America in this matter.

IT IS SO ORDERED.

W. J. B. [Signature]

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

DALRY D. ILSON,

PLAINTIFF,

vs.

No. 2200, CIVIL

ROYCE SAVAGE, U. S. DISTRICT
COURT JUDGE,

DEFENDANT.

FILED

MAR 19 1948

WOMIE C. ROOD
Clerk U. S. District Court

C. W. O. R. E.

THE PLAINTIFF HAVING FILED HERETOFOR REQUEST FOR REHEARING
ON THE COURT'S ORDER OF JANUARY 23, 1948;

AND THE COURT HAVING EXAMINED THE PLAINTIFF'S REQUEST AND
FINDING NO GROUNDS THEREIN UPON WHICH REHEARING SHOULD BE GRANTED;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED THAT THE
PLAINTIFF'S REQUEST FOR REHEARING BE, AND IT IS HEREBY DENIED.

DATED THIS 14th DAY OF FEBRUARY, 1948.

W. C. Rood
UNITED STATES DISTRICT JUDGE

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

I. V. Gray,)
)
 Plaintiff,)
)
 vs.)
)
 Standard Paving Company,)
 a corporation,)
)
 Defendant.)

No. 2228

FILED

MAR 22 1948

NOBLE C. HOOD
Clerk U. S. District Court

DISMISSAL

COMES NOW the plaintiff, Kola B. Gray, community survivor, said plaintiff having been by order of the Court substituted as party plaintiff in this cause and, by leave of Court first obtained, dismisses the above-styled and numbered cause without prejudice to the right of the plaintiff to prosecute her cause of action against the defendant.

[Handwritten Signature]

Cause dismissed without prejudice

3/22/48

[Handwritten Signature]
Judge

[Handwritten mark]

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

E. C. Ottinger, et al,

Plaintiffs,

vs.

No. 1883 Civil

United States of America,

FILED

Defendant.

MAY 23 1948

O R D E R

NOBLE C. HOOD
Clerk U. S. District Court

This matter coming on for hearing this 12th day of March, 1948, on the motion of the defendant, United States of America, for a summary judgment pursuant to Rule 56 of the Federal Rules of Civil Procedure and the plaintiffs being present by their attorney, Dick Saunders, and the defendant, United States of America, appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and the court having considered the pleadings in this action, the statements made at the pre-trial hearing and considering the briefs of the respective parties, finds that there is no genuine issue as to any material fact and no controversial question of fact to be submitted to the trial court and the court concludes that the motion for summary judgment should be sustained and that the United States of America is entitled to judgment as a matter of law.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the plaintiffs take nothing and that the defendant, United States of America, be and it hereby is discharged from any and all liability by virtue of the claim contained in plaintiffs' complaint.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the costs of this action be taxed against the plaintiffs.

AND IT IS SO ORDERED.


JUDGE

O. K. as to form:


Attorney for plaintiffs

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

1,031.15 acres of land, more
or less, situate in Mayes County,
Oklahoma, and Ray Bonnellia, Grand
River Dam Authority, et al.,

Respondents.

No. 2116-Civil

FILED

MAR 22 1946

NOBLE C. HOOD
Clerk U. S. District Court

ORDER FIXING TITLE AND DECREERING DISTRIBUTION AS TO THE REAL ESTATE DESIGNATED AND DESCRIBED AS TRACT 1960 AND TRACT 1964

NOW, on this the 26th day of January, 1946, coming on for hearing the petition of Flossie Shook, nee Perryman, an incompetent, by her guardian W. R. Kerr, for payment of funds derived or to be derived from condemnation of real estate described as Tract No. 1960 and Tract No. 1964 in this proceeding, the respondent, Flossie Shook, nee Perryman, appearing by her guardian W. R. Kerr and her attorney, G. C. Spillers, and the respondents Earl E. Breno and Irene W. Breno appearing in person and by their attorneys G. Earl Shaffer and R. A. Milkerson, and the respondent, the Grand River Dam Authority, appearing by its General Counsel, J. R. Boydston, and the petitioner, the United States of America, represented by its attorney, Curtis F. Harris, Special Attorney, Lands Division, Department of Justice, and all parties having announced ready for trial, the Court, having heard the testimony of witnesses sworn and examined in open court and the statements of counsel representing the parties, and having fully considered the same, finds that the petition of Flossie Shook, nee Perryman, an incompetent, praying that she be decreed to have been the owner of the real estate described as Tract No. 1960 and Tract No. 1964 in this proceeding and that she be decreed to be

entitled to all of the proceeds derived from the condemnation of said tracts, should be denied.

The Court further finds that the respondents Earl E. Breno and Fronc V. Breno were the owners of the fee simple title in and to the lands designated as Tract No. 1960, and more particularly described as follows, to-wit:

Southeast Quarter of Southwest Quarter of Northwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$), and Southeast Quarter of Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), and West Half of Northwest Quarter of Southeast Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$), and North Half of Northeast Quarter of Southwest Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$), and Southeast Quarter of Northeast Quarter of Southwest Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$), and Northeast Quarter of Northwest Quarter of Southwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$), and Northeast Quarter of Southeast Quarter of Southwest Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$), all in Section 4; and East 20.41 acres of Lot 1, and West Half of Northwest Quarter of Northeast Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$), and Lots 5 and 7 in Section 9, all in Township 20 North, Range 20 East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing in all 174.25 acres, more or less,

on the date of the taking of said lands by the petitioner in this proceeding, and that the respondent Flossie Shook, nee Perryman, had no right, title or interest in and to said tract of land, and has no right, title or interest in and to the funds deposited in the registry of this Court as compensation for the taking of said lands by the petitioner, and that the respondents Earl E. Breno and Fronc V. Breno are entitled to all of the proceeds and compensation paid or to be paid by the petitioner for the taking of said tract of land.

The Court further finds that the respondent, the Grand River Dam Authority, was the owner of the fee simple title in and to the lands designated as Tract No. 1964, and more particularly described as follows, to-wit:

The Northwest 10.00 acres of Lot 1, Section 9, and East Half of Southwest Quarter of Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$), and West Half of Southeast Quarter of Southwest Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$), and Southeast Quarter of Northwest Quarter of Southwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$), and Southwest Quarter of Northeast Quarter of Southwest Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$), of Section 4, all in Township 20 North, Range 20 East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 70.00 acres, more or less,

on the date of the taking of said lands by the petitioner in this proceeding, and that the respondent Flossie Shook, nee Perryman, had no right, title or interest in and to said tract of land, and has no right, title or interest in and to the funds deposited in the registry of this Court as compensation

for the taking of said lands by the petitioner, and that the respondent, the Grand River Dam Authority, is entitled to all of the proceeds and compensation paid or to be paid by the petitioner for the taking of said tract of land.

IT IS THEREFORE now ordered, adjudged and decreed that the petition of the respondent, Flossie Shook, nee Perryman, an incompetent, praying that this Court enter a decree fixing in her the ownership and title to the lands designated and described as Tract No. 1960 and Tract No. 1964, and further praying that this Court enter an order directing that the compensation paid into Court or to be paid for said lands be paid to her, be, and is hereby, denied; and it is further decreed that said respondent, Flossie Shook, nee Perryman, have and recover nothing by virtue of said petition.

IT IS FURTHER ordered, adjudged and decreed by this Court that the respondents Earl E. Breno and Frone V. Breno were the owners of the fee simple title in and to the lands designated as Tract No. 1960 in this proceeding on the date of the taking of said lands by the petitioner, and that the respondent Flossie Shook, nee Perryman, had no right, title or interest in and to said tract of land, and has no right, title or interest in and to the funds deposited in the registry of this Court as compensation for the taking of said lands by the petitioner, and that the respondents Earl E. Breno and Frone V. Breno are entitled to all of the proceeds and compensation paid or to be paid by the petitioner for the taking of said tract of land, and the Clerk is authorized and directed to pay said compensation to the respondents Earl E. Breno and Frone V. Breno.

IT IS FURTHER ordered, adjudged and decreed by this Court that the respondent, the Grand River Dam Authority, was the owner of the fee simple title in and to the lands designated as Tract No. 1964 on the date of the taking of said lands by the petitioner in this proceeding, and that the respondent Flossie Shook, nee Perryman, had no right, title or interest in and to said tract of land, and has no right, title or interest in and to the funds deposited in the registry of this Court as compensation for the taking of said lands by the petitioner, and that the respondent, the Grand River Dam

Authority, is entitled to all of the proceeds and compensation paid or to be paid by the petitioner for the taking of said tract of land.

Roger H. Starn

JUDGE, UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

O.K.

Attorney for Flossie Shook, nee
Perryman

Attorney for Earl E. Breno and
Erone V. Breno

O. B. Bayless

Attorney for Grand River Dam
Authority

IN SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES FOR ALL TERRITORIES DISTRICTS
OF OKLAHOMA.

Dean A. Pearce,
Plaintiff,
-vs-
UNIVERSAL AVIATION COMPANY, a corporation,
Defendant.

No. 2252
Civil.
EILER

MAR 23 1948

NOBLE C. HOOD
Clerk U. S. District Court

STIPULATION DISMISSING PLAINTIFF'S CAUSE OF ACTION
WITH PREJUDICE

Comes now the plaintiff, Dean A. Pearce,
by his attorney of record, W. C. Poffett, and pursuant to rule 41
(a)(1)(11) of the Federal Rules of Civil Procedure, stipulates
as follows:

Plaintiff stipulates and does hereby dismiss
with prejudice, his cause of action contained in his complaint
filed in this court on March 10, 1948.

Dated this 24th day of March, 1948.

Dean A. Pearce
Dean A. Pearce, Plaintiff.

W. C. Poffett, Tulsa, Oklahoma
Attorney for Plaintiff.

Irvine L. Unperach
Irvine L. Unperach, Tulsa, Okla.
Attorney for Defendant,
Universal Aviation Company,
a corporation.

APPROVED; and the above action is
hereby ordered dismissed with
prejudice this 23rd day of March,
1948.

Royce H. Savage
U.S. District Judge

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

Lawrence L. Blair,)
Plaintiff,)
vs.) No. 2918 Civil
West Printing Company, a)
Corporation,) FILED
Defendant.) MAR 24 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER

On this 24 day of March, 1948, the above entitled matter came on for hearing upon the stipulation of the parties for dismissal with prejudice and it appearing to the court that the parties have settled said cause out of court and have filed their written stipulation herein for dismissal with prejudice to a new action at the cost of the defendant but without attorneys' fees to either side, and the court is well and sufficiently advised in the premises,

IT IS ORDERED, ADJUDGED AND DECREED, that the above entitled matter and the same is hereby dismissed with prejudice to a new action at the cost of the defendant but without attorneys' fees to either side.

Ray H. Savage.
JUDGE

APPEARANCE:

Daniel J. Levy
Attorney for Plaintiff

Acwallace

John R. Sullivan

Ben J. Owens.
Attorney for Defendant

UNITED STATES DISTRICT COURT
DISTRICT OF COLUMBIA

Donald Williams,

Plaintiff,

vs.

No. 2297-Civil

Donald W. Williams of the County of Columbia,
Defendant,

Defendant.

FILED

JUL 27 1948

FILED

NOBLE C. HOOD
Clerk U. S. District Court

That, on this 24th day of June, 1948, this matter came

on for trial upon the stipulation of the parties for dismissal with prejudice, and it was ordered by the stipulation and the stipulation of counsel that said cause has been fully and finally settled and adjourned, and that the parties hereto have filed their stipulation in writing in this court for dismissal with prejudice at the cost of the defendant but without attorneys' fees to either side, and that the true name of the plaintiff is Donald Williams, and the court being well and sufficiently advised in the premises,

It is ordered, that said cause be and the same is hereby dismissed with prejudice to a new action at the cost of the defendant but without attorneys' fees to either side.

Royce H. Savage
JURY

ATTORNEY:

Daniel J. Seay
Attorney for Plaintiff

Alvord

John E. Hallan

Ben J. Owens
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 TULSA COUNTY,
OKLAHOMA; and R. E. BRINKLEY, et al.,

Defendants.

CIVIL NO. 1927

FILED

MAR 10 1948

NOBLE C. HOOD
Clerk U. S. District Court

J U D G M E N T

NOW, on this 25th day of March, 1948, there comes on for hearing, pursuant to regular assignment, the application of the petitioner herein for a judgment approving the commissioners' report heretofore filed in this proceeding, as to the real estate hereinafter specifically described.

Thereupon, the Court proceeded to hear and pass upon said application, 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 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 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 15th day of January, 1948, wherein they fixed the fair cash market value of the estate taken, and all damages to the remainder, if any, as to the lands more particularly designated and described as follows, to-wit:

TRACT NO. 1 (314 - 1.1)

Perpetual Easement

A strip of land 100 feet in width in the S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the East boundary of said S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 82 feet from the SE corner thereof, thence westerly to a point 82 feet north and 136 feet west of the SE corner of said S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, thence northwesterly to a point in the west boundary of said S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 144 feet from the SW corner thereof.

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

TRACT NO. 2 (314 - 1.2)

Perpetual Easement

A strip of land 100 feet in width in the S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point 330 feet west and 144 feet north of the SE corner of said S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, thence northwesterly to a point in the north boundary of said S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 400 feet from the NW corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 225.00

TRACT NO. 3 (314 - 1.3)

Perpetual Easement

A strip of land 100 feet in width in the N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the south boundary of said N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 400 feet from the SW corner thereof, thence northwesterly to a point in the west boundary of said N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 127 feet from the SW corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 150.00

TRACT NO. 4 (314 - 1.4)

Perpetual Easement

A strip of land 100 feet in width in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the east boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ 457 feet from the SE corner thereof, thence northwesterly to a point in the west boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ 377 feet from the SW corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 145.00

TRACT NO. 5 (314 - 1.5)

Perpetual Easement

A strip of land 100 feet in width in the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the east boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ 877 feet from the SE corner thereof, thence northwesterly to a point 268 feet west and 1004 feet north of the SE corner of said E $\frac{1}{2}$ NW $\frac{1}{4}$, thence northwesterly to a point in the west boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ 1064 feet from the SW corner thereof.

Pending on demand for jury trial

TRACT NO. 6 (314 - 1.6)

Perpetual Easement

A strip of land 100 feet in width in the east 165 feet of the N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the east boundary of said east 165 feet of the N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ 256 feet from the NE corner thereof, thence northwesterly to a point in the west boundary of said east 165 feet of the N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ 246 feet from the NW corner thereof.

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

TRACT NO. 7 (314 - 1.7)

Perpetual Easement

A strip of land 100 feet in width in the $N\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 36, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point 165 feet west and 246 feet south of the NE corner of said $N\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, thence northwesterly to a point in the west boundary of said $N\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ 177 feet from the NW corner thereof.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 130.00

TRACT NO. 8 (314 - 2.1)

Perpetual Easement

A strip of land 100 feet in width in the $S\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 35, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the east boundary of said $S\frac{1}{2}$ NE $\frac{1}{4}$ 177 feet from the NE corner thereof, thence northwesterly to a point in the north boundary of said $S\frac{1}{2}$ NE $\frac{1}{4}$ 58 feet from the NW corner thereof.

Pending on demand for jury trial

TRACT NO. 9 (314 - 2.2)

Perpetual Easement

A parcel of land in the $N\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 35, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, which is described as follows, to-wit:

Beginning at the SW corner of said $N\frac{1}{2}$ NE $\frac{1}{4}$, thence northerly along the west boundary of said $N\frac{1}{2}$ NE $\frac{1}{4}$ 54 feet, thence southeasterly to a point in the south boundary of said $N\frac{1}{2}$ NE $\frac{1}{4}$ 785 feet from the SW corner thereof, thence westerly along the south boundary of said $N\frac{1}{2}$ NE $\frac{1}{4}$ to the point of beginning.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 47.00

TRACT NO. 10 (314 - 2.3)

Perpetual Easement

A parcel of land in the E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 35, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at the NE corner of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ thence south along the east boundary of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ 46 feet, thence northwesterly to a point 5 feet south and 66 feet east of the NW corner of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, thence northerly 5 feet to a point in the north boundary of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ 66 feet from the NW corner thereof, thence easterly along the north boundary of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ to the point of beginning.

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

TRACT NO. 11 (314 - 2.4)

Perpetual Easement

A parcel of land in the E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 35, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at the SE corner of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ thence westerly along the south boundary of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ to the SW corner thereof, thence northerly along the west boundary of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 78 feet, thence southeasterly to a point in the east boundary of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 54 feet from the SE corner thereof, thence southerly along the east boundary of said E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ to the point of beginning.

Pending on demand for jury trial

TRACT NO. 12 (314 - 2.5)

Perpetual Easement

A parcel of land in the W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 35, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at the SE corner of said W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, thence westerly along the south boundary of said W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ to the SW corner thereof, thence northerly along the west boundary of said W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 100 feet, thence southeasterly to a point in the east boundary of said W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 78 feet from the SE corner thereof, thence southerly along the east boundary of said W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ to the point of beginning.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 39.20

TRACT NO. 13 (314 - 2.6)

Perpetual Easement

A strip of land 100 feet in width in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and the W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 35, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the east boundary of said W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 50 feet from the SE corner thereof, thence northwesterly to a point 28 feet east and 94 feet north of the SW corner of said W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, thence northerly to a point in the north boundary of said W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 38 feet from the NW corner thereof.

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

TRACT NO. 14 (314 - 3.1 Rev.)

Perpetual Easement

A strip of land 100 feet in width in the W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$; and all that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying south of the SL and SF Railroad in Sec. 26, T 20 N, R 13 E of the Indian Base and Meridian in Tulsa County, Oklahoma, the center line of which is described as follows, to-wit:

Beginning at a point in the south boundary of said W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ 25 feet east from the SW corner thereof, thence northerly to a point in the south right-of-way line of the SL and SF Railroad, 25 feet east of the west boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$.

TOTAL FAIR CASH MARKET VALUE OF THE ESTATE TAKEN (PERPETUAL EASEMENT FOR TRANSMISSION LINE PURPOSES) AND ALL DAMAGES TO THE REMAINDER, IF ANY, \$ 408.00

TOTAL, - - - - - \$ 2,114.20

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 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 \$2,114.20.

(8) That the United States of America did on the 14th day of October, 1946, 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 (314 - 1.1),	\$ 250.00
TRACT NO. 2 (314 - 1.2),	168.40
TRACT NO. 3 (314 - 1.3),	125.00
TRACT NO. 4 (314 - 1.4),	145.00
TRACT NO. 6 (314 - 1.6),	50.00
TRACT NO. 7 (314 - 1.7),	145.00
TRACT NO. 9 (314 - 2.2),	16.20
TRACT NO. 10 (314 - 2.3),	5.00
TRACT NO. 12 (314 - 2.5),	39.20
TRACT NO. 13 (314 - 2.6),	700.00
TRACT NO. 14 (314 - 3.1 Rev.),	408.00
TOTAL, - - - - -	\$ 2,051.80

(9) The Court having fully considered the petition for condemnation, the Declaration of Taking, and all proceedings had herein, and the

provisions of the Act of August 1, 1888, 25 Stat. 357 (U. S. C. Title 40, Sec. 257); the Act of February 26, 1931, 46 Stat. 1421 (U. S. C. Title 40, Secs. 258 (a) to 258 (e)); Title II of the Act of June 16, 1933, 48 Stat. 200-203 (U. S. C. Title 40, Sec. 401-403) as amended and supplemented; the Act of June 10, 1920, 41 Stat. 1063 (U. S. C. Title 16, Sec. 809); Executive Order No. 8944, dated November 19, 1941; Executive Order No. 9366, dated July 30, 1943; and Executive Order No. 9373, dated August 30, 1943, is of the opinion that the United States of America was and is entitled to take said property and have the title to the estate therein taken vested in it, and that the alleged public purpose and use, as set out in said petition for condemnation, is hereby adjudged to be in truth and in fact a public purpose and use within the meaning and purpose of the above designated Acts of Congress.

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

TRACT NO. 1 (314 - 1.1),	\$ 400.00
TRACT NO. 2 (314 - 1.2),	225.00
TRACT NO. 3 (314 - 1.3),	150.00
TRACT NO. 4 (314 - 1.4),	145.00
TRACT NO. 6 (314 - 1.6),	30.00
TRACT NO. 7 (314 - 1.7),	130.00
TRACT NO. 9 (314 - 2.2),	47.00
TRACT NO. 10 (314 - 2.3),	40.00
TRACT NO. 12 (314 - 2.5),	39.20
TRACT NO. 13 (314 - 2.6),	500.00
TRACT NO. 14 (314 - 3.1 Rev.),	408.00
TOTAL, - - - - -	\$ 2,114.20

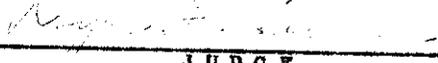
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is a perpetual easement upon and over said lands for transmission line purposes, for the erection, operation and maintenance of a line or lines of poles, towers, or other structures, wires, cables and fixtures for the transmission of electric current; together with the perpetual easement and right to cut down, remove and trim any trees that may interfere with or endanger said transmission line or lines or the maintenance or operation thereof; and together with the perpetual easement to set the necessary guy and brace poles and anchors and to attach all necessary guy wires thereto; and the perpetual right, privilege and authority to erect, maintain and operate said line or lines of poles, h-frame structures, towers, or other structures, wires, cables and fixtures upon, over, and across any street, alley, highway or other right of way now or hereafter established and existing, on or across said lands or adjoining the same or adjacent thereto, for use in connection with the completion and full utilization of the Grand River Dam (Pensacola) Project in Oklahoma.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the Declaration of Taking, and the interest therein taken by these eminent domain proceedings, was vested in the United States of America on the 14th day of October, 1946, upon the filing of the Declaration of Taking and the depositing of the sum of \$2,051.80 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 taken as hereinabove specifically set forth, is hereby deemed to be condemned and taken for the uses and purposes of the United States of America, and that the just compensation as determined and fixed herein for the taking of said estate in said tracts of land, is vested in the persons lawfully entitled thereto, as the owners of said tracts of land, respectively, or of some right, title or interest therein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the petitioner pay into the registry of this Court the sum of \$62.40, said sum being the deficiency between the sum of \$2,114.20, the just compensation herein fixed, and the amount deposited with the Declaration of Taking as the estimated just compensation for the taking of said tracts of land, in the sum of \$2,051.80.

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



J U D G E
UNITED STATES DISTRICT COURT, NORTHERN
DISTRICT OF OKLAHOMA

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

V. W. LEE, JR.,

Plaintiff,

Vs.

No. 8329-Civil

R. W. ORR,

Defendant.

FILED

MAR 23 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER OF DISMISSAL

Now on this 25th day of March, 1948, this matter coming on for hearing on written stipulation of attorneys of record for the respective parties in the above entitled action, requesting a dismissal of said cause without prejudice at the cost of plaintiff and for good cause shown;

IT IS ORDERED, ADJUDGED AND DECREED that the above entitled action be, and the same is hereby dismissed without prejudice at the cost of plaintiff.

Royce H. Savage
United States District Judge

Ok as to form
Geo. W. Reed, Jr

W. B. Kern
Atty for Defendant

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

J. W. (Paul) Mack, Plaintiff,)
vs.) No. 3191 Civil
Evans-Howler Mine, Inc., Defendant.) FILED

MAR 29 1948

C R E R

NOBLE C. HOOD
Clerk U. S. District Court

Now, on this 29 day of March, 1948, the above entitled matter coming on for hearing upon the stipulation of the parties for dismissal with prejudice and it appearing to the court that the parties have settled said cause out of court and have filed their written stipulation herein for dismissal with prejudice to a new action at the cost of the defendant but without attorneys' fees to either side, and the court being well and sufficiently advised in the premises,

IT IS ORDERED, ADJUDGED AND DECREED, That the above entitled matter be and the same is hereby dismissed with prejudice to a new action at the cost of the defendant but without attorneys' fees to either side.

Royce H. Savage
JUDGE

APPROVED: H. G. Beauchamp
Attorney for Plaintiff

A. C. Wallace

John R. Wallace

Ben. T. ...

Attorneys for Defendant

UNITED STATES DISTRICT COURT NORTHERN
DISTRICT OF OKLAHOMA

INTERSTATE COMMERCE COMMISSION,
Plaintiff,

vs.

LEE WAY MOTOR FREIGHT, INC., a corporation,
GLENN H. CODDINGTON, doing business as Arco
Warehouse, and
FEDERAL STORAGE & VAN COMPANY, INC., and
NICHOLS TRANSFER & STORAGE CO.,
corporations, Defendants.

No. 1694 Civil

ORDER VACATING INJUNCTION

This matter coming on for hearing this 5th day of March, 1948, on the application of Lee Water Motor Freight, Inc., a defendant herein for an order dissolving the injunction heretofore ordered against it on May 14, 1946, in this cause No. 1694 Civil. The parties being represented by counsel and the Court having considered the stipulations of facts and being in the premises fully advised, finds that the defendant has in all respects fully complied with the decree of this Court entered on the 14th day of May, 1946, and there being no suggestion that defendant, Lee Wat Motor Freight, Inc. will, if this order be dissolved, conduct its business in other than a lawful manner, the Court finds that the decree granting a permanent injunction should be set aside and the injunction heretofore issued in this case be dissolved.

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that the decree granting a permanent injunction against Lee Way Motor Freight, Inc., in this cause on the 14th day of May, 1946, be set aside and vacated as of this date.

Done at Tulsa, Oklahoma, on the date above given.

ROYCE H. SAVAGE
U. S. DISTRICT JUDGE

APPROVED for entry:

WHIT Y. MAUZY
U. S. Attorney

GEORGE F. SHORT
Attorney for Lee Way Motor Freight, Inc.

FILED; Mar 30, 1948
Noble C. Hood, Clerk
U. S. District Court

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

United States of America,
Plaintiff,

vs.

Luther Dixon and Edna Mae Dixon,
Defendants.

No. 2238 Civil.

FILED

MAR 31 1948

NOBLE C. HOOD
Clerk U. S. District Court

J u d g m e n t

NOW, on this *31st* day of *March* 1948, there coming on for hearing the above action, and the Plaintiff, United States of America, appearing by WHIT Y. MAUZY, United States Attorney, and John W. McCune, Assistant U. S. Attorney, for the Northern District of Oklahoma, and the defendants appearing not, and it appearing to the Court that the defendants and each of them were duly served with summons more than 20 days prior hereto, the Court finds that said defendants and each of them are in default and should be so adjudged.

THE COURT FURTHER FINDS that on June 12, 1941, the defendants, Luther Dixon and Edna Mae Dixon, executed and delivered to the Joplin Cement Company their written promissory note, which note was for the purpose of securing a modernization loan in conformity with the Federal Housing Act, and was in the sum of \$402.42.

THE COURT FURTHER FINDS that said note was endorsed by the Joplin Cement Company to the Commercial Investment Trust Incorporated, and that, default having made in the payment of said note, and the plaintiff having insured the Joplin Cement Company and Commercial Investment Trust Incorporated against losses under the Federal Housing Act, that said note was then endorsed to the plaintiff under date of March 29, 1943, at which time plaintiff paid to the Commercial Investment

Incorporated the sum of \$248.49. That there is now due upon said note the sum of \$308.11, with interest thereon at the rate of 6% per annum from February 3, 1948, which amount has not been paid by the defendants.

THE COURT FURTHER FINDS that a due and proper affidavit of non-military service has been duly filed herein and the same is hereby approved.

THE COURT FURTHER FINDS that the consideration for said note was the installation by the Joplin Cement Company of permanent improvements upon Lots 23 and 24, Block 15, Frisco Addition to the City of Miami, Oklahoma, in the nature of asbestos siding, wallpaper, felt and paint, and that said material and labor entered into and became part of the improvements upon the above described property, which is the homestead of said defendants. That said material and labor were used upon said homestead improvement. That the plaintiff is entitled to levy execution upon said homestead for the enforcement of his judgment herein.

THE COURT FURTHER FINDS that plaintiff is entitled to judgment against the defendants Luther and Edna Mae Dixon, for \$308.11, with interest thereon at the rate of 6% per annum from February 3, 1948, until paid.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED THAT plaintiff have judgment against the defendants in the sum of \$308.11, with interest thereon at the rate of 6% per annum from February 3, 1948, until paid, and for its costs, for all of which let execution issue, and that the plaintiff is entitled to levy execution upon said judgment on the above described homestead.

DISTRICT JUDGE.

U. S. DISTRICT COURT OF THE UNITED STATES
FOR THE NORTH WEST DISTRICT OF OREGON

AMBERS F. UPSHAW,

PLAINTIFF,

v.

NO. 2140 (Civil)

FILED

UNITED STATES OF AMERICA and
JEFF D. KEZER and JANE KEZER,

APR 1 1948

DEFENDANTS.

JUDGMENT

NOBLE C. HOOD
Clerk U. S. District Court

This cause having been tried and submitted to the court on January 8, 1948, and the court now being well and sufficiently advised in the premises files herein its findings of fact and conclusions of law in accordance wherewith it is considered, ORDERED, ADJUDGED AND DECREED:

That the insured, Kenneth C. Upshaw, designated Jeff D. Kezer and Jane Kezer as principal and contingent beneficiaries of the insurance;

That the defendant, United States of America, is not liable to the plaintiff, Ambers F. Upshaw, on the insurance policy and the said Jeff D. Kezer and Jane Kezer are the principal and contingent beneficiaries.

That the co-defendant, Jeff D. Kezer, recover of and from the defendant, United States of America, monthly installments of insurance under a Five thousand (\$5,000.00) Dollar portion of the insurance, as principal beneficiary, the rate of the monthly installments payable to be computed by the Veterans' Administration, in accordance with the terms of the National Service Life Insurance Act of 1940, as amended; and that co-defendant, Jane Kezer, likewise recover of and from the defendant, United States of America, monthly installments of insurance under the remaining Five thousand (\$5,000.00) Dollar portion of the insurance, as principal beneficiary, the rate of the monthly installments payable to be computed by the Veterans' Administration, in accordance with the terms of the National Service Life Insurance Act of 1940, as amended.

That Harper, Barrer & Young, attorneys of record for the defendants, Jeff D. Kezer and Jane Kezer, be and are hereby allowed a fee for their services of ten (10%) per cent of the amount recovered by the said de-

defendants under the policy of insurance of which they are declared to be the principal and contingent beneficiaries. Said fee to be paid said attorneys by the Veterans' Administration out of payments to be made under the judgment and decree at a rate not exceeding one-tenth (1/10) of each of such payments until paid;

That the complaint of plaintiff be and is hereby dismissed and he shall pay the costs of this action.

This 19th day of January, 1948.

Bower Broadus

Bower Broadus
U. S. District Judge

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

CARLIE TAYLOR, for himself and as agent for)
Pablo Gasillos, Nathaniel Morrison, Wayne C)
Lassater, David Smith, Isiah Mahone, Clifton)
Bertrand, Thomas Gaston, George Wright,)
Lewis McKinney, Butler Ashford, Fred Wortham,)
and M.E. Hannaford.)

Plaintiffs,)

No.1985- Civil.)

-VS-

OKLAHOMA STEEL CASTINGS COMPANY, a corporation.

FILED

APR 2 1948

NOBLE C. HOOP
Clerk U. S. District Court

ORDER DISMISSING ACTION

UPON HEARING of the motion of the defendant to dismiss the
above entitled action, it appearing to the Court that since the enact-
ment of the Portal to Portal Pay Act of 1947, that the Complaint
fails to state a claim against the defendant upon which relief can
be granted and that this Court is without jurisdiction;

IT IS ORDERED that the above entitled action be and the same
is hereby dismissed.

DATED this 2nd day of April, 1948.

/s/ Royce H. Savage
U.S. DISTRICT JUDGE

O.K.
(sgn.) Holly I. Anderson
Attorney for plaintiffs.

(sgn.) W.A. Daugherty
Attorney for Def't.

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

UNITED STATES OF AMERICA,

Petitioner,

vs.

1,031.15 acres of land, more or
less, situate in Mayes County,
Oklahoma, and Ray Bonnella, et
al.,

Respondents.

No. 2116-Civil

FILED

APR 2 - 1948

NOBLE C. HOOD
Clerk U. S. District Court

JUDGMENT CONFIRMING STIPULATION AS TO TRACT
NO. 1960

Now on this 2nd day of April, 1948, this matter comes on for hearing upon the application for confirmation of written stipulation as to Tract No. 1960, and the Court, having been fully advised in the premises, finds that the value of Tract No. 1960, involved in this proceeding, has been agreed upon by the owners thereof and the petitioners that it is unnecessary to proceed further in this proceeding as to said tract, and that it is proper at this time that an appropriate judgment be entered upon said stipulation.

The Court further finds that a deposit has been made under a Declaration of Taking as to said tract, and that an over-deposit exists as to said tract, as hereinafter set forth.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the agreed value and stipulation be and the same is hereby confirmed and approved in all respects by this Court as to said Tract No. 1960, in the following amount, to-wit:

It is appearing that said property was offered for sale and sold in the manner directed by the writ of execution and order of sale of the United States Marshal of the Northern District of Oklahoma, and it appears that all of the said proceedings have been had according to law and the Court being satisfied with the legality thereof.

It is further ordered that the said sale be and the same is hereby approved by the Court and the Clerk is directed to do so accordingly on the journal of this Court and the United States Marshal of the Northern District of Oklahoma is directed to make, execute and deliver a good and sufficient conveyance of said premises to the purchaser, A. B. [redacted] pursuant to such sale.

It is further ordered that the costs of these proceedings be first deducted from the proceeds of said sale which said costs shall include reasonable fees for the Commissioners, Lucile W. Smith, C. C. [redacted], Maurice L. De Vinna duly appointed by this court on the 15th day of December, 1947, in the sum of _____, and a reasonable fee of _____ for John P. [redacted], guardian ad litem of Sarah Beaulier Kingfisher and [redacted], minors, and the sum of _____ as attorneys fees for plaintiffs attorneys; that the balance remaining of the sales price be held by the Clerk of this Court until further order of this Court.

JUDGE

O. K. as to Form:

IN THE DISTRICT COURT OF THE UNITED STATES

FOR THE NORTHERN DISTRICT OF OKLAHOMA

CIVIL ACTION NO. 2263

TERN W. GARD, Housing Expediter)
Office of the Housing Expediter)

Vs.

F. H. JOHN and wife)
MAUDE F. JOHN)

Defendants)

ORDER OF DISMISSAL

FILED
In Open Court

APR 5 1948

NOBLE C. HOOD
Clerk U. S. District Court

Come now the Plaintiff, in the above-styled cause of action and advise the Court that this cause of action should be dismissed because the Injunction action is now moot inasmuch as the Defendant has discontinued his application for judicial entry and detention in the Justice of the Peace Court of Perry J. Hamilton, District No. 3, Tulsa County, Oklahoma against the tenancy of William E. Coleman.

It is, therefore, ORDERED by the Court that this cause of action is hereby dismissed.

George H. Murray
UNITED STATES DISTRICT JUDGE

APPROVED:
Samuel H. Hamilton
Attorney for the Plaintiff

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

The United States of America for the use)
of the E. F. Goodrich Company, a cor-)
poration,)
Plaintiff,)

vs)

Alvin H. Leal, dba Plains Construction)
Company of Oklahoma City, Oklahoma;)
The Western Casualty & Surety Company,)
a corporation; and Central Surety &)
Insurance Corporation, a corporation,)
Defendants.)

No. 2235 - Civil

FILED Apr 3 1948
Noble C. Hood
Clerk, U. S. District
Court

JOURNAL ENTRY OF JUDGMENT

Now on this the 31st day of March, 1948, this cause came on regularly for trial, the plaintiff appeared by its attorney of record, Byrne Bowman, and the defenants, The Western Casualty & Surety Company, a corporation, and Central Surety & Insurance Corporation, a corporation, appeared by their atornneys, Ned Looney and C. J. Watts.

The Court finds that judgment herein should be entered for the defmdents The Western Casualty & Surety Company a corporation, and Central Surety & Insurance Corporation, and that judgment should be entered for the plaintiff and against the defendant, Alvin H. Leal, dba Plains Construction Company of Oklahoma City, for the sum of \$1224.64

IT IS THEREFORE ORDERED AND DECREED by the court that judgment is hereby entered for the defendants, The Western Casualty & Surety Company, a corporation, and Central Surety and Insurance Corporation, a corporation, and for their costs.

IT IS FURTHER ORDERED AND DECREED that judgment be entered for t plaintiff and against the defendant Alvin H. Leal, dba Plains Construc- tion Company of Oklahoma City for the sum of \$1224.64.

The Court refers to the findings of fact and conclusions of law filed herein as the basis upon which this judgment is entered.

Dated this 3th day of Apr. 1948.

ROYCE H. SAVAGE
JUDGE

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

UNITED STATES OF AMERICA,

Petitioner,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA; and MAMIE McFERRON, et al.,

Defendants.

CIVIL NO. 1721

FILED

APR 12 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER FIXING TITLE AND MAKING DISTRIBUTION

NOW, on this 12th April day of March, 1948, 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 hereinafter named; and that the owners and those having any right, title or interest in and to said lands, as hereinafter named and set forth, are the only persons, firms, and corporations having any right, title or interest in and to the funds that are now on deposit 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 (312 - 13.1)

Perpetual Easement

(Title fixed and distribution made under order of December 2, 1946.)

TRACT NO. 2 (312 - 13.2)

Perpetual Easement

Mamie McFerron, - - - - - fee owner, - - - - - \$ 90.00
(Commissioners' award).

TRACT NO. 3 (312 - 13.3)

Perpetual Easement

Catherine Douthat,
Katherine F. Wagoner,
Agnes E. Showalter,
Morton Z. Douthat, - - - fee owners, - - - - - \$ 80.00
(Commissioners' award)

TRACT NO. 4 (312 - 14.1)

Perpetual Easement

(Title fixed and distribution made under order of September 9, 1947.)

TRACT NO. 5 (312 - 15.1)

Perpetual Easement

(Title fixed and distribution made under order of June 10, 1947.)

TRACT NO. 6 (312 - 16.1)

Perpetual Easement

Levi Goodenagle and other heirs of Ruth Goodenagle,
deceased, - - - - - fee owners of an 858/960 interest
(Title held in trust by United States of America.)
Henry E. Hoffman,
Verna Wilson,
F. L. Welch,
O. K. Chandler,
Grady Lewis,
Marie Knight Rennick,

TRACT NO. 6 (312 - 16.1) - Cont'd

Perpetual Easement

Maxine Slagle Harris,
Sarah L. Slagle, - - - - fee owners of 102/960 interest
Commissioners' award, - - - - - \$ 80.00

Henry E. Hoffman, undivided 24/960 interest,
Verna Wilson, undivided 70% of 48/960
interest,
F. L. Welch, undivided 11 1/9% of 30%
of 48/960 interest,
O. K. Chandler, undivided 11 1/9% of 30%
of 48/960 interest,
Grady Lewis, undivided 11 1/9% of 30%
of 48/960 interest,
Marie Knight Rennick, . . . undivided 66 6/9% of 30%
of 48/960 interest,
Maxine Slagle Harris, . . . undivided 15/960 interest,
Sarah L. Slagle, undivided 15/960 interest,
(not restricted)

(Make check payable to the Treasurer of the United States, for the use and benefit of Levi Goodeagle and other heirs of Ruth Goodeagle, deceased, in amount of \$71.50.

Make checks to: Henry E. Hoffman, \$ 2.00
Verna Wilson, 2.80
F. L. Welch,13
O. K. Chandler,13
Grady Lewis, ~~.13~~ 14
Marie Knight Rennick,80
Maxine Slagle Harris, 1.25
Sarah L. Slagle, 1.25)

TRACT NO. 7 (312 - 16.2)

Perpetual Easement

Robert A. Whitebird,
George A. Romiek,
Phillip Romiek, Jr.,
Charles Alphonse Greenback,
Pauline Greenback, - - - - fee owners of 26/32 interest,
(Title held in trust by United States of America)
Randolph Staton, - - - - - fee owner of 3/32 interest,
Nadine Staton, - - - - - fee owner of 3/32 interest,
Commissioners' award, - - - - - \$ 175.00

(Make check payable to the Treasurer of the United States, for the use and benefit of Robert A. Whitebird, George A. Romiek, Phillip Romiek, Jr., Charles Alphonse Greenback and Pauline Greenback in amount of \$142.19.

Make checks to: Randolph Staton, 16.40
Nadine Staton, 16.41)

TRACT NO. 8 (312 - 16.3)

Perpetual Easement

Hazel Buffalo now McDunner,
Nora Buffalo now Brock,
Willie Buffalo,
Edward M. Rogers,
Fay T. Rogers now Lloyd,
William E. Rogers, a Minor,
Cornelius White,
Jesse Lee DeHanas,
Mary Lou DeHanas now Works,
~~XXXXXXXXXX~~ - - - - - fee owners of an
undivided 57/60 interest,
(Title held in trust by United States of America)
Emmet Rogers, - - - - - fee owner of an
undivided 1/1440 interest,
Henry E. Hoffman, - - - - - fee owner of an
undivided 71/1440 interest,
All subject to curtesy right of Alex Lewis to an
undivided 5/20 interest,

Commissioners' award, - - - - - \$ 95.00

(Partial distribution of \$15.00 for crop damage
made under order of September 9, 1947.)

(Make check payable to the Treasurer of the United
States, for the use and benefit of Hazel Buffalo
now McDunner, Nora Buffalo now Brock, Willie Buffalo,
Edward M. Rogers, Fay T. Rogers now Lloyd, William E.
Rogers, a Minor, Cornelius White, Jesse Lee DeHanas,
Mary Lou DeHanas now Works, and Alex Lewis in the
amount of \$76.00.

Make check to Emmet Rogers in amount of \$.06.

Make check to Henry E. Hoffman in amount of \$3.94.)

TRACT NO. 9 (312 - 17.1)

Perpetual Easement

Hazel Buffalo now McDunner,
Nora Buffalo now Brock,
Willie Buffalo,
Edward M. Rogers,
Fay T. Rogers now Lloyd,
William E. Rogers, a Minor,
Cornelius White,
Jesse Lee DeHanas,
Mary Lou DeHanas now Works,
~~XXXXXXXXXX~~ - - - - - fee owners of an
undivided 57/60 interest,
(Title held in trust by United States of America)
Emmet Rogers, - - - - - fee owner of an
undivided 1/1440 interest,
Henry E. Hoffman, - - - - - fee owner of an
undivided 71/1440 interest,
All subject to curtesy right of Alex Lewis to an
undivided 5/20 interest,

Commissioners' award, - - - - - \$ 427.00

(Partial distribution of \$75.00 for crop damage
made under order of September 9, 1947.)

TRACT NO. 9 (312 - 17.1) - Cont'd

Perpetual Easement

(Make check payable to the Treasurer of the United States, for the use and benefit of Hazel Buffalo now McDunner, Nora Buffalo now Brock, Willie Buffalo, Edward M. Rogers, Fay T. Rogers now Lloyd, William E. Rogers, a Minor, Cornelius White, Jesse Lee DeHanas, Mary Lou DeHanas now Works, and Alex Lewis in the amount of \$334.40.

Make check to Emmet Rogers in amount of \$.25.
Make check to Henry E. Hoffman in amount of \$17.35.)

TRACT NO. 10 (312 - 17.2)

Perpetual Easement

Treverse Staton,
L. Earle Staton,
H. Randolph Staton,
Esther E. Weinheimer,
Irma H. Staton, - - - - - fee owners, - - - - - \$ 180.00
(Commissioners' award)
J. C. Steele,
Ransom Ferris, - - - - - Tenants

(Make check payable to Treverse Staton, L. Earle Staton, H. Randolph Staton, Esther E. Weinheimer and Irma H. Staton in the amount of \$160.00.
Make check payable to J. C. Steele and Ransom Ferris in the amount of \$20.00.)

TRACT NO. 11 (312 - 17.3)

Perpetual Easement

Myrtle DeVilliers,
Audrey Black,
Truman E. DeVilliers,
Eleanor Hayden,
Rodney DeVilliers,
Caroline Sue Glemons,
C. A. Douthat, - - - - - fee owners, - - - - - \$ 100.00
(Commissioners' award)

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


J U D G E

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

UNITED STATES OF AMERICA,

-vs-

CERTAIN PARCELS OF LAND IN OTTAWA COUNTY,
OKLAHOMA; and ERNEST S. FITCHER, et al.,

Petitioner,

Defendants.

CIVIL NO. 1926

FILED

APR 12 1948

NORRIS C. HOOD
Clerk U. S. District Court

ORDER FIXING TITLE AND MAKING DISTRIBUTION

NOW, On this 12th day of April, 1948, 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 hereinafter 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 (305-A 1.1)

Perpetual Easement

Minnie L. Fullerton,
Pauline Florence Fullerton Newton,
Samuel Clyde Fullerton, Jr.,
Katherine Louise Fullerton Moore,
Patience Lee Fullerton, a Minor,
Carrie Belle Fullerton Wagoner,
Elizabeth Ann Fullerton Coleman,
Patience Jean Fullerton Stevenson, . fee owners, . . \$ 250.00
(Commissioners' award)

(Make check payable to Samuel Clyde Fullerton, Jr.,
Administrator of the Estate of S. C. Fullerton,
deceased.)

TRACT NO. 2 (305-A 2.1)

Perpetual Easement

(Title fixed and distribution made under order of
April 21, 1947.)

TRACT NO. 3 (305-A 2.2)

Perpetual Easement

(Title fixed and distribution made under order of
April 25, 1947.)

TRACT NO. 4 (305-A 2.3)

Perpetual Easement

(Title fixed and distribution made under order of
July 17, 1947.)

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.


JUDGE

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

UNITED STATES OF AMERICA,

-vs-

CERTAIN PARCELS OF LAND IN TULSA COUNTY,
OKLAHOMA; and R. E. BRINKLEY, et al.,

Petitioner,

Defendants.

CIVIL NO. 1927

FILED

APR 12 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER FIXING TITLE AND MAKING DISTRIBUTION

NOW, on this 17th day of April, 1948, 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 hereinafter named; and that the owners and those having any right, title, or interest in and to said lands, as hereinafter named and set forth, are the only persons, firms, and corporations having any right, title or interest in and to the funds that are now on deposit 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 (314 - 1.1)

Perpetual Easement

R. E. Brinkley,
Beulah E. Brinkley, fee owners, \$ 400.00
(Commissioners' award)

(Title fixed and partial distribution of \$250.00
made under order of November 4, 1947.)

(Make check payable to R. E. Brinkley and Beulah E.
Brinkley in amount of \$150.00.)

TRACT NO. 2 (314 - 1.2)

Perpetual Easement

R. F. Layman,
Eula May Layman, fee owners, \$ 225.00
(Commissioners' award)
National Bank of Commerce, a Corporation, . . Holder of
unreleased mortgage.

(Make check payable to R. F. Layman, Eula May Layman
and National Bank of Commerce, a Corporation.)

TRACT NO. 3 (314 - 1.3)

Perpetual Easement

Helen L. Avery now Berghell, . . fee owner, . . . \$ 150.00
(Commissioners' award)

(Title fixed and partial distribution of \$125.00 made
under order of August 18, 1947.)

(Make check in amount of \$25.00.)

TRACT NO. 4 (314 - 1.4)

Perpetual Easement

John Beaver, fee owner, \$ 145.00
Title held in trust by United States of America.
(Commissioners' award)
R. F. Layman, tenant.

(Make check payable to Treasurer of the United States
for the use and benefit of John Beaver in amount of
\$130.00.

Make check payable to R. F. Layman in amount of \$15.00.)

TRACT NO. 5 (314 - 1.5)

Perpetual Easement

(Pending on demand for jury trial)

TRACT NO. 6 (314 - 1.6)

Perpetual Easement

Guy A. Thompson, Trustee, Missouri
Pacific Railroad Company, . . . fee owner, \$ 30.00
(Commissioners' award)

TRACT NO. 7 (314 - 1.7)

Perpetual Easement

Millie Wilson now Harjo, . . fee owner, \$ 130.00
(Commissioners' award)

TRACT NO. 8 (314 - 2.1)

Perpetual Easement

(Pending on demand for jury trial)

TRACT NO. 9 (314 - 2.2)

Perpetual Easement

E. J. Stroman, fee owner, \$ 47.00
(Commissioners' award)
H. E. Ladd, tenant.

(Make check payable to E. J. Stroman in amount of
\$42.00.
Make check payable to H. E. Ladd in amount of \$5.00.)

TRACT NO. 10 (314 - 2.3)

Perpetual Easement

Eugene H. Gubser,
Mary D. Gubser, fee owners, \$ 40.00
(Commissioners' award)

TRACT NO. 11 (314 - 2.4)

Perpetual Easement

(Pending on demand for jury trial)

TRACT NO. 12 (314 - 2.5)

Perpetual Easement

(Title fixed and distribution made under order of
June 10, 1947.)

TRACT NO. 13 (314 - 2.6)

Perpetual Easement

Eugene J. McGinness, also known as
Eugene J. McGuinness, fee owner, \$ 500.00
(Commissioners' award)

TRACT NO. 14 (314 - 3.1 Rev.)

Perpetual Easement

W. G. Skelly, fee owner, \$ 408.00
(Commissioners' award)

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



J U D G E

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

Mid-Continent Petroleum Corporation,
a corporation,
Plaintiff,

vs

Frank Russell,
Defendant.

No. 1975-Civil

FILED

APR 15 1948

J U D G M E N T

NOBLE C. HOOD
Clerk U. S. District Court

Pursuant to findings of fact and conclusions of law entered herein by the Court under date of April 8, 1948, judgment is hereby entered in favor of the defendant, Frank Russell, and against the plaintiff, Mid-Continent Petroleum Corporation, upon the merits, and for all of the costs of this action.

DATED this, the 14th day of April, 1948.

/s/ BOWER BROADDUS
District Judge

Approved as to Form:

/s/ R. H. Wills
R. H. Wills

/s/ J. P. Greve
J. P. Greve

/s/ Oscar E. Swan, Jr.
Oscar E. Swan, Jr.
Attorneys for Plaintiff

/s/ T. Murray Robinson
T. Murray Robinson

/s/ Leon Shipp
Leon Shipp

/s/ W. E. Robertson
W. E. Robertson
Attorneys for Defendant

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

Civil Action No. 2223

FILED

TIGHE W. WOODS, Housing Expediter
Office of the Housing Expediter

Plaintiff

v.

J. T. WALKER

Defendant

APR 20 1948

NOBLE C. HOOD
Clerk U. S. District Court

FINDINGS OF FACT AND CONCLUSIONS OF LAW
AND JUDGMENT

Now on this 1st day of April, 1948, the above-styled and numbered cause of action comes on for trial, Plaintiff being represented by his attorney, Sanford L. Palmer, and Defendant being represented by his attorney, S. S. Lawrence.

FINDINGS OF FACT

1. This action is by the Housing Expediter for damages accruing out of alleged violations of the Emergency Price Control Act of 1942 and the Housing and Rent Act of 1947 for collecting certain rentals on property in Tulsa, Oklahoma in a defense rental area in excess of the amount fixed as the rental value under the applicable regulations. The Court has jurisdiction under Section 205(c) of the Emergency Price Control Act of 1942, 50 U.S.C. App. Sec. 925(c) as that Act was extended in force under the Act of July 25, 1946, c. 671, Sec. 1 60 Stat. 664 and Section 206(b) of the Housing and Rent Act of 1947.

2. The tenants having failed to bring suit for the alleged excessive rent within the time required by the statute, the right of action is in the Housing Expediter.

MAXIMUM RENTAL AND EXCESS COLLECTIONS

3. The rental units involved are apartments 1, 2, 3, 4, 5, and Old Store House. Said dwelling units are located at 535 East King Street, Tulsa, Oklahoma. The maximum legal rent on the respective apartments and dwelling units is as follows:

535 East King Street- Apt. #1 - \$17.50 per mo.
Apt. #2 - \$20.00 per mo.
Apt. #3 - \$17.50 per mo.
Apt. #4 - \$20.00 per mo.
Apt. #5 - \$20.00 per mo.
Old Store House - \$22.50 per mo.

4. The tenant, Label Jones, occupied apartment #1 for a period of two months paying \$20 per month, making an overcharge of \$2.50 per month and a total of \$5 overcharge.

5. The tenant, Lizzie Thomas, occupied Apartment #2 for a period of seven-
teen weeks paying \$7.50 per week or a total of \$127.50. The maximum legal rent was

\$20 per month and the total maximum legal rent for the four months' period was \$80, making a total overcharge of \$47.50.

6. The tenant, Bertha Williams, occupied apartment #3 and left owing unpaid rent which offset the overcharge.

7. The tenant, Ivie Jeffers, left owing unpaid rent which offset the overcharges.

8. The tenant, Pauline Williams, occupied the Old Store House for a period of two months and was overcharged \$12.50 per month, making a total overcharge of \$25.

CONCLUSIONS OF LAW

(a) The amounts collected by the Defendant in excess of the maximum legal rent were overcharges collected in violation of the Emergency Price Control Act of 1942 and the Housing and Rent Act of 1947. These amounts were determined in the Findings of Fact should be refunded to the tenants.

(b) The Defendant has collected rent in excess of the maximum legal rent and an injunction should be issued restraining the Defendant from collecting rents in excess of the maximum legal rentals as prayed for in the Complaint.

JOURNAL ENTRY OF JUDGMENT

It is, therefore, ORDERED, ADJUDGED, AND DECREED by the Court that the Defendant is hereby commanded and directed to forthwith make restitution to the tenant, Mabel Jones, the amount of \$5, and make restitution to the tenant, Lizzie Thomas, the amount of \$47.50, and make restitution to the tenant, Pauline Williams, the amount of \$25, and that the costs of this action be taxed against the Defendant.

It is further ORDERED, ADJUDGED, AND DECREED by the Court that the Defendant, J. E. Walker, his agents, servants, employees, representatives, and each of them be restrained and enjoined from directly or indirectly:

(a) Soliciting, demanding, accepting, or receiving any rent in excess of the maximum legal rent prescribed by the Controlled Housing Rent Regulation as heretofore or hereafter amended, or in excess of the maximum legal rent permitted by any other Regulation or order heretofore or hereafter adopted pursuant to the Housing and Rent Act of 1947 as heretofore or hereafter amended or extended or superseded, and the Housing and Rent Act of 1948, or from otherwise violating the Controlled Housing Rent Regulation or the Housing and Rent Act of 1947 as heretofore or hereafter amended, extended, or superseded, and the Housing and Rent Act of 1948, or from violating any other Regulation as heretofore or hereafter adopted pursuant to the Emergency Price Control Act or the Housing and Rent Act of 1947 as heretofore or hereinafter amended or extended or superseded, and the Housing and Rent Act of 1948.

Royce H. Savage
UNITED STATES DISTRICT JUDGE

APPROVED:

Samuel H. Palmer
ATTORNEY FOR THE PLAINTIFF
J. E. Walker
ATTORNEY FOR THE DEFENDANT

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

WILLA DEAN WHEELER, a minor
under the age of eighteen
years, who sues by and through
RACHEL WHEELER, as next friend,
Plaintiff,

vs.

EUGENE J. McQUINNESS, his suc-
cessor or successors in office,
Catholic Coadjutor Bishop of
Diocese of Oklahoma City and
Tulsa, Oklahoma, and HOLY FAMILY
PARISH of Tulsa, Oklahoma, and
the OKLAHOMA NATURAL GAS COMPANY,
a corporation,
Defendants.

No. 2211 Civil

FILED

JAN 22 1948

WOLFE G. HOOD
Clerk U. S. District Court

ORDER REMANDING CAUSE

This cause came on for hearing on January 12, 1948 on Plaintiff's Motion to Remand the cause to the District Court of Tulsa County, Oklahoma, from which it was removed, and the Court being fully advised in the premises finds that said cause should be remanded to the District Court of Tulsa County, State of Oklahoma, for such other and further proceedings as may be proper in said court.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that this cause be and is remanded to the District Court of Tulsa County, Oklahoma, for such other proceedings as may be proper in said Court.



JUDGE

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

LOIS JOAN DEVINNEY, a minor
under the age of eighteen
years, who sues by and through
NELDA DeVINNEY, as next friend,
Plaintiff,

-VS-

EUGENE J. McGUINNESS, his suc-
cessor or successors in office,
Catholic Coadjutor Bishop of
Diocese of Oklahoma City and
Tulsa, Oklahoma, and HOLY FAMILY
PARISH of Tulsa, Oklahoma, and
the OKLAHOMA NATURAL GAS COMPANY,
Defendants.

No. 2212 - Civil

FILED

APR 22 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER REMANDING CAUSE

This cause came on for hearing on January 12, 1948 on Plaintiff's Motion to Remand the cause to the District Court of Tulsa County, Oklahoma, from which it was removed, and the Court being fully advised in the premises finds that said cause should be remanded to the District Court of Tulsa County, State of Oklahoma, for such other and further proceedings as may be proper in said court,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that this cause be and is remanded to the District Court of Tulsa County, Oklahoma, for such other proceedings as may be proper in said Court.

Loyce H. Savage

JUDGE

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

John W. Baker)

Plaintiff)

vs.)

Eagle-Picher Mining &
Smelting Company, a
foreign corporation)

Defendant)

No. 2181 - Civil

FILED

APR 23 1948

NOBLE C. HOOD
Clerk U. S. District Court

ORDER OF DISMISSAL

The purported dismissal of this cause by plaintiff is considered by the Court as a motion to dismiss and, upon such motion,

IT IS ORDERED that the cause be and it is hereby dismissed, without prejudice, at the cost of plaintiff.

DATED this 23d day of April, 1948.

Royce H. Savage
United States District Judge