

IN THE DISTRICT COURT OF THE UNITED STATES

FOR THE NORTHERN DISTRICT OF OKLAHOMA

Civil Actions Nos. 2021 and 2025

FILED

NOV 17 1948

TIGHE B. MOORE, Housing Expediter )  
Office of the Housing Expediter )  
Plaintiff )

RONALD C. HOOD  
Clerk U. S. District Court

vs

JOURNAL ENTRY OF JUDGMENT

PETE MAXWELL and )  
LUCY MAXWELL )  
Defendants )

On this the 17th day of November, 1948 came the Attorney for the Government, and the Defendant appeared in person and by counsel, Thomas A. Landrith.

It is ADJUDGED that the Defendant, Lucy Maxwell, has been found guilty and convicted of the offense as charged, and the Court having asked the Defendant whether he has anything to say as to why Judgment should not be pronounced, and no ~~sufficient~~ <sup>sufficient</sup> causes to the contrary being shown or appearing to the Court,

It is ADJUDGED that the Defendant, Lucy Maxwell, is guilty, as charged, of civil contempt.

It is ADJUDGED that the Defendant, Lucy Maxwell, pay a fine into the United States in the amount of One Hundred Dollars (\$100).

Royce H. Savage  
UNITED STATES DISTRICT JUDGE

APPROVED:

Conford M. ...  
Attorney for Plaintiff

Thomas A. Landrith  
Attorney for Defendant

IN THE DISTRICT COURT OF THE UNITED STATES

FOR THE NORTHERN DISTRICT OF OKLAHOMA

Civil Actions Nos. 2021 and 2025

FILED

NOV 17 1948

NOBLE C. HOOD  
Clerk U. S. District Court

TIGHE B. WOODS, Housing Expediter )  
Office of the Housing Expediter )

Plaintiff )

vs )

PETE MAXWELL and )  
LUCY MAXWELL )

Defendants )

JOURNAL ENTRY OF JUDGMENT

On this the 17th day of November, 1948 came the Attorney for the Govern-  
ment, and the Defendant appeared in person and by counsel, Thomas A. Landrith.

It is ADJUDGED that the Defendant, Pete Maxwell, has been found guilty  
and convicted of the offense as charged, and the Court having asked the Defendant  
whether he has anything to say as to why Judgment should not be pronounced, and  
no <sup>sufficient</sup> ~~afficient~~ causes to the contrary being shown or appearing to the Court,

It is ADJUDGED that the Defendant, Pete Maxwell, is guilty, as charged,  
of civil contempt.

It is ADJUDGED that the Defendant, Pete Maxwell, pay a fine into the  
United States in the amount of One Hundred Dollars (\$100).

(S) Oroyce H. Savage  
UNITED STATES DISTRICT JUDGE

APPROVED:

Stanford H. ...  
Attorney for Plaintiff

Thomas A. Landrith  
Attorney for Defendant





J. V. Smith, et al. vs. ... Margaret May ... of the ... of J. ...  
 ... Alfred ... and ... a co-  
 partnership ... of ... Alfred ... and ...  
 attorney ... the defendant ...  
 the estate of ... Betty, ... of the ...  
 the defendant ... Alfred ...  
 and ... American ...

... the ... argued by counsel ... the  
 ... in ... and the exhibits  
 attached to same ... that said motion should be  
 sustained on the following grounds:

1. The ... shows that said ... and ...  
 ... under ... was ... by the  
 ... of the final ... and  
 ... in ... approved ... the  
 ... that the ...  
 ... 1900, ... and  
 ... defendant ...  
 ... to ...  
 ... parties to ... have  
 ...

2. The ... that said ...  
 ... accepted ...  
 ...  
 ...  
 ...

3. The ... should be ...



cross-claimant in favor of the statute of limitations.

The court expressly finds and expressly determines that there is no just reason for delay in entry of summary judgment in favor of said several defendants and against said several and cross-claimant, Caesar Holmes, herein.

It is further found, stated, decided, and held, by the court, that said motion of said defendants for summary judgment against the plaintiff and cross-claimant Caesar Holmes be and the same is hereby sustained and it is adjudged and decreed that said defendant and cross-claimant, Caesar Holmes, take notice herein of said judgment against him and that said defendant have judgment for their costs herein expended; and the court expressly directs the clerk to enter judgment as provided against the defendant and cross-claimant, Caesar Holmes herein.

It is so there came on for hearing the motion of plaintiff for summary judgment against said defendant Caesar Holmes, said plaintiff being represented by their attorneys, A. Wilkerson, the defendant Caesar Holmes by his attorney, J. J. Eery, and the United States of America appearing by United States District Attorney, D. T. Eddy.

And the Court is of opinion that the said motion should be sustained for the reasons hereinafter set forth for sustaining said motion for summary judgment of defendants.

The court expressly finds and expressly determines that there is no just reason for delay in entry of summary judgment in favor of plaintiff and against the defendant Caesar Holmes herein.

It is further found, stated, decided, and held, by the court, that said motion of plaintiff for summary judgment against the defendant Caesar Holmes be and the same is hereby sustained and it is adjudged and decreed that said defendant take notice herein of said judgment against him and that said plaintiff have judgment for their costs herein expended and the court expressly directs

the Court to enter judgment as aforesaid in favor of said plaintiff against  
the defendant named herein.

*Royce H. Savage*  
JUDGE

Malcolm L. Barrett  
Attorney for defendant  
District of Columbia

G. W. Rosenzweig  
Attorney for defendant  
Arch. W. Hyden, Adm. Director with  
wh. address in the office of  
James W. Petty, deceased

*OK as to form*

Malcolm L. Barrett  
Attorney for defendant and  
cross-claimant James W. Petty

OK as to form

John F. Mahony  
Attorney for defendant

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

C. A. Bennett - - - - - Plaintiff, )  
vs ) No. 2360-Civil  
Rialto Mining Company, )  
a corporation - - - - - Defendant. ) FILED  
In Open Court

JAN 10 1949

JOURNAL ENTRY

NOBLE C. HOOD  
Clerk U. S. District Court

Now this 6th day of January, 1949, same being a judicial day of said court, this cause comes on for trial in it's regular order of setting on the Amended Bill of Complaint and the Answer of the defendant. The parties litigant appear by their respective attorneys of record and stipulate and agree in open court that said cause may be tried by the Judge of said court without the intervention of a jury and that the court may determine said action as to both law and evidence.

Thereupon witnesses were sworn and testified in open court, and the court, having examined the pleadings, having heard the evidence and being well advised in the premises finds the issues in favor of the plaintiff and against the defendant, finds that the allegations of the petition as to both causes of action have been fully sustained and that plaintiff is entitled to recover on both causes of action.

IT IS THEREFORE ADJUDGED AND DECREED that plaintiff have judgment against defendant on her first cause of action for the sum of \$1,000.00 and the costs of this action.

IT IS FURTHER ADJUDGED AND DECREED that plaintiff have judgment against the defendant in the sum of \$250.00 on her second cause of action.

/s/ Royce H. Savage  
Judge

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

THE OKLAHOMA OIL COMPANY, )  
Plaintiff, )  
vs. ) No. 2872-Civil  
M. J. HOOVER COMPANY, )  
Defendant. )

FILED  
1949

WALTER J. HOOD  
Clerk U. S. District Court

ORDER OF DISMISSAL

Now on the 6<sup>th</sup> day of January, 1949, the parties  
in the above entitled case present to the Court their stipulation, setting out  
therein in full 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 bring-  
ing of another action, and it appearing to the Court that said stipulation be-  
tween the parties should be approved and said cause dismissed as prayed  
therein,

IT IS THEREFORE ORDERED AND DECREED THAT the above en-  
titled 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.

Walter J. Hood  
United States District Judge.

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

ELIZABETH COFFE, )  
 ) Plaintiff, )  
 vs. ) No. 2384-Civil )  
 ) )  
 FLYING WING CORPORATION, )  
 a Foreign Corporation ) Defendant. )

2/11/44  
1944

W. W. HOOD  
Clerk of District Court

ORDER OF DISMISSAL

Now on this 6<sup>th</sup> day of January 1944, 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 bring-  
ing of another action, and it appearing to the Court that said stipulation be-  
tween the parties should be approved and said cause dismissed as prayed  
therein,

IT IS THEREFORE ORDERED AND DECREED that the above en-  
titled 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.

W. W. Hood  
United States District Judge.

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. 2234-Civil

FILED

FEB 11 1949

NOBLE C HOOD  
Clerk U. S. District Court

JUDGMENT ON DECLARATION OF TAKING NO. 2

This day comes the petitioner, the United States of America, by Curtis P. Harris, Special Attorney for the Department of Justice, and moves the Court to enter a judgment vesting in the United States of America the full fee simple title as to Tracts Nos. A-7 and A-8, involved herein, excepting and reserving to the present landowners and other record mineral owners, their heirs and assigns all oil and gas in, on, or under the lands, or that may hereafter be discovered thereunder, together with the right of ingress and egress to drill for and produce said oil and gas in a safe and lawful manner; and as to Tracts Nos. A-4 and A-13 the full fee simple title thereto, excepting and reserving to the present landowners and other record mineral owners, their heirs and assigns all oil and gas in, on, or under that portion of said tracts described as follows, to-wit: Tract No. A-4, the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section 13, Township 17 North, Range 9 East; Tract No. A-13, the North 20.74 acres of Lot 2, Section 18, Township 17 North, Range 10 East, together with the right of ingress and egress to drill for and produce said oil and gas in a safe and lawful manner, all subject, however, to existing easements for public roads and highways, public utilities, railroads and pipe lines, in and to

the property hereinafter described, and described in the Declaration of Taking No. 2 and in the Petition for Condemnation filed herein.

Thereupon, the Court proceeded to hear and pass upon said motion, the Petition for Condemnation and Declaration of Taking No. 2, and finds that:

(1) Each and all of the allegations in said Petition and Declaration are true, and the United States of America is entitled to acquire property by eminent domain for the purposes set forth in said Petition;

(2) In said Petition and Declaration of Taking No. 2 a statement of the authority under which, and the public use for which, said lands and estate therein were taken is set forth;

(3) The Petition and Declaration of Taking No. 2 were filed at the request of William H. Draper, Jr., Acting Secretary of the Army, the person duly authorized by law to acquire the lands and estate therein taken as described in said documents for the purposes therein set forth, and at the direction of the Attorney General of the United States, the person authorized by law to direct the institution of such proceedings;

(4) A proper description of the lands sought to be taken, sufficient for the identification thereof, is set out in said Declaration of Taking No. 2 and Petition for condemnation; and a statement of the estate or interest in said lands taken for said public use is set out therein;

(5) A statement is contained in said Declaration of Taking of the sum of money estimated by the acquiring authority to be just compensation for the estate taken in said lands, in the amount of Six Thousand Four Hundred and No/100 Dollars (\$6,400.00), and said sum of money was deposited in the Registry of this Court for the use of the persons entitled thereto upon and at the time of the filing of said Declaration of Taking No. 2;

(6) A statement is contained in said Declaration of Taking No. 2 that the estimated amount of compensation for the taking of said property, in the opinion of William H. Draper, Jr., Acting Secretary of the Army, will probably be within any limits prescribed by Congress on the price to be paid therefor;

(7) And the Court having fully considered the Petition for Condemnation, the Declaration of Taking No. 2, the Act of Congress approved February 26, 1931 (46 Stat. 1421, 40 U.S.C. Sec. 258a), and Acts supplementary thereto and amendatory thereof, and the Acts of Congress approved April 24, 1888 (25 Stat. 94 - 33 U.S.C. 591), March 1, 1917 (39 Stat. 948 - 33 U.S.C. 701), June 22, 1936 (49 Stat. 1570), July 24, 1946 (Public Law 526 - 79th Congress, 2d Session), June 25, 1948 (Public Law 782 - 80th Congress, 2d Session), and other supplemental acts of Congress, is of the opinion that the United States of America was and is entitled to take said property and have the title thereto vested in it.

IT IS, THEREFORE, CONSIDERED BY THE COURT, AND IT IS THE ORDER, JUDGMENT AND DECREE OF THE COURT that the full fee simple title in and to Tracts Nos. A-7 and A-8, excepting and reserving to the present landowners and other record mineral owners, their heirs and assigns all oil and gas in, on, or under the lands, or that may hereafter be discovered thereunder, together with the right of ingress and egress to drill for and produce said oil and gas in a safe and lawful manner; and the full fee simple title in and to Tracts Nos. A-4 and A-13, excepting and reserving to the present landowners and other record mineral owners, their heirs and assigns all oil and gas in, on, or under that portion of said tracts described as follows, to-wit: Tract No. A-4, the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ), Section 13, Township 17 North, Range 9 East; Tract No. A-13, the North 20.74 acres of Lot 2, Section 18, Township 17 North, Range 10 East, together with the right of ingress and egress to drill for and produce said oil and gas in a safe and lawful manner, all subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines, was vested in the United States of America upon

the filing of said Declaration of Taking No. 2 and the depositing in the Registry of this Court of the said sum of Six Thousand Four Hundred and No/100 Dollars (\$6,400.00), and said lands and estate therein taken are deemed to have been condemned and taken for the use of the United States of America, and the right to just compensation for the same thereby vested in the persons entitled thereto, the amount of said compensation to be ascertained and awarded in this proceeding and established by judgment herein pursuant to law.

The lands aggregate 282.93 acres, more or less, and are described as follows:

Tract No. A-4

West Half of the Southeast Quarter ( $W\frac{1}{2} SE\frac{1}{4}$ ) of Section Thirteen (13), Township Seventeen (17) North, Range Nine (9) East of the Indian Base and Meridian, situate in Creek County, Oklahoma, containing 80 acres, more or less;

Tract No. A-7

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

Tract No. A-8

West Half of the Northeast Quarter ( $W\frac{1}{2} NE\frac{1}{4}$ ) of Section Eighteen (18), Township Seventeen (17) North, Range Ten (10) East of the Indian Base and Meridian, situate in Creek County, Oklahoma, containing 80 acres, more or less;

Tract No. A-13

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

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that any and all persons now in possession of or claiming any rights whatsoever to the possession of the lands hereinabove described, and all and singular the rights, privileges and appurtenances thereunto belonging are hereby or-

dered and directed to deliver up and surrender forthwith full and complete possession of the lands hereinabove described, to the extent of the estate herein taken, to the United States of America, and the United States of America is hereby granted leave to take immediate possession of said lands.

This cause is held open for such other and further orders, judgments and decrees as may be necessary.

Entered this 11<sup>th</sup> day of January, 1949.

(s) Boyer H. Savage  
JUDGE

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

F. I. Riddle,

Plaintiff,

vs.

Mutual Benefit Health & Accident  
Association, Incorporated, here-  
inafter called Association,

Defendant.

No. 2396 Civil.

FILED

JAN 11 1949

NOBLE C. HOOD  
Clerk U. S. District Court

JUDGMENT.

This case comes on for pre-trial hearing and upon the defendant's motion for summary judgment on this 6th day of January, 1949, plaintiff appearing in person and pro se, and defendant appearing by its representative and its attorneys, Duke Duvall and Dudley, Duvall & Dudley.

Thereupon the pre-trial hearing proceeds, and at the conclusion thereof, the Court considers the motion for summary judgment of the defendant upon the pre-trial admissions and exhibits, the pleadings and the deposition of the plaintiff, and finds that there is no material issue of fact between the parties, and concludes as a matter of law that the plaintiff has no cause of action, and that defendant is entitled to a summary judgment in its favor herein.

IT IS THEREFORE ORDERED, ADJUDGED, DECREED AND DECLARED by the Court that plaintiff take nothing by this action; that defendant have judgment against the plaintiff on its cross



action for a declaratory judgment; and that the defendant has no obligation or liability upon its Policy No. 110-260425-44 issued to plaintiff on August 22, 1944, after June 11, 1948; and that said policy is null and void and of no further force and effect. The costs of this action are assessed against the plaintiff.

13) Royce H. Savage  
JUDGE.





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

Houston H. Ward,

Plaintiff,

vs.

Mid-Continent Trucking Company, a  
co-partnership consisting of C. Herman  
Clary, Eva Haid Clary and Charles H.  
Clary, co-partners, and Employers Casualty  
Company, a corporation,

Defendants.

No. 2351 Civil

NOV 11 1949  
Clerk of District Court

STIPULATION FOR DISMISSAL

It is hereby stipulated and agreed by and between the parties to this action, that the plaintiff, Houston H. Ward, may and he does hereby dismiss the above and foregoing styled and numbered cause of action with prejudice to the bringing of a future action.

Dated this 13th day of January, 1949.

*Houston H. Ward*  
Plaintiff

\_\_\_\_\_  
Attorneys for Plaintiff

\_\_\_\_\_  
Attorneys for Defendants

It is hereby ordered that the above styled and numbered cause of action may be dismissed with prejudice.

Dated this 13th day of January, 1949.

*W. C. ...*  
U. S. District Judge

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

THOMAS S. JEFFERS, Plaintiff  
vs.  
E. V. McCULLOCH, Defendant.

No. 2365-Civil

FILED

JAN 15 1949

ORDER OF DISMISSAL

WALTER C. HOOD  
Clerk U. S. District Court

NOW, on this 12 day of January, 1949, the above entitled action comes on for pre-trial hearing, the plaintiff appearing by and through his attorneys, Tom Shaw and George Reed, and the defendant appearing by and through his attorney, Henry C. Timmons.

Thereupon, on due inquiry of and concerning the evidence to be presented at the trial of said cause and on further inquiry of and concerning the law appertaining thereto, counsel for the defendant objected to the jurisdiction of the Court on the grounds that the hotel property involved in said cause was not subject to the Federal Housing and Rent Act and was decontrolled and exempt from the regulations affecting housing.

Thereupon, after duly considering the objections of the defendant as aforementioned and being duly advised in the premises, the Court finds that said objection should be sustained and said action dismissed at the costs of plaintiff.

IT IS THEREFORE ORDERED that the above entitled action be and the same is hereby dismissed at the costs of plaintiff.

(s) Royce H. Savage  
JUDGE.

APPROVED AS TO FORM:

Tom Shaw  
George Reed  
Attorneys for Plaintiff

Henry C. Timmons  
Attorney for Defendant

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

N. F. FREEMAN, Plaintiff,  
vs.  
E. V. McCULLOUGH, Defendant.

No. 2366-Civil

FILED

JAN 13 1949

ORDER OF DISMISSAL

NEWMAN L. HOOD  
Clerk U. S. District Court

NOW, on this 13 day of January, 1949, the above entitled action comes on for pre-trial hearing, the plaintiff appearing by and through his attorneys, Tom Shaw and George Reed, and the defendant appearing by and through his attorney, Henry C. Timmons.

Thereupon, on due inquiry of and concerning the evidence to be presented at the trial of said cause and on further inquiry of and concerning the law appertaining thereto, counsel for the defendant objected to the jurisdiction of the Court on the grounds that the hotel property involved in said cause was not subject to the Federal Housing and Rent Act and was decontrolled and exempt from the regulations affecting housing.

Thereupon, after duly considering the objections of the defendant as aforementioned and being duly advised in the premises, the Court finds that said objection should be sustained and said action dismissed at the costs of plaintiff.

IT IS THEREFORE ORDERED that the above entitled action be and the same is hereby dismissed at the costs of plaintiff.

(s) George H. Savage  
JUDGE.

APPROVED AS TO FORM:

Tom Shaw  
George Reed  
Attorneys for Plaintiff

Henry C. Timmons  
Attorney for Defendant

IN SENATE AND HOUSE REPORTS, HOUSE REPORT NO. 100  
 HOUSE REPORT NO. 100

State of Oklahoma, et al  
 vs. Wm. Williamson, Attorney General  
 of the State of Oklahoma,  
 Plaintiff  
 vs.  
 Certain parcels of land in Ottawa County,  
 Oklahoma, containing approximately 10,000  
 acres, more or less; the United States of  
 America; Eugene Young, (restricted)  
 & wife; Thompson Young, (restricted) and  
 Bertie Young, husband and wife,  
 Defendants

NO. CIVIL  
 236  
 PAGE 11  
 JAN 17 1948

ORDER APPROVING AND CONFIRMING

NOBLE C. HOOD  
 Clerk U. S. District Court

Now on this 17th day of January, 1948, to-wit: before me on for hearing, plaintiff appearing herein by its attorneys, Wm. Williamson, Attorney General of Oklahoma, and State of Oklahoma, and defendant Attorney General, who request this Court for an order approving the condemnation proceedings and confirmation of plaintiff's acquisition of the hereinafter described property.

The Court finds from an examination of the files and records herein that the plaintiff filed its petition September 10, 1947, alleging that it was necessary for plaintiff to acquire said the hereinafter described lands for highway purposes and that plaintiff had been unable to secure same by purchase because of the refusal by the defendant landowners to grant same to the State for public purposes; that in such instances the laws of the State of Oklahoma authorize the acquisition of same by condemnation proceedings and that plaintiff therefore requested the Court to appoint three disinterested freeholders from the next jury list of this Court, and interested in any like question, to inspect said property and consider the injury that would be sustained by the owners thereof in plaintiff's acquisition of same as well as the damages, to the particular of the well known and to be known, either directly or indirectly, to the State of Oklahoma that the proceedings were thus conducted, lawful notice of the date of hearing of said petition was given the defendants, the United States of America; Eugene Young, (restricted) & wife; Thompson Young, (restricted) and Bertie Young, husband and wife; and that the said proceedings, to-wit: if duly and properly

applicants Robert Brown, Maurice A. DeWitt and T. W. DeWitt were  
then on their own and filed their returns with the Clerk of the Court at  
about 12:00 o'clock, 1947, amounting to about \$100,000  
in the amount of three hundred and twenty-five dollars (\$325.00) for  
the amount in said "initial" of the said fund described as property,  
to-wit:

(SEE NEXT PAGE)





Tract No. 1.

TRACT NO. 1.

A strip, piece or parcel of land lying in the SW 1/4 of Section 21, T 26 N, R 24 E in Ottawa County, Oklahoma. Said parcel of land being described by metes and bounds as follows:

beginning at the SE corner of said NE 1/4 NW 1/4, thence North 100 feet East  
100 feet of said NE 1/4 NW 1/4 a distance of 317 feet, thence North 70° 00' 00" on a  
curve to the left having a radius of 2000 feet a distance of 100 feet,  
thence South 70° 00' 00" on a radius of 2000 feet a distance of 100 feet,  
thence South 70° 00' 00" on a curve to the left having a radius of 1000.1  
feet a distance of 100 feet, thence North 70° 00' 00" a distance of 100  
feet, thence East 100 feet on a curve to the left having a radius of  
2000.1 feet a distance of 100 feet to a point on the South line of  
said NE 1/4 NW 1/4, thence East along said South line a distance of 100 feet  
to point of beginning.

Containing 2.00 acres, more or less.

TRACT NO. 2.

A strip, piece or parcel of land lying in the SW 1/4 of Section 21, T 26 N, R 24 E in Ottawa County, Oklahoma. Said parcel of land being described by metes and bounds as follows:

beginning at a point on the East line of said NE 1/4 SW 1/4, 622.7 feet North  
of the NE corner of said NE 1/4 SW 1/4, thence South along said East line a  
distance of 100 feet, thence N 50° 30' 00" on a curve of 500.1 feet,  
thence North 50° 30' 00" on a curve to the right having a radius of 1000.1  
feet a distance of 100 feet to a point on the North line of said NE  
SW 1/4 SW 1/4, thence East along  
said North line a distance of 190 feet, thence Northeast on a curve  
to the right having a radius of 1000.1 feet a distance of 100 feet,  
thence S 80° 00' 00" a distance of 100 feet to point of beginning.

Containing 3.50 acres, more or less.

TRACT NO. 3.

A strip, piece or parcel of land lying in the SW 1/4 of Section 21, T 26 N, R 24 E in Ottawa County, Oklahoma. Said parcel of land being described by metes and bounds as follows:

beginning at a point on the South line of said NE 1/4 SW 1/4, 320.1 feet East  
of the SE corner of said NE 1/4 SW 1/4, thence East along said South line a  
distance of 200 feet, thence N 50° 30' 00" on a curve of 1000.1 feet to  
a point on the East line of said NE 1/4 SW 1/4, thence North 50° 30' 00"  
corner of said NE 1/4 SW 1/4, thence North 50° 30' 00" on a curve to the  
left having a radius of 1000.1 feet a distance of 100 feet to point of  
beginning.

Containing 2.00 acres, more or less.

*[Signature]*  
DISTRICT JUDGE

*OK*  
*Finnis G. [Signature]*  
Assistant Attorney General of Oklahoma

11

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

BERNICE BOKIN, Administratrix of the  
Estate of E. A. Bokin, deceased,

Plaintiff

vs

FOREST OIL CORPORATION,

Defendant

NO. 2394-Civil

FILED

JAN 11 1949

NORMAN A. HOOD  
Clerk U. S. District Court

ORDER

On this 10th day of January, 1949, came on for hearing the motion to dismiss without prejudice filed by the plaintiff, the plaintiff being represented by her attorney, Truman B. Rucker, and the defendant by its attorney, Robert D. Hudson, and the court having been fully advised, is of the opinion that the motion to dismiss without prejudice be sustained upon payment by the plaintiff of the costs of this action.

It is therefore ordered, adjudged and decreed that this cause be and is hereby dismissed without prejudice at the cost of the plaintiff.

  
\_\_\_\_\_  
Judge of the District Court  
of the United States

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

JOHN W. BROWN, )  
 )  
 ) Petitioner )  
 )  
 vs. )  
 )  
 2,045.81 acres of land, more or )  
 less, situate in Osage County, )  
 Oklahoma, and W. C. Sullenders, Jr., )  
 et al, )  
 )  
 ) Respondents )

No. 2349-Civil

FILED  
In Open Court

JAN 19 1949

NOBLE C. HOOD  
Clerk U. S. District Court

ORDER FIXING TITLE

Now on this 18<sup>th</sup> day of January, 1949, this cause came on to be heard, pursuant to due notice given, and the Court, having been fully advised in the premises, finds that the full simple title, including all accretions, relictions and erosions thereto, less and except all oil, gas, coal and other minerals owned by the Osage Tribe of Indians, subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines, in and to the lands hereinafter described, was, at the time of taking by the petitioner, vested as follows, to-wit:

Tract No. B-1

S. 10.00 acres of N. 16.42 acres of Lot 3, N. 5.00 acres of SW 10.00 acres of Lot 3, SW 2.50 acres of SW 10.00 acres of Lot 3, S. 5.00 acres of SE 10.00 acres of Lot 4, W. 5.00 acres of SW 10.00 acres of Lot 4, N. 3.34 acres of NW 8.34 acres of Lot 4, SW 2.50 acres of NW 8.34 acres of Lot 4, W/2 SW/4 NW/4, NE/4 SW/4 NW/4, W/2 NW/4 SW/4, SE/4 NW/4 SW/4, S/2 SW/4 NE/4 SW/4, S/2 NE/4 NW/4 SW/4, NW/4 NE/4 NW/4 SW/4, SW/4 SW/4, W/2 SE/4 SW/4, SE/4 SE/4 SW/4, S/2 NE/4 SE/4 SW/4, NE/4 NE/4 SE/4 SW/4, W/2 SW/4 SE/4, W/2 SE/4 SW/4 SE/4 of Section 15, and

Lot 1, SE/4 NE/4, NE/4 SW/4 NE/4, E/2 SE/4 SW/4 NE/4, E/2 E/2 SE/4, NW/4 NE/4 SE/4, E/2 NE/4 NW/4 SE/4, E/2 SW/4 SE/4 SE/4, SW/4 SW/4 SE/4 SE/4, S/2 SW/4 SW/4 SE/4 of Section 16, and

W. 4.36 acres of SW 9.38 acres of Lot 1, NW 9.41 acres of Lot 2, S. 5.00 acres of NE 10.00 acres of Lot 2, N. 4.71 acres of SW 9.41 acres of Lot 2, N. 5.00 acres of SE 10.00 acres of Lot 2, N. 5.00 acres of SE 10.00 acres of Lot 3, E. 1.25 acres of N. 4.71 acres of SW 9.43 acres of Lot 3, SW/4 SW/4 NE/4, SE/4 SE/4 NW/4, S/2 NW/4 SE/4 NW/4, N/2 SW/4 SE/4 NW/4, E/2 E/2 SW/4, SW/4 NE/4 SW/4, E/2 NW/4 SE/4 SW/4, W/2 NW/4 SE/4, S/2 SE/4 NW/4 SE/4, SW/4 SE/4, W/2 SW/4 SE/4 SE/4 of Section 19, and

E/2 E/2 N/2 R/2 NW/4 NE/4, SE/4 NE/4 NW/4 NE/4, NE/4 SE/4 NW/4 NE/4, S/2 SW/4 NE/4, S/2 NE/4 SW/4 NE/4, SE/4 NE/4 NE/4 SW/4, N/2 NW/4 SE/4, S/2 NE/4 SW/4 SE/4, E/2 SE/4 SW/4 SE/4 of Section 21, and

W/2 W/2, NE/4 NW/4, NE/4 SE/4 NW/4, NE/4 NW/4 SE/4 NW/4, E/2 SE/4 SE/4 NW/4, NW/4 SE/4 NW/4, SW/4 SW/4 NE/4 SW/4, W/2 NW/4 SE/4 SW/4, SW/4 SE/4 SW/4, W/2 SE/4 SE/4 SW/4, E/2 W/2 SW/4 SE/4, E/2 SW/4 SE/4, W/2 SE/4 SE/4, NE/4 SE/4 SE/4, N/2 SE/4 SE/4 SE/4, SW/4 SE/4 SE/4 SE/4, S/2 NE/4 SE/4, NE/4 NE/4 SE/4, E/2 NW/4 NE/4 SE/4, NW/4 NE/4 NW/4 NE/4, NW/4 NW/4 NE/4, W/2 SW/4 NE/4, NW/4 SE/4 SW/4 NE/4, SW/4 NE/4 SW/4 NE/4, E/2 SE/4 NE/4, E/2 SW/4 SE/4 NE/4, SE/4 NE/4 NE/4 of Section 22, and

SW/4 NW/4, W/2 SE/4 NW/4, SE/4 SE/4 NW/4, NW/4 SW/4, N/2 NE/4 SW/4, N/2 SW/4 SW/4, NW/4 SW/4 SW/4 SW/4, S/2 SW/4 SE/4 SW/4, W/2 SE/4 SE/4 SW/4, NW/4 NW/4 SE/4, S/2 SW/4 NE/4, NE/4 SW/4 NE/4, SE/4 SE/4 NW/4 NE/4, N/2 SW/4 NE/4 NE/4, SW/4 SW/4 NE/4 NE/4, W/2 NW/4 SE/4 NE/4, SW/4 SE/4 NE/4, NW/4 SE/4 SE/4 NE/4 of Section 23, and

W/2 SW/4 SW/4 SW/4 of Section 25, and

S/2 SE/4 SE/4, NW/4 NE/4 NE/4 NW/4, W/2 NE/4 NW/4, E/2 NW/4 NW/4, SW/4 NW/4 NW/4, S/2 NW/4 NW/4 NW/4, W/2 SW/4 SW/4 NW/4 of Section 26, and

S/2 NE/4, S/2 NE/4 NE/4, NW/4 NE/4 NE/4, W/2 NE/4 NE/4 NE/4, SE/4 NE/4 NE/4 NE/4, E/2 NW/4 NE/4, E/2 W/2 NW/4 NE/4, SW/4 SW/4 NW/4 NE/4, S/2 NW/4, NW/4 NW/4, W/2 NE/4 NW/4, NW/4 NE/4 NE/4 NW/4, S/2 SE/4 NE/4 NW/4, NE/4 SW/4, N/2 NW/4 SE/4, SW/4 NW/4 SE/4, W/2 NE/4 NE/4 SE/4 of Section 27, and

S/2 NE/4, E/2 NE/4 NE/4, E/2 W/2 NE/4 NE/4, NW/4 NW/4 NE/4 NE/4, SW/4 NW/4 NE/4, W/2 SE/4 NW/4 NE/4, S/2 NW/4 NW/4 NE/4, SW/4 NE/4 NW/4 NE/4 of Section 28, and

NE/4 NE/4 NW/4, S/2 NW/4 NE/4 NW/4 of Section 30,

all in Township 29 North, Range 11 East, of the I.M., in Osage County, Oklahoma, containing 2,045.81 acres, more or less.

Title is vested in **L. C. Mullendore, Jr.**, and **Kathleen B. Mullendore** (Mrs. L. C. Mullendore, Jr.)



IT IS, THEREFORE, THE ORDER OF THE COURT that the title to the above described real estate and estates therein taken by these proceedings was, at the time of taking, by the petitioner herein vested in the persons heretofore set out, and said persons are entitled to receive just compensation for the taking of said lands in these proceedings. Such right to receive the just compensation is subject to the paramount lien and payment of any and all taxes due, assessable and payable, of whatsoever nature.

(s) Roger H. ...  
JUDGE

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

UNITED STATES OF AMERICA,  
Petitioner  
vs.  
2,045.81 acres of land, more or  
less, situate in Osage County,  
Oklahoma, and W. C. Sullendore, Jr.,  
et al,  
Respondents

No. 2349-Civil

FILED  
In Open Court

JAN 13 1949

NOBLE C. HOOD  
Clerk U. S. District Court

ORDER APPOINTING COMMISSIONERS

Now on this 16<sup>th</sup> day of January, 1949, the above cause comes on for hearing upon the Petition for Condemnation of the United States of America, for an order appointing commissioners to inspect and appraise the lands involved herein and as hereinafter described. 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 that the acquisition of said lands is necessary to the United States of America for use in connection with the establishment of the Mulah Dam and Reservoir on the Cansy River in Oklahoma, for flood control, and for such other uses as may be authorized by law, or by executive order, under and by reason of the Acts of Congress as set forth in the Petition for Condemnation and Declaration of Taking filed herein.

The Court finds that the petitioner has been unable to acquire title to said property hereinbelow specifically designated and described by private purchase, and has heretofore instituted the above condemnation proceeding for the taking of said lands by eminent domain.

The said lands are described as follows, to-wit:

Tract No. B-1

S. 10.00 acres of N. 16.42 acres of Lot 3, N. 5.00 acres of SW 10.00 acres of Lot 3, SW 2.50 acres of SW 10.00 acres of Lot 3, S. 5.00 acres of SE 10.00 acres of Lot 4, W. 5.00 acres of SW 10.00 acres of Lot 4, N. 3.34 acres of NW 8.34 acres of Lot 4, SW 2.50 acres of NW 8.34 acres of Lot 4, W/2 SW/4 NW/4, NE/4 SW/4 NW/4, W/2 NW/4 SW/4, SE/4 NW/4 SW/4, S/2 SW/4 NE/4 SW/4, S/2 NE/4 NW/4 SW/4, NW/4 NE/4 NW/4 SW/4, SW/4 SW/4, W/2 SE/4 SW/4, SE/4 SE/4 SW/4, S/2 NE/4 SE/4 SW/4, NE/4 NE/4 SE/4 SW/4, W/2 SW/4 SE/4, W/2 SE/4 SW/4 SE/4 of Section 15, and

Lot 1, SE/4 NE/4, NE/4 SW/4 NE/4, E/2 SE/4 SW/4 NE/4, E/2 E/2 SE/4, NW/4 NE/4 SE/4, E/2 NE/4 NW/4 SE/4, E/2 SW/4 SE/4 SE/4, SW/4 SW/4 SE/4 SE/4, S/2 SW/4 SW/4 SE/4 of Section 16, and

W. 4.36 acres of SW 9.36 acres of Lot 1, NW 9.41 acres of Lot 2, S. 5.00 acres of NE 10.00 acres of Lot 2, N. 4.71 acres of SW 9.41 acres of Lot 2, N. 5.00 acres of SE 10.00 acres of Lot 3, E. 1.25 acres of N. 4.71 acres of SW 9.43 acres of Lot 3, SW/4 SW/4 NE/4, SE/4 SE/4 NW/4, S/2 NW/4 SE/4 NW/4, N/2 SW/4 SE/4 NW/4, E/2 E/2 SW/4, SW/4 NE/4 SW/4, E/2 NW/4 SE/4 SW/4, W/2 NW/4 SE/4, S/2 SE/4 NW/4 SE/4, SW/4 SE/4, W/2 SW/4 SE/4 SE/4 of Section 19, and

E/2 E/2 N/2 N/2 NW/4 NE/4, SE/4 NE/4 NW/4 NE/4, NE/4 SE/4 NW/4 NE/4, S/2 SW/4 NE/4, S/2 NE/4 SW/4 NE/4, SE/4 NE/4 NE/4 SW/4, N/2 NW/4 SE/4, S/2 NE/4 SW/4 SE/4, E/2 SE/4 SW/4 SE/4 of Section 21, and

W/2 W/2, NE/4 NW/4, NE/4 SE/4 NW/4, NE/4 NW/4 SE/4 NW/4, E/2 SE/4 SE/4 NW/4, NW/4 SE/4 SE/4 NW/4, SW/4 SW/4 NE/4 SW/4, W/2 NW/4 SE/4 SW/4, SW/4 SE/4 SW/4, W/2 SE/4 SE/4 SW/4, E/2 W/2 SW/4 SE/4, E/2 SW/4 SE/4, W/2 SE/4 SE/4, NE/4 SE/4 SE/4, N/2 SE/4 SE/4 SE/4, SW/4 SE/4 SE/4 SE/4, S/2 NE/4 SE/4, NE/4 NE/4 SE/4, E/2 NW/4 NE/4 SE/4, NW/4 NE/4 NW/4 NE/4, NW/4 NW/4 NE/4, W/2 SW/4 NE/4, NW/4 SE/4 SW/4 NE/4, SW/4 NE/4 SW/4 NE/4, E/2 SE/4 NE/4, E/2 SW/4 SE/4 NE/4, SE/4 NE/4 NE/4 of Section 22, and

SW/4 NW/4, W/2 SE/4 NW/4, SE/4 SE/4 NW/4, NW/4 SW/4, N/2 NE/4 SW/4, N/2 SW/4 SW/4, NW/4 SW/4 SW/4 SW/4, S/2 SW/4 SE/4 SW/4, W/2 SE/4 SE/4 SW/4, NW/4 NW/4 SE/4, S/2 SW/4 NE/4, NE/4 SW/4 NE/4, SE/4 SE/4 NW/4 NE/4, N/2 SW/4 NE/4 NE/4, SW/4 SW/4 NE/4 NE/4, W/2 NW/4 SE/4 NE/4, SW/4 SE/4 NE/4, NW/4 SE/4 SE/4 NE/4 of Section 23, and

W/2 SW/4 SW/4 SW/4 of Section 25, and

S/2 SE/4 SE/4, NW/4 NE/4 NE/4 NW/4, W/2 NE/4 NW/4, E/2 NW/4 NW/4, SW/4 NW/4 NW/4, S/2 NW/4 NW/4, W/2 SW/4 SW/4 NW/4 of Section 26, and

S/2 NE/4, S/2 NE/4 NE/4, NW/4 NE/4 NE/4, W/2 NE/4 NE/4 NE/4, SE/4 NE/4 NE/4 NE/4, E/2 NW/4 NE/4, E/2 W/2 NW/4 NE/4, SW/4 SW/4 NW/4 NE/4, S/2 NW/4, NW/4 NW/4, W/2 NE/4 NW/4, NW/4 NE/4 NE/4 NW/4, S/2 SE/4 NE/4 NW/4, NE/4 SW/4, N/2 NW/4 SE/4, SW/4 NW/4 SE/4, E/2 NE/4 NE/4 SE/4 of Section 27, and

S/2 NE/4, E/2 NE/4 NE/4, E/2 W/2 NE/4 NE/4, NW/4 NW/4 NE/4 NE/4, SW/4 NW/4 NE/4, W/2 SE/4 NW/4 NE/4, S/2 NW/4 NW/4 NE/4, SW/4 NE/4 NW/4 NE/4 of Section 28, and

NE/4 NE/4 NW/4, S/2 NW/4 NE/4 NW/4 of Section 30,

all in Township 29 North, Range 11 East, of the I.M., in Osage County, Oklahoma, containing 2,045.81 acres, more or less.

The estate taken in and to the above described real estate is the full fee simple title thereto, including all accretions, relictions and erosions thereto, less and except all oil, gas, coal and other minerals owned by the Osage Tribe of Indians, subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines, all as specifically set out in the Petition for Condemnation.

It further appears that all persons who are now living and claim interests in said lands adverse to the United States of America, and which said persons are respondents in this proceeding, have been duly served, according to law, with notice of the hearing on the application for the appointment of commissioners by the Court.

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

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that Kenneth Couch of the Town of Tulsa, Tulsa County, Oklahoma; T. H. Hays of the Town of Termita, Termita County, Oklahoma; and Maurice H. Bittling of the Town of Tulsa, Tulsa County, Oklahoma, disinterested freeholders in said District, whose names are on the regular jury list of this Court be, and they are hereby, appointed as commissioners to inspect and view said real property hereinabove described, and to consider and fix the fair, cash, market value thereof which shall be awarded the owners as their damage and compensation for the taking and appropriation of said lands and estates therein, as set forth in the Petition for Condemnation and Declaration of Taking filed herein.

Said commissioners are hereby authorized, empowered and directed to forthwith take the oath prescribed by law, to immediately inspect, view and appraise the real property hereinabove described, and file their report in this Court, as provided by law.

(s) George H. Savage  
JUDGE

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

---

EDWARD WHEELER,

Plaintiff,

vs.

GRIFFITH CONSOLIDATED THEATRES, INC.,  
a corporation,

Defendant.

No. 2416 Civil

MAILED

JAN 11 1949

O R D E R

NOBLE E. HOOD  
Clerk U. S. District Court

Now on this *8th* day of January, 1949, there coming on to be heard the motion of Edward Wheeler, plaintiff herein, for an order of this Court dismissing the above entitled cause; and the plaintiff and the defendant having stipulated and agreed in open court that this cause may be dismissed without prejudice.

NOW, THEREFORE, IT IS BY THE COURT ORDERED that this cause be dismissed without prejudice at the cost of the plaintiff.

*1 of Howe Broadu...*

J U D G E



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

Louise Robbins, )  
 )  
 Plaintiff, )  
 )  
 vs. ) No. 2390 Civil  
 )  
 Lesley Dalin and Robert L. )  
 Walker, Inc., )  
 )  
 Defendants. )

JAN 20 1949  
OFFICE OF CLERK  
Clerk U. S. District Court

STIPULATION FOR DISMISSAL

It is hereby stipulated and agreed by and between the parties to this action that the plaintiff, Louise Robbins, may, and she does hereby dismiss the above styled and numbered cause of action with prejudice to the bringing of a future action.

wated this 19<sup>th</sup> day of January, 1949.

Louise Robbins  
Plaintiff

Charles E. Chestnut  
J. G. Cannon  
Attorneys for Plaintiff

W. E. Anderson  
R. D. ...  
Norma ...  
Attorneys for Defendants

IT IS HEREBY ORDERED that the above styled and numbered cause of action be dismissed with prejudice.

wated this 20<sup>th</sup> day of January, 1949.

L. B. ...  
U. S. District Judge

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

METROPOLITAN LIFE INSURANCE COMPANY,  
a Corporation,

Plaintiff,

vs.

JOHN W. ROBERTS; et al.,

Defendants.

No. 2411-Civil

FILED

APR 23 1949

NOBLE C. HOOD  
Clerk U. S. District Court

JUDGMENT ALLOWING INTERPLEADER,  
DISCHARGING DEFENDANT, METROPOLITAN LIFE INSURANCE COMPANY,  
MAKING INJUNCTION PERMANENT, AND FIXING ATTORNEY'S FEES AND COSTS

Now, on the findings of fact and conclusions of law heretofore made in this cause, the court finds the following judgment should be entered, and the clerk is ordered and directed to enter the same.

IT IS ORDERED, ADJUDGED AND DECREED by the court that the plaintiff, Metropolitan Life Insurance Company, is fully and finally released and discharged from any and all liability arising under and by virtue of the terms of its certain Certificate, Serial No. 28944, issued under and by virtue of the terms of its Group Life Policy No. 5300-G to Consolidated Oil Corporation and Sinclair Prairie Oil Company and its subsidiaries and/or affiliated companies, which certificate was issued on or about the first day of May, 1942, to Francis E. Roberts, an employee of Sinclair Consolidated Oil Corporation, in the amount of \$3,000.00, with Francis E. Roberts as beneficiary therein; and the said plaintiff is fully and finally released and discharged from any further or other liability to any of the defendants herein on account of said group policy of insurance or Certificate No. 28944 issued thereunder other than the funds representing the amount due upon said certificate, which funds are now on deposit with the registry of this court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court that the defendants, and each of them, are perpetually enjoined and restrained from instituting or prosecuting any proceeding in any other court on said group policy of insurance and Certificate No. 28944 issued thereunder on account of said fund due under the terms of said policy, and that said defendants are

required to make any claim here or the way have against said policy of insurance or the plaintiff, Metropolitan Life Insurance Company, upon the subject of this action against said fund in this action.

It is FURTHER ORDERED, ADJUDGED AND DECREED that the plaintiff, Metropolitan Life Insurance Company, recover its costs herein expended in the amount of \$ 26<sup>01</sup>, together with a reasonable attorney's fee payable to Kevanagh Bush, G. Ellis Gable, and Charles F. Gotwals, Jr., in the sum of \$ 250<sup>00</sup>, which expenses and attorney's fees are hereby ordered to be paid by the clerk hereof to said attorneys out of the funds deposited in the registry of this court and that the same be charged against said funds.

Dated this 17<sup>th</sup> day of January, 1949.

Royce H. Savage  
United States District Judge

APPROVED: Gable & Gotwals  
Bush

Gable

Attorneys for Plaintiff

DeShazo & Hyde

Neal C. DeShazo

Attorneys for Defendant, Ethel Roberts

R. Stephenson

Attorney for Defendants, John W. Roberts;  
Goldie Leckey; Verna Louise Mallow, one  
and the same person as Mrs. Louise Mallow,  
sometimes referred to as Louise Marlow;  
Thomas F. Roberts, sometimes known as  
Red Roberts; and Madine F. Roberts.

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

UNITED STATES OF AMERICA,  
Petitioner

-vs-

190.90 Acres of Land, more  
or less, situate in Mayes  
County, California, and Kim  
Dickerson, et al,

Respondents

No. 2429 Civil

FILED

JAN 21 1949

NOBLE C. HOOD  
Clerk U. S. District Court

JUDGMENT ON THE DECLARATION OF TAKING

This day comes the petitioner, the United States of America, by Curtis W. Harris, Special Attorney for the Department of Justice, and moves the Court to enter a judgment vesting in the United States of America the fee simple title, subject, however, to existing easements for public roads and highways, public utilities, railroads and pipe lines, in and to the property hereinafter described, and described in the Declaration of Taking and in the Petition for Condemnation filed herein.

Thereupon, the Court proceeded to hear and pass upon said motion, the Petition for Condemnation and Declaration of Taking, and finds that:

(1) Each and all of the allegations in said Petition and Declaration are true, and the United States of America is entitled to acquire property by eminent domain for the purposes set forth in said Petition;

(2) In said Petition and Declaration of Taking a statement of the authority under which, and the public use for which, said lands and estate therein were taken is set forth;

(3) The Petition and Declaration of Taking were filed at the request of William H. Draper, Jr., Acting Secretary of the Army, the

person duly authorized by law to acquire the lands and estate therein taken as described in said documents 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;

(4) A proper description of the lands sought to be taken, sufficient for the identification thereof, is set out in said Declaration of Taking and Petition for Condemnation; and a statement of the estate or interest in said lands taken for said public use is set out therein;

(5) A statement is contained in said Declaration of Taking of the sum of money estimated by the acquiring authority to be just compensation for the estate taken in said lands, in the amount of Nine Thousand Fifty and no/100 Dollars (\$9,050.00), and said sum of money was deposited in the Registry of this Court for the use of the persons entitled thereto upon and at the time of the filing of said Declaration of Taking;

(6) A statement is contained in said Declaration of Taking that the estimated amount of compensation for the taking of said property in the opinion of William H. Draper, Jr., Acting Secretary of the Army, will probably be within any limits prescribed by Congress on the price to be paid therefor;

(7) And the Court having fully considered the Petition for Condemnation, the Declaration of Taking, the Act of Congress approved February 26, 1931 (46 Stat. 1421; 40 U.S.C. Sec. 258a) and Acts supplementary thereto and amendatory thereof, and the Acts of Congress approved April 24, 1866 (25 Stat. 94); August 1, 1868 (25 Stat. 357), March 1, 1917 (39 Stat 948 - 33 U. S. C. 701), June 25, 1938 (52 Stat. 1215), August 18, 1941 (33 U. S. C. A. 701b et seq), and June 25, 1948 (Public Law 762-80th Congress, 2d Session), is of the opinion that the United States of America was and is entitled to take said property and have the title thereto vested in it.

IT IS, THEREFORE, CONSIDERED BY THE COURT, AND IT IS THE ORDER, JUDGMENT AND DECREE OF THE COURT that the fee simple title in and to the lands hereinafter described, subject, however, to existing easements for public roads and highways, public utilities, railroads and pipe lines,

was vested in the United States of America upon the filing of said Declaration of Trust and the depositing in the Registry of this Court of the said sum of Nine Thousand Fifty and no/100 Dollars (\$9,050.00), and said lands and estate therein taken are deemed to have been condemned and taken for the use of the United States of America, and the right to just compensation for the same thereby vested in the persons entitled thereto, the amount of said compensation to be ascertained and awarded in this proceeding and established by judgment herein pursuant to law.

The lands aggregate 190.90 acres, more or less, and are described as follows:

Tract No. 1484

North 23.00 acres and Southwest 16.00 acres of Lot 1, in Section 22, Township 19 North, Range 19 East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 39.00 acres, more or less.

Tract No. 1634

North Half of North Half of Southeast Quarter of Northeast Quarter ( $N\frac{1}{2} N\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4}$ ), North Half of Northeast Quarter of Southwest Quarter of Northeast Quarter ( $N\frac{1}{2} NE\frac{1}{4} SW\frac{1}{4} NE\frac{1}{4}$ ), Northeast Quarter of Northwest Quarter of Southwest Quarter of Northeast Quarter ( $NE\frac{1}{4} NW\frac{1}{4} SW\frac{1}{4} NE\frac{1}{4}$ ), and North Half of Southeast Quarter of Northwest Quarter of Southwest Quarter of Northeast Quarter ( $N\frac{1}{2} SE\frac{1}{4} NW\frac{1}{4} SW\frac{1}{4} NE\frac{1}{4}$ ), of Section 18, Township 19 North, Range 19 East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 18.75 acres, more or less.

Tract No. 1700

Northeast Quarter of Southwest Quarter ( $NE\frac{1}{4} SW\frac{1}{4}$ ) of Section 5, Township 19 North, Range 19 East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 40.00 acres, more or less.

Tract No. 1716

Lots 8 and 10, of Section 9, Township 19 North, Range 19 East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 32.15 acres, more or less.

Tract No. 1728

Lot 1, less the Southwest 9.35 acres thereof, in Section 10, Township 19 North, Range 19 East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 30.00 acres, more or less.

Tract No. 1732

Northwest Quarter of Southeast Quarter ( $NW\frac{1}{4} SE\frac{1}{4}$ ) of Section 10, Township 19 North, Range 19 East of the Indian Base and Meridian, situate in Mayes County, Oklahoma, containing 40.00 acres, more or less.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that any and all persons now in possession of or claiming any rights whatsoever to the possession of the lands hereinabove described, and all and singular the rights, privileges and appurtenances thereunto belonging are hereby ordered and directed to deliver up and surrender forthwith full and complete possession of the lands hereinabove described, to the extent of the estate herein taken, to the United States of America, and the United States of America is hereby granted leave to take immediate possession of said lands.

This cause is held open for such other and further orders, judgments and decrees as may be necessary.

Entered this 21<sup>st</sup> day of January, 1949.

D. C. [Signature]  
JUDGE



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

BRITTON-HOLTS-CUMMINGS, INC.,  
Plaintiff,  
-vs-  
FRANK B. BERRY, INC.,  
Defendant,

CIVIL ACTION NO. 2290

FILED

JAN 24 1949

D E C R E E

NOBLE C. HOOD  
Clerk U. S. District Court

Plaintiff and Defendant having agreed, this Court decrees:

1. That this Court has jurisdiction of the parties and the subject matter.
2. That Plaintiff is the owner of the entire right, title and interest in and to patents 2,347,593 and 2,428,764.
3. That Cummings patents 2,347,593 and 2,428,764 are valid as to all claims.
4. That Cummings patents 2,347,593 and 2,428,764 have each been infringed by Defendants.
5. That Defendant shall be permanently enjoined from infringing patents 2,347,593 and 2,428,764, provided, however, that Plaintiff may license Defendant to make, use and vend the devices covered by the said patents.
6. That Defendant's Counterclaims be dismissed.



7. That Plaintiff may bring action for damages in any suitable proceeding.

8. That the cost of this motion be against Defendant, *with attorney fee waived.*

*Dated this 24th day of January, 1949*

*(S) Cower Goodwin*  
United States District Judge

APPROVED AS TO FORM:

*(S) T. H. Slack*  
Attorneys for Plaintiff

*C. W. Knight*  
Attorneys for Defendant

No. 1830

FILED

UNITED STATES OF AMERICA, ss:

JAN 21 1949

THE PRESIDENT OF THE UNITED STATES OF AMERICA

NOBLE C. HOOD

To The Honorable The Judge Clerk U. S. District Court  
Court of the United States for the Northern  
District of Oklahoma

GREETING:

Whereas, lately in the District Court of the United States for the Northern District of Oklahoma, before you or some of you in a cause between World Publishing Company, a corporation, plaintiff, and United States of America, defendant, No. 1830, Civil, the judgment of the said district court in said cause, entered on June 10, 1947, was in the following words, viz:

\* \* \* \* \*

"It is Therefore by the Court Ordered, Adjudged and Decreed that the plaintiff herein take nothing and that the defendant have its costs herein expended."

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

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

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

-- July 15, 1948.

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

WITNESS, the Honorable FRED M. VINSON, Chief Justice of the United States, the 22nd day of January, in the year of our Lord one thousand nine hundred and forty-nine.

/s/ Robert B. Cartwright  
Clerk of the United States Court  
of Appeals, Tenth Circuit

UNITED STATES DISTRICT COURT OF THE DISTRICT OF OKLAHOMA.

Raymond McMichael, )  
Plaintiff, )  
vs. )  
Kansas Explorations, Inc., )  
Defendant. )

No. 2375 Civil

FILED

JAN 25 1949

NOBLE C. HOOD  
Clerk U. S. District Court

O R D E R

Now, on this 25 day of January, 1949, 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 DECIDED 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 BY:  
[Signature]  
Attorney for Plaintiff

[Signature]  
[Signature]  
Attorneys for Defendant.

U. S. DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

U. S. DISTRICT COURT OF DISTRICT OF COLUMBIA

CLARENCE BROWN, )

Plaintiff, )

vs. )

WILLIAM H. HASTINGS, III., )

Defendant. )

No. 1276 Civil

FILED

JAN 25 1948

C. H. B. E.

NOBLE C. HOOD  
Clerk U. S. District Court

Now, on this 25 day of January, 1948, the above entitled matter coming on for hearing upon the stipulation of the parties, the District Judge with prejudice and without cost to either party that the matter are settled and cause out of court and the District Judge written stipulation herein for dismissal of the matter in a new action at the cost of the defendant but without attorneys' fees to either side, and the court clerk will so officially advise in the process,

and the court, pursuant to the stipulation that the above entitled matter be settled and is hereby dismissed with prejudice to a new action at the cost of the defendant but without attorneys' fees to either side.

Raymond H. Savage  
Judge

H. B. Beauchamp  
Attorney for Plaintiff

William H. Hastings, III.

James M. Wilson

James M. Wilson  
Attorneys for Defendant

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

W. C. Tyler, )  
Plaintiff, )  
vs. )  
Kansas Explorations, Inc., )  
Defendant. )

No. 2585 Civil FILED

JAN 25 1949

NOBLE C. HOOD  
Clerk U. S. District Court

O R D E R

Now, on this 25 day of January, 1949, 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.

Raymond H. Swager  
Judge

W. C. Tyler  
Attorney for Plaintiff

W. C. Tyler

W. C. Tyler

W. C. Tyler

Attorneys for defendant.

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OKLAHOMA

Utley A. McIver,

Plaintiff,

No. 2279 Civil

Tulsa Sports Corporation, a corporation,

Defendant.

ROBERT H. HUDSON  
CLERK OF DISTRICT COURT

STIPULATION FOR DISMISSAL

It is hereby stipulated and agreed by and between the parties to this action that the plaintiff, Utley A. McIver, may and she does hereby dismiss the above styled and numbered cause of action with prejudice to the bringing of a future action.

Dated this 20<sup>th</sup> day of January, 1949.

Utley A. McIver  
Plaintiff

Logan Stephens  
Harry H. ...  
F. C. Swindell  
R. C. ...  
Counsel for Plaintiff

W. E. Hudson  
R. O. Hudson  
Norma Wheaton  
Counsel for Defendant

IT IS HEREBY ORDERED that the above styled and numbered cause of action be dismissed with prejudice, this 26<sup>th</sup> day of January, 1949.

Rayne H. ...  
District Judge

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

MARY FULLER, )  
 )  
 Plaintiff )  
 vs )  
 )  
 MRS. J. F. LANN, )  
 )  
 Defendant )

FILED  
JAN 26 1949  
NOBLE C. HOOD  
Clerk U. S. District Court

JOURNAL ENTRY OF JUDGMENT

On this 17th day of January, 1949, came plaintiff in person and by her attorneys, Harry D. Moreland and H. D. Moreland, Jr., and also came the defendant in person and by her attorneys, Gladys E. Friel and Thomas A. Landrith, Jr., and this cause came on for trial in its regular order before a jury of twelve good men, who being duly empanelled and sworn, well and truly to try the issues joined between plaintiff and defendant and a true verdict render according to the evidence; and having heard the evidence, the charges of the Court, and the argument of counsel, the jury upon their oaths say: We, the jury in the above-entitled case, duly empanelled and sworn, upon our oaths find for the plaintiff; whereupon the Court ordered the verdict filed.

Argument of counsel was heard by the Court concerning the amount to be fixed as damages and the amount to be fixed as attorneys fees; and having heard argument of counsel and being advised in the premises, the Court assessed damages in the sum of \$308.00 and attorneys fees in the sum of \$100.00.

It is therefore considered, ordered, and adjudged by the Court that the said plaintiff have and recover from the said defendant the sum of \$308.00 as damages, the sum of \$100.00 as attorneys fees, together with costs in this action, taxed at \$35.00, for which let execution issue.

/s/ Royce H. Savage  
UNITED STATES DISTRICT JUDGE

OK for form:  
/s/ H. D. Moreland, Jr., Attorney for Plaintiff  
Landrith & Friel  
by /s/ Gladys E. Friel, Attorneys for Defendant

JAN 29 1949

UNITED STATES OF AMERICA, ss:

THE PRESIDENT OF THE UNITED STATES OF AMERICA,

NOBLE C. HOOD  
Clerk U. S. District Court

To The Honorable the Judges of the  
United States District Court for the  
Northern District of Oklahoma,

/SEAL/

GREETING:

Whereas, lately in the United States District Court for the Northern District of Oklahoma, before you, or some of you, in a cause between David Hodge and Wilbur G. Moffitte, Plaintiffs, and The Tulsa County Election Board et al., Defendants, wherein the decree of the said District Court denying a preliminary injunction was duly entered in said cause on the 7th day of October, A. D. 1948; as by the inspection of the transcript of the record of the said District Court, which was brought into the SUPREME COURT OF THE UNITED STATES by virtue of an appeal, agreeably to the act of Congress, in such case made and provided, fully and at large appears.

AND WHEREAS, in the present term of October, in the year of our Lord one thousand nine hundred and forty-eight, the said cause came on to be heard before the said SUPREME COURT, on the said transcript of record, and was duly submitted:

ON CONSIDERATION WHEREOF, It is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court, in this cause be, and the same is hereby, vacated without costs to either party.

AND IT IS FURTHER ORDERED that this cause be, and it is hereby, remanded to the United States District Court for the Northern District of Oklahoma with directions to dismiss the cause as moot.

December 13, 1948.

You, therefore are hereby commanded that such proceedings be had in said cause, in conformity with the decree of this Court, as

according to right and justice, and the laws of the United States,  
ought to be had, the said appeal notwithstanding.

WITNESS, the Honorable FRED M. VINSON, Chief Justice  
of the United States, the twenty-fifth day of January, in the  
year of our Lord one thousand nine hundred and forty-nine.

/s/ Charles Elmore Cropley  
Clerk of the Supreme Court of the  
United States

UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES

Plaintiff,

No. 3773

The State of United Commercial  
Trusts of America, a corpora-  
tion,

vs.

Defendant.

FEB 1 1949

FORNELL BIRCH

NOBLE C. HOOD  
Clerk U. S. District Court

This cause was regularly heard in a pre-trial con-  
ference on January 22nd, and again on January 26th. On the  
strength of the allegations in the complaint itself, and of  
the admissions made at said hearings, and in the letter  
written by Frank Whisman on January 27, 1949, which was  
ordered filed as an answer to the interrogatories propounded  
by the defendant herein, the Court is of the opinion that the  
plaintiff has its case and should see no further. Accord-  
ingly on this 27th day of January, 1949, it is ORDERED, ADJUDGED  
AND DECREED BY THE COURT that this cause do, and the case is,  
hereby dismissed with prejudice, and that plaintiff take  
nothing as against the defendant.

*Lower Broaddus*  
United States District Judge

*Samuel H. Borstein*  
Attorney for Plaintiff

*Marnet Hayes & Brown*  
Attorneys for Defendant

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

SOUTHERN EXPRESS, INC., A Corporation,  
GILLETTE MOTOR TRANSPORT, INC., A  
Corporation, and LEE WAY MOTOR FREIGHT  
LINES, INC., A Corporation,

Plaintiffs,

vs.

TULSA LOCAL UNION NO. 523, OF THE INTERNATIONAL  
BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WAREHOUSE-  
MEN, AND HELPERS OF AMERICA, A. F. of L., alias  
TULSA GENERAL DRIVERS, WAREHOUSEMEN & HELPERS,  
LOCAL UNION NO. 523.

Defendant.

No. 2266 - Civil

FILED

FEB 2 1949

NOBLE C. HOOD  
Clerk U. S. District Court

ORDER

Upon application of the plaintiffs and consent of the defendant and approval of the court,

IT IS ORDERED, ADJUDGED AND DECREED that the above-entitled cause be and the same is hereby dismissed, at the cost of the plaintiffs.

ROYCE H. SAVAGE  
United States District Judge

APPROVED:

KAVANAUGH BUSH

G. ELLIS GARLE

CHAS. F. GOWALS, JR.

FLOYD L. RHEAM

Attorneys for Plaintiffs

HOLLY L. ANDERSON

Attorney for Defendant

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

KEYSTONE FREIGHT LINES, A Corporation,  
YELLOW TRANSIT CO., A Corporation,  
SILVER MOTOR FREIGHT LINES, INC., A  
Corporation, and ACE MOTOR EXPRESS, A  
Copartnership composed of K. Deryl Simmons  
and Delmar Jackson,

Plaintiffs,

vs.

TULSA LOCAL UNION NO. 523, OF THE INTERNATIONAL  
BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WAREHOUSE-  
MEN, AND HELPERS OF AMERICA, A. F. OF L., Alias  
TULSA GENERAL DRIVERS, WAREHOUSEMEN & HELPERS,  
LOCAL UNION NO. 523.

Defendant.

No. 2267 - Civil

FILED

FEB 2 1949

NOBLE C. HOOD  
Clerk U. S. District Court

O R D E R

Upon application of the plaintiffs and consent of the defendant and  
approval of the court,

IT IS ORDERED, ADJUDGED AND DECREED that the above-entitled cause be  
and the same is hereby dismissed, at the cost of the plaintiffs.

ROYCE H. SAVAGE

United States District Judge

APPROVED:

KAVANAUGH BUSH

G. ELLIS GAMLE

CHAS. P. GOTWALS, JR.

FLOYD L. RHEAM

Attorneys for Plaintiffs

HOLLY L. ANIERSON

Attorney for Defendant

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

HARLAN E. OWENS,

Plaintiff,

-vs-

STEPHEN W. BARBER, O. A. GARGILL,  
JOHN BERRY, WILLIAM D. MURPHY,  
C. C. BEAVER, A. T. COFFIELD,  
UNICE COFFIELD and FLOYD B. COFFIELD,  
Defendants.

No. 2304 - Civil

FILED

FEB 3 1949

NOBLE C. HOOD  
Clerk U. S. District Court

C E R T I F I C A T E

The separate motions to dismiss of the defendants, O. A. Gargill, John Berry, William D. Murphy, A. T. Coffield, Unice Coffield and Floyd B. Coffield came regularly on for hearing November 4, 1948. The plaintiff appearing in person and the defendants by their attorneys of record. The motions were orally argued, and on request the parties were given ten days in which to file briefs. Thereafter, the cause came on for decision January 18, 1949, the plaintiff appearing in person and defendants through their counsel. Plaintiff requested leave to amend his complaint, which request was granted and the amendment filed, and the separate motions to dismiss of the parties were considered to the complaint as amended. Thereafter, on the 31st day of January, 1949, the Court finds:

1. That each of the separate motions to dismiss filed by the defendants to the complaint and the amendment to the complaint should be, in all particulars, sustained. That the complaint as amended does not state facts sufficient to state a cause of action in law or equity against the defendants, or either of them. That it affirmatively appears from the pleadings, the admission of the plaintiff and exhibits

introduced that the District Court of Creek County, Oklahoma, in cause No. 21032 in that court, in the proper exercise of its jurisdiction, did, upon proper notice, finally adjudicate and determine that the plaintiff in this action was not employed or authorized to appear or represent, as an attorney, the defendants A. W. Coffield, Unice Coffield and Floyd D. Coffield, or any of the other parties-defendant to this action, and that he has no valid claim against the defendants or either of them, and that on the 15th day of March, 1948, the District Court of Creek County, in cause No. 21032 in that court, enjoined and restrained the plaintiff, Harlan E. Grimes, from setting up or asserting any right or claim to an attorney's fee in that cause as against A. W. Coffield, Unice Coffield, Floyd D. Coffield or anyone connected with said action. That such State court's judgments are valid, binding and conclusive upon the plaintiff herein and constitutes an adjudication of all claims the plaintiff asserts in this action.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECIDED that the separate motions to dismiss of the defendants, O. A. Cargill, John Barry, William E. Murphy, A. W. Coffield, Unice Coffield and Floyd D. Coffield to the complaint and amendment thereto be, and the same are sustained. To all of which the plaintiff objects. Exception is allowed. Plaintiff in open court thereupon gave notice of his intention to appeal.

Royce H. Savage  
Judge.

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

Civil Action No. 2338

THEODORE D. WOODS, Housing Expediter  
Office of the Housing Expediter

Plaintiff

vs.

ORDER OF DISMISSAL

PETE MAXWELL  
LUCY MAXWELL  
207 South Maybelle Street  
Tulsa, Oklahoma

Defendants

FILED

JAN 5 1949

NOBLE C. HOOD  
Clerk U. S. District Court

Now on this 5th day of January, A. D. 1949, the above styled and numbered cause of action came on for consideration before the Court for a pre-trial conference, the Plaintiff being represented by his attorney, Sanford H. Palmer, and the Defendants being represented by their attorney, Thomas A. Landrith, Jr. Whereupon the Court was advised that the facts in this cause are the same facts that were involved in the criminal action brought in this Court against the Defendants, and that the Defendants were ordered to make restitution; and that this cause is now moot, and should be dismissed.

It is, therefore, ORDERED, ADJUDGED, and DECREED by the Court that this cause of action should be, and is hereby, dismissed.

*Royce H. Savage*  
UNITED STATES DISTRICT JUDGE

APPROVED:

*Sanford H. Palmer*  
Sanford H. Palmer  
Attorney for Plaintiff

*Landrith & Brill*  
*By Gladys C. Brill*  
Thomas A. Landrith, Jr.  
Attorney for Defendants  
*By Thomas A. Landrith, Jr.*

IN THE UNITED STATES COURT FOR THE NORTHERN  
DISTRICT OF OKLAHOMA

Katie Whiteturkey and  
Edward J. Wheeler,

Plaintiffs,

vs.

The Heirs of John Wheeler,  
deceased, et al,

Defendants.

No. 2099 Civil  
FILED

FEB 4 1949

ORDER APPROVING MARSHAL'S SALE

NOBLE C. HOOD  
Clerk U. S. District Court

Now on this the 4th day of February, 1949, come the plaintiffs and their attorney, Chas. W. Pennel, and move the court to confirm the sale of real estate made by the Marshal for the Northern District of Oklahoma on the 2nd day of December, 1948, to Ed F. Sharpton and Lizzie Sharpton, husband and wife, as joint tenants, and not as tenants in common, with full right of survivorship, of the following described property situated in Washington County, Oklahoma, to-wit:

Tract No. 1:

The East Half of Northeast Quarter of Northwest Quarter and the Northwest Quarter of Northeast Quarter of Section 23, Township 28 North, Range 13 East, and

Tract No. 2:

Northwest Quarter of Southeast Quarter of Northwest Quarter of Section 23, Township 28 North, Range 13 East,

and the court having carefully examined the proceedings of said Marshal under said order of sale is satisfied that the same has been performed in all respects in conformity to law; that due and legal notice of said sale was given by publication for thirty days in The Morning Examiner, a newspaper printed in Washington County and the State of Oklahoma, as shown by proof of publication on file herein; that on the day fixed therein, to-wit: The 2nd day of December, 1948, said property was sold to the said Ed F. Sharpton and Lizzie Sharpton, husband and wife, as joint tenants, and not as tenants in common, with full right of survivorship, for the sum of \$950.00, they being the highest and best bidders therefor, and that being more than two-thirds of the appraised value as fixed by the

2.

commissioners herein; no exceptions being filed or objections made the Clerk is accordingly directed to make an entry upon the journal of this court that the court is satisfied with the legality of said sale and that the same should be approved.

It is therefore ordered, adjudged and decreed by the court that said sale and the proceeds be and the same are hereby approved and confirmed.

It is further ordered that Jno. F. Logan, Marshal for the Northern District of Oklahoma, make and execute to said purchasers at said sale a good and sufficient deed for the premises so sold.

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

OK as to form  
What Y. Mangos  
U.S. Atty





and her petition being argued by counsel, and the Court having considered the pleadings and exhibits attached to same and the said motion in the opinion that said motion for summary judgment should be sustained.

The Court expressly finds and expressly determines that there is no just reason for delay in entry of said judgment in favor of defendant Sinclair Traffic Oil Company and against plaintiff, Aurilla Corbrey Williams.

IT IS THEREFORE, CONSIDERED, ADJUDGED AND DECREED BY THE COURT, that said motion of defendant Sinclair Traffic Oil Company for summary judgment against the plaintiff, Aurilla Corbrey Williams, be and the same is hereby sustained, and it is adjudged and decreed that said plaintiff, Aurilla Corbrey Williams, taking nothing herein against said defendant, Sinclair Traffic Oil Company, and that her petition be and the same is hereby dismissed, and that said defendant, Sinclair Traffic Oil Company, have judgment for its costs herein expended.

The Court expressly directs the clerk to enter judgment as aforesaid against the plaintiff herein.

Royce H. Savage  
 Judge



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

DAVID HODGE and	)	
WILBUR G. MOFFITTE	)	
	)	
Plaintiffs	)	
	)	
vs.	)	No. 2356 - Civil
	)	
THE TULSA COUNTY ELECTION	)	
BOARD, et al	)	FILED
	)	
Respondents	)	
	)	Feb 4 1949
	)	NOBLE C. HOOD
	)	Clerk U. S. District Court

ORDER OF DISMISSAL

Pursuant to the mandate of the Supreme Court of the United States, filed in this cause on January 29, 1949,

IT IS ORDERED that the decree entered by the Court in this cause on the 7th day of October, 1948, be and the same is hereby vacated without cost to either party, and

IT IS FURTHER ORDERED this this cause be and the same is hereby dismissed as moot.

DATED this 2nd day of February, 1949.

(signed) Alfred P. Murrah  
United States Circuit Judge

Royce H. Savage  
United States District Judge

Edgar S. Vaught  
United States District Judge

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Earl B. Seeger, Administrator of the  
Estate of Cloyd L. Rutherford, deceased,  
Plaintiff,  
vs.  
United States of America,  
Defendant.

No. 2206 Civil

FILED

FEB 7 1949

JUDGE OF DISMISSAL WITH PREJUDICE NOBLE C. HOOD  
Clerk U. S. District Court

This matter coming on for hearing this 7<sup>th</sup> day of  
February, 1949, upon the motion of plaintiff to dismiss this  
cause with prejudice and the court being advised in the premises  
finds that the parties have stipulated to compromise said cause  
of action and said compromise has been approved by the Attorney  
General of the United States and by this court.

The court further finds that the plaintiff has received  
from the United States of America the sum of forty thousand  
(\$40,000.00) Dollars, the amount of said compromise offer and  
that said cause should be dismissed with prejudice.

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

AND IT IS SO ORDERED.

Carl H. ...  
D. K. ...  
Attorney for Plaintiff  
United States Attorney for the  
Northern District of Oklahoma

[Signature]  
JUDGE

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

National Coal Company,

Plaintiff,

vs.

No. 2237 Civil

United States of America,

FILED

Defendant.

FEB 2 1949

NOBLE C. HOOD  
Clerk U. S. District Court

ORDER OF DISMISSAL WITH PREJUDICE

This matter coming on for hearing this 7<sup>th</sup> day of February, 1949, upon the motion of plaintiff to dismiss this cause with prejudice and the court being advised in the premises finds that the parties have stipulated to compromise said cause of action and said compromise has been approved by the Attorney General of the United States and by this court.

The court further finds that the plaintiff has received from the United States of America the sum of Five Thousand (\$5,000.00) Dollars, the amount of said compromise offer and that said cause should be dismissed with prejudice.

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

AND IT IS SO ORDERED.

Wm. H. Savage  
JUDGE

Carl H. Worthington  
By K. T. Thomas  
Frank S. Whitcomb  
Edith M. Thomas  
Attorney for Plaintiff

W. H. DeLong  
United States Attorney for the  
Northern District of Oklahoma

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

GEORGE ARNOLD,

Plaintiff,

-vs-

BECK BATH COMPANY, a corporation,

Defendant.)

No. 2466-Civil

FILED

FEB 7 1949

NOBLE C. HOOD  
Clerk U. S. District Court

O R D E R

Now, on this 7<sup>th</sup> day of January, 1949, 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.

Thomas H. [Signature]

JUDGE

APPROVED:

Walter Searcy  
Robert G. Searcy  
Attorneys for Plaintiff

[Signature]  
[Signature]  
Attorneys for Defendant.

UNITED STATES DISTRICT COURT OF SOUTHERN DISTRICT OF CALIFORNIA

W. J. PETERS,

Plaintiff,

-vs-

BECK BROS. COMPANY, a corporation,

Defendant.)

No. 7467-Civil

FILED

FEB 7 1949

NOBLE C. HOOD  
Clerk U. S. District Court

O R D E R

NOW, on this 7th day of February, 1949, 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 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.

Walter H. Jones  
JUDGE

APPROVED:

Walter H. Jones  
Walter H. Jones  
Attorneys for Plaintiff  
Walter H. Jones  
Walter H. Jones  
Attorneys for Defendant.

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

C. A. ...

Plaintiff,

-vs-

... CO., a corporation,

Defendant.

No. 2408-1014

FILED

FEB 7 1949

O R D E R

NOBLE C. HOOD  
Clerk U. S. District Court

NOW, on this \_\_\_ day of January, 1949, 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 DECORDED 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.

George H. Savage  
JUDGE

APPROVED:

Louis N. Wolf

Daniel J. Terry  
Attorneys for Plaintiff

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Attorneys for Defendant

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

J. C. Buchanan,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	No. 2405 Civil
	)	
Farmers Insurance Exchange of	)	
Los Angeles, California, a	)	
corporation,	)	
	)	
Defendant.	)	

FILED

FEB 10 1949

NOBLE W. HOOD  
Clerk U. S. District Court

O R D E R

Now on this 9<sup>th</sup> day of Feb 1949, the  
above matter coming on to be heard upon stipulation of  
the parties showing that a compromise and settlement has  
been effected and requesting that this action be dismissed  
with prejudice;

The court, having read the stipulation, and upon  
due consideration thereof, finds that said action should  
be dismissed with prejudice;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED  
by the court, that the above entitled cause be dismissed  
with prejudice to any future action.

F. C. Gorman  
JUDGE

IN THE UNITED STATES COURT FOR THE NORTHERN  
DISTRICT OF OKLAHOMA

Katie Whiteturkey and  
Edward J. Wheeler, Plaintiffs,

vs.

No. 2099 Civil

The Heirs of John Wheeler,  
deceased, et al, Defendants.

FILED

FEB 11 1949

JOURNAL ENTRY ON MOTION TO RETAX COSTS, TO  
TAX THE COSTS, FIX ATTORNEYS' FEES, AND  
PROPORTION THE COSTS, AND FOR DISTRIBUTION NOBLE C. HOOD  
Clerk U. S. District Court

Now on this the 4th day of February, 1949, comes on to be heard the motion of the plaintiffs to retax the costs, to tax the costs, to fix attorneys' fees and proportion the costs, and for distribution, said plaintiffs appearing by their attorney, Chas. W. Pennel, and Whit Y. Mauzy, United States Attorney, appearing in his official capacity, and the court proceeds to hear said motion and being fully advised in the premises finds that the charges for services and expense of the commissioners are correct as charged by the commissioners to the following:

Rashie Smith, for services, transportation and meal - - - - -	\$39.46
C. C. Weber, for services and meal - - - - -	\$20.75
Maurice A. Devinna, for services and meal - - - - -	\$20.75
Total - - - - -	\$80.96

Second - The court further finds that the costs in the District Court of Washington County, Oklahoma, at the time of removal to this court were \$47.60, and that the same should be paid from the proceeds of said sale; that Chas. W. Pennel paid to John M. Holliman and B. S. Dunaway \$41.41 for a quit claim deed to Katie Whiteturkey on the thirty acres of land in order to clear the title and eliminate any claim said defendants had on account of a previous tax deed which they obtained, and that the \$41.41 should be deducted from the interest of Katie Whiteturkey; that there should be taxed a

2.

reasonable attorney's fee to Chas. W. Pennel who handled this litigation from the beginning and which was started in the District Court, and that a reasonable fee for his services is hereby fixed at \$125.00; and that T. H. Reeve represented Elsey Edney and Georgia Smith, two of the defendants herein, and that he should be allowed a fee of \$15.00.

Third - The court further finds that the total costs herein are as follows:

United States Marshal's fees for service and publication - - - - -	\$ 43.50
Cost in State court of Washington County - - - -	47.60
Cost in this court as follows:	
Clerk - - - - -	\$15.00
Fee for transcript removal - - -	18.00
Docket fee - - - - -	<u>20.00</u>
Total - - - - -	53.00
Commissioners' fees and expenses:	
Rashie Smith - - - - -	\$39.46
C. C. Weber - - - - -	20.75
Maurice A. Devinna - - - - -	<u>20.75</u>
Total - - - - -	80.96
Chas. W. Pennel, attorney's fee - - - - -	125.00
T. H. Reeve, attorney's fee - - - - -	<u>15.00</u>
Total Cost to be deducted from the purchase price - - - - -	<u>\$365.06</u>

The court further finds that the total amount that said land sold for including the 10 acres in Mayes County is the sum of \$1,050.00; that the 30 acres that were adjudged to be owned by Katie Whiteturkey sold for \$750.00; that the 10 acres in Washington County sold for \$200.00, and the 10 acres in Mayes County sold for \$100.00; that Katie Whiteturkey was the owner of the 30 acres and 1/3 of the other two tracts, that the gross amount which she would be entitled to is \$850.00, that this amount divided by \$1,050.00 would make her percentage of the cost .8094; that Ed Wheeler is entitled to 1/6 of the two 10 acre tracts which would make his share \$50.00, divided by the total of the sales \$1,050.00 would make his percentage of the cost .0476; Elsie Edney and Georgia Smith were entitled to 1/6 each of the

two tracts which would be \$33.34 divided by \$1,050.00 would make their percentage of the cost .0317 each; that William R. Shailer, Leona Parker, Geneva Howard and Edward Parker were each entitled to 1/24 of the two 10 acre tracts or \$12.50, divided by \$1,050.00 would make their share of the cost .0120 each; that Clem Winn, Jr., and Bonita Jane Winn were each entitled to 1/18 of the two 10 acre tracts or \$16.67 each, divided by \$1,050.00 would make their percentage .0158 each; and that the amounts due each are as follows:

Katie Whiteturkey, \$850.00 less \$295.48 cost and less \$41.41 due Chas. W. Pennel, advance for purchase of quit claim deed making a balance due her of - - - - -	513.11
Edward J. Wheeler, \$50.00 less \$17.38 cost, balance of - - - - -	32.62
Elsie Edney, \$33.33 less \$11.56 cost, balance of - - - - -	21.76
Georgia Smith, \$33.33 less \$11.56 cost, balance of - - - - -	21.76
William R. Shailer, \$12.50 less \$4.38 cost, balance of - - - - -	8.12
Leona Parker, \$12.50 less \$4.38 cost, balance of - - - - -	8.12
Geneva Howard, \$12.50 less \$4.38 cost, balance of - - - - -	8.12
Edward Parker, \$12.50 less \$4.38 cost, balance of - - - - -	8.12
Clem Winn, Jr., \$16.67 less \$5.77 cost, balance of - - - - -	10.90
Bonita Jane Winn, \$16.67 less \$5.77 cost, balance of - - - - -	10.90
Total - - - - -	<u>\$ 643.53</u>

It is therefore ordered, adjudged and decreed by the court that the costs herein be taxed as aforesaid and the Court Clerk is hereby authorized to pay the same from the purchase price of said sales in his hands including said attorneys' fees; that each of the above named parties is hereby allowed said amounts as aforesaid as their proportion of the net proceeds from said sale.

4.

It is further ordered that the net proceeds due each of said heirs, plaintiffs and defendants, as aforesaid be remitted by the Clerk to the Treasurer of the United States <sup>and to be</sup> ~~to be remitted by said Treasurer~~ to the Superintendent of the Five Civilized Tribes at Muskogee, Oklahoma, and to be by said Superintendent disbursed and paid to said heirs under the rules and regulations of the Secretary of the Interior and the rules and regulations of the Superintendent.

(s) Judge H. Savage  
Judge of the United States Court  
for the Northern District of  
Oklahoma.

*W. H. ...  
...  
...*

UNITED STATES COURT OF THE DISTRICT OF OKLAHOMA

DISTRICT OF OKLAHOMA.

\* \* \* \* \*

Plaintiff,

Plaintiff.

-vs-

Defendant.

Defendant.

JUDGE

No. 1400 Civil

FILED

FEB 14 1949

NOBLE C. HOOD  
Clerk U. S. District Court

On or about the 1st day of January, 1949, there having been a hearing before the undersigned judge of the District Court of the United States for the Western District of Oklahoma, of the above captioned and numbered action, plaintiff appearing by its attorney, Irvine E. Ungerman, and the defendant appearing by its attorney, W. O. McFeltz, said parties said announced and agreed to their waiving their right to a trial by jury, and having in open court stipulated that the true and correct balance due by the defendant to the plaintiff herein is the sum of \$5,800.00 with interest thereon at the rate of six per cent per annum from the date of the filing of this judgment, the court finds that the defendant herein is indebted to the plaintiff in the sum of \$5,800.00 for certain goods, wares and merchandise shipped, delivered and received by the plaintiff at defendant's expense and in payment therefor.

That the plaintiff herein, UNITED STATES TRADING COMPANY, INCORPORATED BY THE STATE OF CALIFORNIA, a corporation, have and recover judgment of the plaintiff herein, W. O. McFeltz, doing business as W. O. McFeltz, Real Estate Distributors for the sum of \$5,800.00, with interest thereon at the rate of six per cent per annum from the date of the filing of this judgment, until paid together with all the costs of this action, for which let execution issue.

Irvine E. Ungerman  
Attorney for Plaintiff.

W. O. McFeltz  
Attorney for Defendant.

(5) Worcester H. Savage  
United States District Judge.

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

JEANETTE R. FLEGER,

Plaintiff,

--vs--

UNITED STATES OF AMERICA,

Defendant.

No. 2151 - Civil

ORDER DISMISSING COMPLAINT AND  
COUNTERCLAIM WITH PREJUDICE

THIS MATTER coming on for hearing this 14<sup>th</sup> day of February, 1949, upon the motion of the plaintiff and defendant for dismissal of the Complaint filed herein by the plaintiff and the Counterclaim filed herein by the defendant, with prejudice, and it appearing from said Motion that the issues arising between the parties on said Complaint filed herein by the plaintiff and on said Counterclaim filed herein by the defendant have been compromised and settled and that all sums due under and by virtue of said compromise and settlement have been paid and, by virtue of said matters disclosed in said Motion, the Court finds that the said Motion should be granted and that the Complaint and Counterclaim filed herein should be dismissed with prejudice,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Complaint heretofore filed in this cause by the plaintiff and the Counterclaim heretofore filed in this cause by the defendant shall be and the same are hereby dismissed, with prejudice.

Judge  
J U D G E

APPROVED:

CONNOR, WINTERS, LEE & RANDOLPH

By [Signature]  
Attorneys for plaintiff

[Signature]  
United States Attorney  
Attorney for defendant.

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

Rodney Janeway, Administrator  
of the Estate of R. A. Janeway,  
deceased,

Plaintiff

-vs-

George R. Metch,

Defendant

No. 2319-Civil

2319-C

JAN 15 1949

WALTER W. HOOD  
Clerk U. S. District Court

ORDER OF DISMISSAL

Now on this 14<sup>th</sup> day of January, 1949, this matter coming on to be heard upon the application and motion of plaintiff for an Order of Dismissal with prejudice and the Court being fully advised in the premises finds that said cause of action should be dismissed with prejudice.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that this cause of action be and the same is hereby dismissed with prejudice.

WALTER W. HOOD  
Judge of the District Court of  
the United States for the Northern  
District of Oklahoma

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

HARLAN E. GRIMES,

Plaintiff,

vs

NO. 2324-Civil

STREETER SPEAKMAN, O. A. CARGILL,  
JOHN BARRY, WILLIAM L. MURPHY,  
G. O. BEAVER, A. S. COFFIELD,  
EUNICE COFFIELD and FLOYD D.  
COFFIELD,

Defendants.

FILED

JAN 17 1949

NOBLE C. HOOD  
Clerk U. S. District Court

ORDER OF DISMISSAL

Now, on this 28th day of January, 1949, this matter coming on for hearing on the motion of the plaintiff requesting that this action against Streeter Speakman be dismissed without prejudice; for good cause shown, this court finds that said action should be dismissed without prejudice as to the defendant Streeter Speakman.

IT IS, THEREFORE, CONSIDERED, ORDERED AND ADJUDGED that this action be, and the same is, hereby dismissed without prejudice as against the defendant Streeter Speakman, and without costs to said defendant.

  
UNITED STATES DISTRICT JUDGE



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

TIGHE E. WOODS, Housing Expediter  
Office of the Housing Expediter

Plaintiff

vs.

Mrs. A. M. MYERS  
114 E. Independence  
Tulsa, Oklahoma

Defendant

J U D G M E N T

Civil Action No. 3939

FILED

FEB 18 1949

NOBLE C. HOOVER  
Clerk U. S. District

Now on this 1 day of February, 1949, the above styled and numbered cause of action comes on for consideration before the Court, and the Court being sufficiently advised finds that the parties hereto have filed herein their stipulation agreeing that a judgment should be entered as follows:

"It is therefore ORDERED, ADJUDGED, and DECREED by the Court that the defendant, Mrs. A. M. Myers, her agents, servants, employees, and all persons acting in concert or participation with any of them, from directly or indirectly, 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 hereafter amended or extended or superseded, or from otherwise violating the Controlled Housing Rent Regulation or the Housing and Rent Act of 1947 as heretofore or hereafter amended, or from violating any other Regulation heretofore or hereafter adopted pursuant to the Housing and Rent Act of 1947 as heretofore or hereinafter amended or extended."

It is further ORDERED, ADJUDGED, and DECREED by the Court that the <sup>costs</sup> ~~costs~~ of this action shall be taxed against the defendant. *It is ordered that solicitor fees be waived*

Sanford H. [Signature]  
APPROVED  
Attorney for the Plaintiff

Walter H. [Signature]  
United States District Court

[Signature]  
Attorney for the Defendant

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

UNITED STATES OF AMERICA,

-vs-

Petitioner

No. 2437-Civil

1,718.07 acres of land, more  
or less, sit ate in Creek  
County, Oklahoma, and Mattie  
Abbott, et al,

Respondents

FILED

FEB 18 1949

NOBLE C. HOOD  
Clark U. S. District Court

JULIUS H. GONZALES, CLERK

This day comes the petitioner, the United States of America, by  
Curtis J. Harris, Special Attorney for the Department of Justice, and  
moves the Court to enter a judgment vesting in the United States of  
America the full fee simple title as to tracts Nos. B-3, B-76 and B-79;  
the full fee simple title as to tracts Nos. B-23, B-39, B-98 and B-106,  
save, excepting, and reserving to the present landowners and/or other  
record mineral owners or interest holders, their heirs and assigns, all  
oil and gas in, on, or under said tracts together with the right of in-  
gress and egress to drill for and produce said oil and gas in a safe and  
lawful manner; the full fee simple title as to Tracts Nos. B-1, B-73  
and B-77, save, excepting and reserving to the present landowners and/or  
other record mineral owners or interest holders, their heirs and assigns  
all oil and gas in, on, or under those portions of said tracts described  
as: Tract No. B-1 - the E/2 SE/4 SE/4 of Sec. 18, T. 17 N., R. 9 E.,  
Tract No. B-73 - The W/2 SE/4 of Sec. 18, T. 17 N., R. 9 E., and Tract  
No. B-77 - The E/2 NW/4 of Sec. 18, T. 17 N., R. 9 E., and the west  
43.56 acres of the South 31.06 acres of Sec. 7, T. 17 N., R. 10 E.,  
together with the right of ingress and egress to these portions to drill  
for and produce said oil and gas in a safe and lawful manner; and the  
full fee simple title as to Tract No. B-7, save, excepting and reserving  
to the present landowners and/or other record mineral owners or interest  
holders, their heirs and assigns, all oil and gas in, on, or under those

portions of said tract, described as: Tract No. B-7 - 1/2 SW/4, SW/4 SW/4, N/2 SW/4 SW/4, E/2 SW/4 SW/4 SW/4, and E/2 SW/4 SW/4 SW/4 of Sec. 15, T. 17 N., R. 9 E., N/2 NW/4 SE/4, N/2 W/2 SW/4 SW/4, E/2 NW/4 SW/4 SW/4, and SW/4 NW/4 SW/4 SE/4 of Sec. 16, T. 17 N., R. 9 E., N/2 SW/4 NW/4, N/2 W/2 NW/4 NE/4, NW/4 NW/4, E/2 NW/4 NW/4, SE/4 SW/4 NW/4 NW/4, N/2 W/2 SE/4 NW/4, E/2 NW/4 SW/4 NW/4 and E/2 NW/4 SW/4 NW/4 of Sec. 24, T. 17 N., R. 9 E., together with the right of ingress and egress to this portion to drill for and produce said oil and gas in a safe and lawful manner, provided, however, that this reservation unto the present landowners and/or other record mineral owners or interest holders of all oil and gas in, on, or under said NW/4 SW/4 and N/2 NW/4 SW/4 of Sec. 15, T. 17 N., R. 9 E., of this portion shall be subject to the paramount right of intermittent flooding and to such other uses as may be necessary or required for the purposes of the Hayburn Dam and Reservoir; all subject, however, to existing easements for public roads and highways, public utilities, railroads and pipe lines, in and to the property hereinafter described, and described in the Declaration of Taking and in the Petition for Condemnation filed herein.

Thereupon, the Court proceeded to hear and pass upon said motion, the Petition for Condemnation and Declaration of Taking and finds that:

(1) Each and all of the allegations in said Petition and Declaration are true, and the United States of America is entitled to acquire property by eminent domain for the purposes set forth in said Petition.

(2) In said Petition and Declaration of Taking a statement of the authority under which, and the public use for which, said lands and estate therein were taken is set forth;

(3) The Petition and Declaration of Taking were filed at the request of Kenneth C. Royall, Secretary of the Army, the person duly authorized by law to acquire the lands and estate therein taken as described in said documents 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;

(4) A proper description of the lands sought to be taken, sufficient for the identification thereof, is set out in said Declaration of Taking and Petition for Condemnation; and a statement of the estate or interest

in said lands taken for said public use is set out therein;

(5) A statement is contained in said Declaration of Taking of the sum of money estimated by the acquiring authority to be just compensation for the estate taken in said lands, in the amount of (\$84,415.00) Eighty four Thousand Four Hundred Fifteen and no/100 dollars, and said sum of money was deposited in the Registry of this Court for the use of the persons entitled thereto upon and at the time of the filing of said Declaration of Taking;

(6) A statement is contained in said Declaration of Taking that the estimated amount of compensation for the taking of said property, in the opinion of Kenneth C. Royall, Secretary of the Army, will probably be within any limits prescribed by Congress on the price to be paid therefor;

(7) And the Court having fully considered the Petition for Condemnation, the Declaration of Taking, the Act of Congress approved February 26, 1931 (46 Stat. 1421, 40 U.S.C. Sec. 258a), and its supplementary thereto and amendatory thereof, and the acts of Congress approved April 24, 1886 (25 Stat. 94 - 33 U.S.C. 591), March 1, 1917 (39 Stat. 948 - 33 U.S.C. 701), June 28, 1836 (49 Stat. 1570), July 24, 1946 (Public Law 526 - 79th Congress, 2d Session), June 25, 1946 (Public Law 752-80th Congress, 2d Session), and other supplemental acts of Congress, is of the opinion that the United States of America was and is entitled to take said property and have the title thereto vested in it.

IT IS, THEREFORE, ORDERED BY THE COURT, AND IT IS THE ORDER, JUDGMENT AND DECREE OF THE COURT that the full fee simple title in and to Tracts Nos. B-2, B-78 and B-79; the full fee simple title in and to Tract Nos. B-25, B-29, B-30 and B-106, save, excepting, and reserving to the present landowners and/or other record mineral owners or interest holders, their heirs and assigns, all oil and gas in, on, or under said tracts, together with the right of ingress and egress to drill for and produce said oil and gas in a safe and lawful manner; the full fee simple title in and to Tracts Nos. B-1, B-73 and B-77, save, excepting and reserving to the present landowners and/or other record mineral owners or interest holders, their heirs and assigns, all oil and gas in, on, or under those portions

of said tracts described as: Tract No. B-1 - the 1/2 SW/4 NW/4 of Sec. 12, T. 17 N., R. 9 E., Tract No. B-25 - the 1/2 SW/4 of Sec. 12, T. 17 N., R. 9 E., and Tract No. B-27 the 1/2 NW/4 of Sec. 12, T. 17 N., R. 9 E., and the West 25.56 acres of the South 31.06 acres of Sec. 7, T. 17 North, R. 10 E., together with the right of ingress and egress to these portions to drill for and produce said oil and gas in a safe and lawful manner; and the full fee simple title in and to Tract No. B-7, aforesaid, excepting and reserving to the present landowners and/or other record mineral owners or interest holders, their heirs and assigns, all oil and gas in, on, or under those portions of said tract described as: Tract No. B-7 - 1/2 SW/4, SE/4 SW/4, N/2 SW/4 SE/4, N/2 S/2 SW/4 SW/4, and S/2 SE/4 SW/4 SW/4 of Sec. 15, T. 17 N., R. 9 E., N/2 SE/4 SE/4 NW/2 S/2 SE/4 SE/4, S/2 N E/4 SE/4 SE/4, and NE/4 SE/4 SW/4 SE/4 of Sec. 16, T. 17 N., R. 9 E., N/2 NE/4 SE/4, N/2 S/2 SE/4 NW/4, SE/4 NW/4, S/2 E/4 NW/4, S/4 SE/4 NW/4 NW/4, N/2 S/2 SE/4 E/4, N/2 SE/4 SW/4 NW/4 and S/2 N/4 SW/4 E/4 of Sec. 22, T. 17 N., R. 9 E., together with the right of ingress and egress to this portion to drill for and produce said oil and gas in a safe and lawful manner, provided, however, that this reservation unto the present landowners and/or other record mineral owners or interest holders of all oil and gas in, on, or under said NW/4 SE/4 and N/2 NE/4 SW/4 of Sec. 15, T. 17 N., R. 9 E., of this portion shall be subject to the paramount right of intermittent flooding and to such other uses as may be necessary or required for the purposes of the Heyburn Dam and Reservoir; all subject, however, to existing easements for public roads and highways, public utilities, railroads and pipe lines as vested in the United States of America upon the filing of said Declaration of Taking and the depositing in the Registry of this Court of the sum of Eighty-four Thousand Four Hundred Fifteen and no/100 dollars (\$84,415.00), and said lands and estate therein taken are deemed to have been condemned and taken for the use of the United States of America, and the right to just compensation for the same thereby vested in the persons entitled thereto, the amount of said compensation to be ascertained and awarded in this proceeding and established by judgment herein pursuant to law.

The lands aggregate 1,718.07 acres, more or less, and are described as follows:

Tract No. B-1

E/2 SE/4 SW/4 of Section 12; and NW/4 NE/4 of Section 13, all in Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, containing 60.00 acres, more or less.

Tract No. B-2

NW/4, N/2 SW/4 and SW/4 SW/4 of Section 15, Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, containing 280.00 acres, more or less.

Tract No. B-7 Revised

E/2 SW/4 and NW/4 SW/4 of Section 14; N/2 S/2 S/2, S/2 SW/4 SE/4, part of SW/4 SE/4 SE/4 described as: Beginning at NW corner thereof; thence Easterly 660' more or less; thence diagonal to SW corner of said SW/4 SE/4 SE/4; thence Northerly 660', more or less, to P.O.B., S/2 SE/4 SW/4, SE/4 SW/4 SW/4, N/2 SW/4 SW/4 SW/4, N/2 S/2 of Section 15; N/2 SE/4 SE/4, N/2 S/2 SE/4 SE/4, E/2 NE/4 SW/4 SE/4, NE/4 SE/4 SW/4 SE/4 of Section 16; and N/2 NW/4 NE/4, N/2 S/2 NW/4 NE/4, NE/4 NW/4, E/2 NW/4 NW/4, SE/4 SW/4 NW/4 NW/4, N/2 N/2 SE/4 NW/4, N/2 NE/4 SW/4 NW/4 and E/2 NW/4 SW/4 NW/4 of Section 22, all in Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, containing 570.00 acres, more or less.

Tract No. B-23

NW/4 of Section 15, Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, containing 160.00 acres, more or less.

Tract No. B-29

S/2 NE/4 SE/4, SE/4 SE/4 and NE/4 SW/4 SE/4 of Section 9, Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, containing 70.00 acres, more or less.

Tract No. B-73

SE/4, less a tract described as: beginning at the SE corner of SE/4 SE/4, thence West 600', thence Northeasterly to a point on East line of SE/4 SE/4 and 990' North of the SE corner thereof, thence South 990' to P.O.B., of Section 12, Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, containing 153.20 acres, more or less.

Tract No. B-77

N/2 NE/4 and N/2 S/2 NE/4 of Section 12, Township 17 North, Range 9 East of the I.M., and Lot 2, West 23.58 acres of South 31.06 acres of Lot 1 of Section 7, Township 17 North, Range 10 East of the I.M., all situate in Creek County, Oklahoma, containing 184.93 acres, more or less.

Tract No. B-78

S/2 S/2 NE/4 of Section 12, Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, containing 40.00 acres, more or less.

Tract No. B-79

NE/4 NW/4 of Section 12, Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, containing 40.00 acres, more or less.

Tract No. B-98

SE/4 NW/4 of Section 6, Township 17 North, Range 10 East of the I.M., situate in Creek County, Oklahoma, containing 40.00 acres, more or less.

Tract No. B-106

NE/4 SW/4, N/2 NW/4 SE/4, Lot 6, NW 10.59 acres of Lot 7, N. 8.58 acres of S/2 10.58 acres of Lot 7, all in Section 6, Township 17 North, Range 10 East of the I.M., situate in Creek County, Oklahoma, containing 119.89 acres, more or less.

that any and all persons now in possession of or claiming any rights whatsoever to the possession of the lands hereinabove described, and all and singular the rights, privileges and appurtenances thereunto belonging are hereby ordered and directed to deliver up and surrender forthwith full and complete possession of the lands hereinabove described, to the extent of the estate herein taken, to the United States of America, and the United States of America is hereby granted leave to take immediate possession of said lands.

This cause is held open for such other and further orders, judgments and decrees as may be necessary.

Entered this 17th day of <sup>February</sup> January, 1940.

Rayce M. L. L. L.  
1940

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

JEANETTE R. FLEEGER,

Plaintiff,

-vs-

F. G. EISCHEN, Deputy  
Collector of Internal  
Revenue, H. C. JONES,  
Collector of Internal  
Revenue, and the UNITED  
STATES OF AMERICA,

Defendants.

Civil No. 2184

FILED

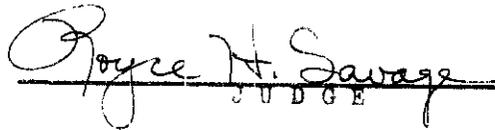
FEB 20 1949

NOBLE C. HOOD  
Clerk U. S. District Court

ORDER DISMISSING COMPLAINT

THIS matter coming on for hearing this 23<sup>rd</sup>-day of February, 1949, upon motion of the plaintiff for dismissal of a complaint filed herein by the plaintiff, and it appearing from said motion that the issues arising between the parties in said complaint are moot by reason of the order of dismissal entered by this Court in Cause No. 2151 Civil and that the complaint filed herein should be dismissed,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the complaint heretofore filed in this cause by the plaintiff shall be and the same is hereby dismissed at the cost of the plaintiff.

  
\_\_\_\_\_  
JUDGE

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

---

C. A. MOHR, JR.,

Plaintiff,

-vs-

TULSA STOCKYARDS COMPANY, a  
corporation, and CHARLES S.  
GREER,

Defendants.

FILED

No. 2282-Civil

FILED

FEB 25 1949

NOBLE C. HOOD  
Clerk U. S. District Court

ORDER DISMISSING PLAINTIFF'S COMPLAINT  
AND FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter having been duly assigned for hearing for the 14th day of February, 1949 at Tulsa, Oklahoma, plaintiff appearing in person and by his counsel, Frank Hickman, and the defendant appearing by its President and Manager, Mr. Lee Clinton, and its counsel, Dyer & Powers; whereupon, both parties having announced ready for trial and a trial to jury having been theretofore waived, the court proceeded to hear the same. Whereupon the plaintiff offered the sworn evidence of witnesses and at the conclusion of all of such testimony, the plaintiff rested. Whereupon the defendant renewed its motion to dismiss said action which motion was by the court sustained.

The court, in sustaining said motion to dismiss, makes the following findings of fact and conclusions of law.

FINDINGS

I.

The plaintiff herein is a duly licensed and practicing veterinarian under the laws of the State of Oklahoma and is a resident of such state.

II.

The defendant, Tulsa Stockyards Company, is a private corporation organized under the laws of the State of Oklahoma and engaged in the business of a stockyards as defined in the Packer's and Stockyards Act, 7 USC 1940 Ed. Section 181-231.

III.

That the defendant stockyards company is the owner of stockyards facilities consisting of pens, loading chutes, weighing docks and other facilities including special facilities consisting of a vaccination chute and a spray house, which special facilities are used in the vaccination and spraying and otherwise treating of animals while located upon defendant's property.

IV.

That the special facilities consisting of the vaccination chute and spray house and equipment have been leased by the defendant to Dr. Teddy B. Ratliff, a duly licensed and accredited veterinarian of the State of Oklahoma.

V.

That the plaintiff seeks to require the defendant to make available to the plaintiff the facilities of the stockyards and to permit the plaintiff to go upon such property in the practice of his profession as a veterinarian.

That the services so sought to be offered by the plaintiff are of such a character as are encompassed by Section 301, Sub-Division B and C of the Packer's and Stockyards Act of 1921 as amended, which section defines "stockyard services" and "market agency".

That such services as are sought to be offered by the plaintiff have been considered and interpreted by the administrative agency in charge of the enforcement of the Packer's and Stockyards Act as being those of a "market agency".

VI.

That the plaintiff, Dr. Charles A. Mohr, Jr., has failed

to procure a registration certificate showing his registration as a market agency with the Secretary of Agriculture, as provided in the Packer's and Stockyards Act.

VII.

That in the alternative, if the plaintiff be considered and deemed not a market agency, the defendant is under no obligation to make available to the plaintiff its property for the use by plaintiff in the practice of his profession.

VIII.

That there has been no discrimination in fact as to the services offered the patrons of the defendant corporation.

IX.

That the plaintiff herein has dismissed his claim for damages against the defendant stockyards company.

X.

That the plaintiff has dismissed his complaint as to the defendant, Dr. Charles S. Greer, now deceased.

CONCLUSIONS OF LAW

I.

That the court herein has jurisdiction of the parties and of the subject matter.

II.

That the defendant, Tulsa Stockyards, is not required or compelled to furnish to this plaintiff any facilities for the purpose of carrying on his profession or practice and is under no obligation to refrain from using its property to the best advantage of the public and of itself.

III.

That the defendant, in the management and control of its property in matters unconnected with and beyond the scope of its

duties as a public utility and as an incident to its ownership, may grant to some concessions which it denies to others and as against those not desiring to use it for the purpose for which it is devoted to the public use, such property is private property. See Donovan vs. Pennsylvania Company, 199 U.S. 279, 26 Supreme Court, 91, and State ex rel Postal Telegraph Cable Company vs. Wells, Supreme Court Florida, 118 Southern 731, 60 AIR 1072.

IV.

That the plaintiff herein is a market agency within the definition of the same in the Packer's and Stockyards Act.

V.

That the discrimination complained of by the plaintiff herein is not such discrimination as is declared unlawful and unreasonable by the Packer's and Stockyards Act.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that the complaint of the plaintiff herein be and the same is hereby dismissed, at the cost of the plaintiff.

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

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

O. D. STACKHOUSE, II  
PLAINTIFF  
vs  
TULSA CITY LINES,  
a corporation,  
DEFENDANT

FILED

FEB 25 1949

No. 2402 Civ. ~~Clark~~ U. S. District Court  
NOBLE C. HOOD

JOURNAL ENTRY OF JUDGMENT

This matter coming on to be heard before me, the under-  
signed Judge of the United States District Court, on this 24th  
day of January, 1949, the plaintiff appearing in person and by  
her attorneys, John T. Gibson and Harry M. Crowe, Jr., and the  
defendant appearing by its attorneys, Pierce and Rucker, and said  
cause having come on for trial in its regular order before a jury  
of twelve hood men, the said jury empanelled and sworn, well and  
truly to try the issues joined between plaintiff and defendant and  
a true verdict rendered according to the evidence; the cause being  
continued, on the 25th day of January, having heard the evidence,  
the charges of the court and the argument of counsel upon their  
oaths, they did render a verdict for the defendant in all particulars.

IT IS THEREFORE COMMISSIONED, ORDERED, ADJUDGED and DECREED  
by this court that said plaintiff have and recover nothing from the  
said defendant, Tulsa City Lines, Inc., and that the plaintiff pay  
all costs of this action.

IT IS THE FURTHER ORDER OF THIS COURT that judgment be  
entered for the defendant, Tulsa City Lines, Inc.

*Bower Broadbent*  
Bower Broadbent  
Judge of the United States  
District Court

C.S. *Harry M. Crowe, Jr.*  
Harry M. Crowe, Jr.  
Attorney for Plaintiff

C.S. *B. W. Tabor*  
B. W. Tabor  
Attorney for Defendant

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

Jess Sadler, et al, )  
Plaintiff, )  
vs )  
C. R. C. Mining Company, )  
a Corp., et al, )  
Defendant. )

No. 2020 Civil

FILED

MAR 1 1949

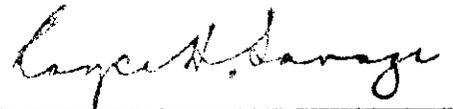
NOBLE C. HOOD  
Clerk U. S. District Court

C R D E R

Now on this the 4th day of February, 1949, there comes on for hearing the motion of the defendant to dismiss. Plaintiff if present by his attorney of record.

The Court being well and sufficiently advised in the premises finds that said motion should be and the same is hereby sustained.

It is therefore ordered, adjudged and decreed by the court that the said cause should and the same is hereby dismissed with prejudice at the cost of the plaintiff.



DISTRICT JUDGE OF THE U. S. DISTRICT COURT

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

Clarence P. Handy, )  
Plaintiff, )  
vs )  
Merida K. Mining Company, )  
& Corp., )  
Defendant. )

No. 2214 Civil

FILED

MAR 1 1949

NOBLE C. HOOD  
Clerk U. S. District Court

VERDICT

Now on this the 4th day of February, 1949, there comes on for hearing the motion of the defendant to dismiss. Plaintiff is present by his attorney of record.

The Court being well and sufficiently advised in the premises finds that said motion should be and the same is hereby sustained.

It is therefore ordered, adjudged and decreed by the Court that the said cause should and the same is hereby dismissed with prejudice at the cost of the plaintiff.

*Loyce H. Savage*

DEPUTY JUDGE OF THE U. S. DISTRICT COURT

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

THE AUTOMOBILE INSURANCE COMPANY )  
OF HARTFORD, CONNECTICUT, a )  
corporation, )  
 )  
Plaintiff )  
vs. )  
 )  
BARNES-MANLEY WET WASH LAUNDRY )  
COMPANY, a corporation, ET AL., )  
 )  
Defendants (

No. 1873 Civil

FILED

MAR 4 1949

NOBLE C. HOOD  
Clerk U. S. District Court

JOURNAL ENTRY OF JUDGMENT

This cause came on to be heard on the 25th day of January, 1949, for hearing on the mandate of the Circuit Court of Appeals for further proceedings in accordance with the mandate; plaintiff and defendants appeared by counsel and by their duly authorized representatives, and the defendant L. H. Barnes appeared in person, and after hearing testimony of witnesses, sworn and examined in open Court and after consideration of said evidence, the Court made findings of fact and conclusions of law on the 26th day of January, 1949, and upon the findings of fact and conclusions of law entered judgment on said date.

IT IS ORDERED, ADJUDGED AND DECREED that on plaintiff's second cause of action that plaintiff have and recover from the defendants, Barnes-Manley Wet Wash Laundry and L. H. Barnes, and each of them, the sum of One Hundred Sixteen Thousand Nine Hundred Fifty-eight Dollars (\$116,958.00), together with interest at the rate of six per cent. (6%) per annum from the 7th day of March, 1947, until paid, and for costs of this action.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that plaintiff's first and third causes of action be denied.

O. K. as to form:

By Bowen Broadus  
JUDGE

Ernest F. Barnes

By W. C. Green

W. C. Green  
W. C. Green  
Attorneys for Plaintiff

O. K. as to form: *except interest*

\_\_\_\_\_  
\_\_\_\_\_  
*Paul Huron*  
Attorneys for Defendants

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

Emma Hopkeeter Rabbit,

Plaintiff,

vs.

NO. 2098 Civil

John L. Rabbit, et al.,

Defendants,

**FILED**

United States of America,

MAR 7 1949

Intervener.

NOBLE C. HOOD  
Clerk U. S. District Court

ORDER OF ABILITY.

And Be on this the 7th day of March, 1949, the above entitled and numbered cause, having been removed to this court from the District Court of Mayes County, Oklahoma, pursuant to the provisions of the Act of Congress of April 12, 1926 (44 Stat. 2357), comes on for hearing in its regular order before the undersigned judge of said court, with the plaintiff appearing by Ernest B. Brown, her attorney of record; the Honorable Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, appearing under the direction of the Attorney General of the United States and at the request of the Secretary of the Interior of the United States and in his own behalf and in behalf of the full blood Cherokee Indians involved herein; the defendant Eli Rabbit having filed herein his general appearance and the defendant John L. Rabbit having been duly and legally serviced by publication in the manner and form provided by law, as shown by the proof of service on file herein; an non-military affidavit having been filed, the court proceeds to hear the testimony of witnesses sworn and examined in open court and therefrom finds all the allegations of plaintiff's petition sustained by the evidence, and being fully

advised in the premises:

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

The Southeast Quarter of the Southwest Quarter;  
and, the Southwest Quarter of the Southwest  
Quarter of the Southeast Quarter of Section 17,  
Township 19 North, Range 19 East of the Indian  
Base and Meridian; and, The South 20 acres of  
Lot 3; and, the Northwest Quarter of the North-  
east Quarter of the Southeast Quarter; and, the  
Southeast Quarter of the Southwest Quarter of  
the Northeast Quarter; and, the Northwest 10  
acres of Lot 3; and, the Northeast Quarter of  
the Southwest Quarter of the Northeast Quarter;  
and, the Northeast Quarter of the Northeast  
Quarter of the Southeast Quarter of Section 27,  
Township 19 North, and Range 19 East of the  
Indian Base and Meridian,

is owned by the following named persons and in the proportion set  
opposite his, or her, name, to-wit:

Emma Goggslooter Rabbit, an undivided 1/3 interest  
Eli Rabbit, an undivided 1/3 interest  
John L. Rabbit, an undivided 1/3 interest

and the same is subject to partition and being fully advised in  
the premises:

It is ordered that said lands be partitioned, and  
*Leslie Smith, C.C. Weber* and *Maurice DeHaven* are hereby appointed  
commissioners to partition the same in the manner and form provided  
by law.

ROYCE E. SAVAGE  
United States Judge

ROBERT H. BROWN  
Attorney for Plaintiff

WILLIAM J. BROWN  
United States Attorney

UNITED STATES DISTRICT COURT FOR THE NORTHERN  
DISTRICT OF OKLAHOMA

United States of America,  
Plaintiff,  
vs.  
Bill Poulos,  
Defendant.

No. 2289 - Civil  
FILED  
In Open Court

MAR 7 - 1949

NOBLE C. HOOD  
Clerk U. S. District Court

O R D E R

This matter coming on for hearing this 7<sup>th</sup> day of March, 1949, and the United States of America appearing by Whit Y. Mausy, United States Attorney for the Northern District of Oklahoma and the defendant appears not and the court being fully advised in the premises finds that service by publication, pursuant to the Acts of Congress, has been properly obtained; that the defendant was required to answer to the complaint of the United States on or before the 7th day of February, 1949; that said defendant has filed no pleading and is wholly in default. The court after being fully advised in the premises and after the introduction of evidence finds:

That the defendant, Bill Poulos, prior to the 10th day of November, 1928, was a native and citizen of Greece; that on the 10th day of November, 1928, in the District Court of Douglas County, State of Kansas, the said court having duly found that said petitioner intended to reside permanently in the United States and had in all respects complied with the naturalisation laws of the United States of America, the said Bill Poulos was admitted by said court to be a citizen of the United States of America and certificate of citizenship No. 1971574 was executed by the clerk of said court on the 10th day of November, 1928 and such certificate is duly introduced in evidence.

The court further finds that the said defendant, Bill Poulos, within five (5) years after the aforementioned decree of the District Court of Douglas County, State of Kansas, was entered and within five (5) years after the execution of the certificate of citizenship above mentioned, left the United States of America and returned to Greece, his native country and became a permanent resident of Greece.

That the said Bill Poulos never registered as an American citizen at any American Consulate and has not voted as a citizen of the United States of America and maintains no business or property within the United States; that his last known place of residence in the United States was at Tulsa, Oklahoma; that he is now residing at 88 Alexandrou Ipsilantou Street, Patras, Greece; that he owns two (2) houses and a farm of approximately twelve (12) Greek acres and pays taxes to the Greek Government. That his wife is Athansia Tsimopoulos, whom he married in 1919, and is a Greek subject. That he voted in a political election held in Greece in 1935.

The court further finds that said certificate of naturalization was secured by fraud in that the said Bill Poulos did not intend to remain a citizen and subject of the United States of America and maintain his allegiance to said country when said certificate of naturalization was issued, but that he did within five (5) years thereafter become a permanent resident of Greece and that pursuant to Section 338 of the Naturalization Act of 1940 the said decree of naturalization should be set aside and said certificate of naturalization No. 1971574 issued to Bill Poulos should be delivered to the clerk of the United States District Court for the Northern District of Oklahoma and should be canceled and the defendant should be forever restrained and enjoined from claiming any right, privilege, benefit or advantage whatsoever under said certificate of naturalization.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that certificate of naturalization No. 1971574 issued to Bill Poulos on the 10th day of November, 1928, by the clerk of the District Court of Douglas County,

State of Kansas, be delivered to the clerk of the United States District Court for the Northern District of Oklahoma and said certificate be and the same hereby is canceled, set aside, revoked and held for naught and the said defendant be and he hereby is forever restrained and enjoined from claiming any right, privilege, benefit or advantage whatsoever under and by virtue of said certificate of citizenship.

AND IT IS SO ORDERED.

Royce H. Savage  
JUDGE

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

FLORENCE H. LANDES and  
GUY M. LANDES, co-partners  
doing business as Landes' Farms,

Plaintiffs,

vs.

GUY A. THOMPSON, TRUSTEE,  
Missouri Pacific Railroad  
Company, a corporation,

Defendant.

No. 2357 Civil

FILED

MAR 7 1949

NOBLE C. HOOD  
Clark U. S. District Court

GENERAL VERDICT OF JURY

Now on this 19th day of January, 1949, this cause comes on for trial in its regular order, both sides having waived a jury.

And the court having heard the testimony of witnesses sworn and examined in open court, and having heard the argument of counsel, and being fully advised in the premises, takes said cause under advisement in order to allow counsel for plaintiffs and defendant to file briefs herein.

And now on this 2nd day of March, 1949, this court having filed in this cause written findings of fact and conclusions of law,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this court that on said findings of fact and conclusions of law made by the court in this case, the plaintiffs have and recover of and from the defendant the sum of Six Hundred Fifty-two and 82/100 (\$650.82) Dollars on plaintiffs' first count, and the sum of Three thousand Three Hundred Forty-eight and No/100 (\$3,348.00) Dollars on plaintiffs' second count, or a judgment in the total amount of Four Thousand and 48/100 (\$4,000.82) Dollars, in favor of the plaintiffs and against the defendant, Guy A. Thompson, Trustee, Missouri Pacific Railroad Company, a corporation.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the plaintiffs herein recover their costs herein expended from said defendant.

Robert A. ...  
United States District Judge

Approved as to form:

W. E. Hudson  
W. D. Hudson  
Norma Wheaton  
Attorneys for Plaintiffs

Frank Harper  
Attorney for Defendant



the City of Pawhuska, Oklahoma, and then turned over to Robert A. Lessert, Special Officer of the United States Indian Service for the purpose of forfeiture as to said automobile and using said whiskey as evidence therein.

The Court further finds that said automobile was being used by the said claimant to transport said whiskey through the County of Osage to Ponca City, Kay County, Oklahoma, and was not being used for the purpose of introducing any intoxicating liquor into Indian country, and that by reason thereof said automobile should not be forfeited but should be returned to the claimant.

The Court further finds that said above described whiskey was seized by said Pawhuska police officers and only turned over to the United States officer, R. A. Lessert, for the purpose of using the same as evidence, and that the United States Marshal for the Northern District of Oklahoma, and the said R. A. Lessert should return said intoxicating liquor to the police officers of the City of Pawhuska, Oklahoma, from whom same was received.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that forfeiture of said automobile be and the same is hereby denied, that the claim of the said Lurley Lee Hardlow to said automobile be sustained, and that the United States Marshal for the Northern District of Oklahoma and the said R. A. Lessert immediately deliver said automobile to the said Lurley Lee Hardlow, claimant, without any costs thereon.

IT IS FURTHER ORDERED by the Court that the United States Marshal for the Northern District of Oklahoma and the

said K. A. Lessor return forthwith said twenty bottles of  
assorted taxpaid whiskey and gin to the police officers of  
the City of Muskogee, Oklahoma, from whom the same was ob-  
tained.

Raymond H. Savage  
District Judge

O. K. AS TO FORM:

John W. McCune  
John W. McCune, Assistant U. S. Attorney

ATTORNEY FOR DEFENDANT.

Shockley T. Shoemaker  
Shockley T. Shoemaker

ATTORNEY FOR CLAIMANT.

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA.

United States of America, )  
Plaintiff, )  
vs. ) Number 2373 Civil.  
Charles H. Cook, )  
Defendant. )

FILED

MAR 7 1949

NOBLE C. HOOD  
Clerk U. S. District Court

JUDGMENT

Now, on this 7th day of March, 1949, the above entitled cause coming on for trial pursuant to regular assignment, and the Plaintiff appearing by Whit Y. Mauzy, United States Attorney, and John V. McCune, Assistant U. S. Attorney, for the Northern District of Oklahoma, and the defendant appearing not, the Court having heard the statement of counsel and having examined the evidence of plaintiff, finds:

That the defendant Charles H. Cook did on February 16, 1941, execute to the Pioneer Equipment, Inc., his written promissory note, by the terms of which he agreed to pay the sum of \$2874.50 in 35 monthly installments, and that said note was executed by said defendant in accordance with the Federal Housing Act.

The Court further finds that said defendant defaulted in payment of the monthly payments and that as a result thereof, on August 24, 1943, said note was assigned to the plaintiff under the terms of the said Housing Act, and that the defendant is now

indebted to the plaintiff in the sum of \$2076.30, with interest thereon at the rate of 6% per annum from October 20, 1948.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff have judgment against the defendant in the sum of \$2076.30, with interest thereon at the rate of 6% per annum from October 20, 1948, until paid and for its costs.

---

JUDGE

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,	Libelant,	}
vs.		
One 1948 Kaiser Sedan Automobile, Motor Number 323738, et al,	Claimants.	

Number 2381 Civil

E I L E D

MAR 7 - 1949

NOBLE C. HOOD  
Clerk U. S. District Court

JOURNAL ENTRY OF JUDGMENT

Now, on this 21st day of February, 1949, this cause of action having come on before the Court pursuant to regular assignment, the libelant appearing by Whit Y. Mausy, United States Attorney, and John W. McCune, Assistant U. S. Attorney, for the Northern District of Oklahoma, and the above described 1948 Kaiser Sedan Automobile, together with 12 pints of Schenley Reserve Blended Whiskey, 12 bottles of Fleischman's Gin, 3 cases of tax-paid, assorted distilled spirits, and 10 gallons of non-tax-paid distilled spirits, having been heretofore seized by the United States Marshal for the Northern District of Oklahoma under monition issued by this Court; the claimants, C. H. Freese and Vina Johnson, having been duly served with notice of the pendency of the within styled action, the claimants, Goldie Harrison and Charles Curtis Young, having entered their appearance herein through their attorneys, Tillman and Tillman, by Fred Tillman, and the Court having heard the evidence and testimony presented, and being fully advised in the premises, finds all issues in

favor of the libelant and against the claimants herein.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that a forfeiture herein be and the same is hereby allowed as to the said 1948 Kaiser Sedan Automobile, Motor Number 323738, and 12 pints of Schenley Reserve Blended Whiskey, 12 bottles of Fleischman's Gin, 3 cases of tax-paid, assorted distilled spirits, and 10 gallons of non-tax-paid distilled spirits, seized with said automobile, and that said automobile is ordered delivered to the United States Treasury Department for the Use of the Bureau of Internal Revenue, Alcohol Tax Unit, 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 that the above described assorted liquor 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 the storage charges incident to the seizures herein be and the same are hereby ordered paid by the United States Treasury Department.

*Raymond Savage*  
U.S. DISTRICT JUDGE

O. S. AS TO FORM

Whit Y. Madry, United States Attorney

John W. McCune, Assistant U. S. Attorney

TILLMAN & TILLMAN

By *Fred Tillman*  
Fred Tillman, Attorneys for Claimants.

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

ALMEDA VEST, )  
 )  
 Plaintiff, )  
 )  
 vs. ) No. 2382-Civil  
 )  
 GREENLEAS-LEDTHEIMAN, INC., )  
 a corporation, )  
 )  
 Defendant. )

FILED  
MAR 7 - 1948

NOBLE C. HOOD  
Clerk U. S. District Court

JOURNAL ENTRY OF JUDGMENT AND ORDER OVERRULING  
MOTION FOR NEW TRIAL

Came on for hearing in the United States District Court for the Northern District of Oklahoma, the above entitled cause, plaintiff appearing in person and by her attorney, Clarence Warren, the defendant appearing by and through its attorney, E. W. Tabor, the case being called for trial in its regular order, both plaintiff and defendant announcing ready for trial, a jury of twelve good men was chosen to try the cause, found their verdict in favor of the defendant and against the plaintiff.

Thereafter and in due time, plaintiff filed a motion for new trial and submitted a memorandum brief supporting their motion for new trial; whereupon the defendant was called upon to submit a brief of the law supporting the defendant's contention that the motion for new trial should be overruled.

Now, on this 4th day of February, 1948, the court having been fully advised in the premises, orders and decrees that plaintiff's motion for new trial should be overruled and it is hereby overruled and judgment is rendered on the verdict of the jury in favor of the defendant and against the plaintiff.

W. B. Brown, Broadhead  
Judge of the United States District Court

*Approved by Almeda Vest, by Clarence Warren  
Attorney for Plaintiff*  
*Approved by E. W. Tabor  
Attorney for Defendant*

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America, )  
 )  
 vs. ) Libelant, )  
 )  
 One 1947 Oldsmobile Coach, Motor )  
 Number 8-110407H, and Charles C. )  
 Young and Goldie Harrison, )  
 ) Claimants. )

Number 2385 Civil.

FILED

MAR 7 - 1949

NOBLE C. HOOD  
Clerk U. S. District Court

J U D G M E N T

Now, on this 1st day of February, 1949, this cause of action having come on for trial pursuant to regular assignment, the libelant appearing by Whit Y. Maury, United States Attorney, and John G. McCune, Assistant U. S. Attorney, for the Northern District of Oklahoma, and the above described 1947 Oldsmobile Coach, Motor Number 8-110407H, having been heretofore seized by the United States Marshal for the Northern District of Oklahoma under writ issued by this Court: the claimants Goldie Harrison and Charles C. Young appearing in open court by Tillman & Tillman, their attorneys, by Fred Tillman, who thereupon entered their appearance in said action; and the Court having heard the evidence and testimony presented and being fully advised in the premises finds all issues in favor of the libelant and against the claimants herein.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that a forfeiture herein be and the same is hereby allowed as to the said 1947 Oldsmobile Coach, Motor Number 8-110407H, and that said automobile is ordered delivered to the United States Treasury Department, for the use of

the Bureau of Internal Revenue, Alcohol Tax Unit, 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.

Lowell Savage  
U. S. District Judge

O. K. AE 19 1934

John J. McCune  
Assistant U. S. Attorney,  
Room 325 Federal Building,  
Tulsa 3, Oklahoma,

Attorney for Defendant.

TILMAN & TILMAN

Fred Tillman  
Fred Tillman,  
Pawhuska,  
Oklahoma,

Attorneys for Plaintiff.

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Libelant,

vs.

One 1948 Studebaker Convertible  
Coupe Automobile, et al, Motor  
Number 393637,

Claimants.

Number 2386 Civil

FILED

MAR 7 - 1949

J U D G M E N T

NOBLE C. HOOD  
Clerk U. S. District Court

Now, on this 21st day of February, 1949, this cause of action having come on for trial pursuant to regular assignment, the libelant appearing by Whit Y. Mausy, United States Attorney, and John W. McCune, Assistant U. S. Attorney, for the Northern District of Oklahoma, and the above described 1948 Studebaker Convertible Coupe, Motor Number 393637, having been heretofore seized by the United States Marshal for the Northern District of Oklahoma under monition issued by this Court; the claimant Interstate Securities Company having heretofore filed its answer with claim for remission and mitigation and appearing by its attorneys, ~~Gandy & Warren~~, by Clarence A. Warren; the claimants Goldie Harrison, Charles C. Young and ~~Vina Johnson~~ appearing in open court by Tillman & Tillman, their attorneys, by Fred Tillman, who thereupon entered their appearance in said action; and the Court having heard the evidence and testimony presented and being fully advised in the premises finds all issues in favor of the libelant and against the claimants herein.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that a forfeiture herein be and the same is hereby allowed as to the said 1948 Studebaker Convertible Coupe Automobile, Motor Number 393637, and that

said automobile is ordered delivered to the United States Treasury Department, for the use of the Bureau of Internal Revenue, Alcohol Tax Unit, 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 the storage charges incident to the seizure herein be and the same are hereby ordered paid by the United States Treasury Department.

*Raymond H. Savage*

JUDGE.

O. K. AS TO FORM:

*John F. McCune*  
John F. McCune, Assistant U. S. Attorney

ATTORNEY FOR LIBELLANT.

TILLMAN & TILLMAN

By *Fred Tillman*  
Fred Tillman, Attorneys for Claimants  
Goldie Harrison, Vina Johnson and  
Charles C. Young.

OWNBY & WARREN

By *Clarence A. Warren*  
Clarence A. Warren, Attorneys for  
Claimant Interstate Securities Company.



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

Missouri-Kansas-Texas Railroad  
Company, a corporation,

Complainant,

vs.

John Hobbs,

Defendant.

No. 2307-Civil.

FILED  
In Open Court

MAR 7 - 1949

NOBLE C. HOOD  
Clerk U. S. District Court

JOURNAL ENTRY

Now on this 7th day of March, 1949, the above entitled case comes on regularly for hearing pursuant to assignment, the plaintiff appearing by its attorneys of record, and the defendant, John Hobbs, having heretofore been duly served with summons and copy of the complaint as provided by law, and said defendant not having filed answer or otherwise appeared in said case, and not being present in court, he is adjudged to be in default. And the court having heard the evidence and being fully advised in the premises, finds that the defendant is indebted to the plaintiff herein, on account of original freight charges and other transportation charges as alleged in the complaint, in the total sum of \$240.93, and that plaintiff should have judgment therefor.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED BY THE COURT that the plaintiff, Missouri-Kansas-Texas Railroad Company, have and recover of and from the defendant, John Hobbs, the total sum of \$240.93, on account of all the matters and things alleged in the complaint herein, with interest thereon from this date at the rate of six per cent per annum, and for all of the costs of this action, and that execution issue therefor.

  
Judge.

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

Missouri-Kansas-Texas Railroad  
Company, a corporation,

Complainant,

vs.

John Hobbs,

Defendant.

No. 2327-Civil.

FILED  
In Open Court

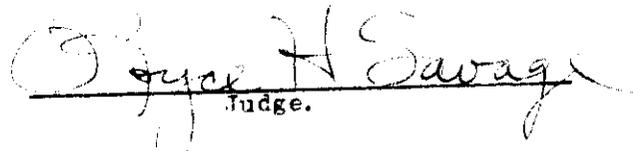
MAR 7 - 1949

NOBLE C. HOOD  
Clerk U. S. District Court

JOURNAL ENTRY

Now on this 7th day of March, 1949, the above entitled case comes on regularly for hearing pursuant to assignment, the plaintiff appearing by its attorneys of record, and the defendant, John Hobbs, having heretofore been duly served with summons and copy of the complaint as provided by law, and said defendant not having filed answer or otherwise appeared in said case, and not being present in court, he is adjudged to be in default. And the court having heard the evidence and being fully advised in the premises, finds that the defendant is indebted to the plaintiff herein, on account of original freight charges and other transportation charges as alleged in the complaint, in the total sum of \$240.93, and that plaintiff should have judgment therefor.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED BY THE COURT that the plaintiff, Missouri-Kansas-Texas Railroad Company, have and recover of and from the defendant, John Hobbs, the total sum of \$240.93, on account of all the matters and things alleged in the complaint herein, with interest thereon from this date at the rate of six per cent per annum, and for all of the costs of this action, and that execution issue therefor.

  
Judge.

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

Civil Action No. 2401

FILED

MAR 7 1949

TIGHE E. WOODS, Housing Expediter  
Office of the Housing Expediter

Plaintiff

vs

MRS. ADELINE BURKHARD, a feme sole  
1208 South Indian Street  
Tulsa, Oklahoma

Defendant

NOBLE C. HOOD  
Clerk U. S. District Court

JOURNAL ENTRY OF JUDGMENT

Now on this 17th day of February, 1949 the above styled and numbered cause of action comes on for consideration before the Court upon the Plaintiff's Motion For Default Judgment, the Plaintiff being represented by his attorney, Sanford H. Palmer and the Defendant appearing in person not represented by counsel.

Whereupon, the Court finds that the Defendant was served with a copy of the Complaint and that she has not filed her answer herein and that the Defendant is in default; that the Defendant has collected rents in excess of the maximum legal rent from the tenant, Helen Wilson, in the amount of \$15.00 and from the tenant, Ralph E. Fjelstad, in the amount of \$4.00; that restitution should be made to the tenants and injunction be issued, as prayed for in the Complaint; and that the costs of this action should be taxed against the Defendant.

It is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that the Defendant, Mrs. Adeline Burkhard, is hereby Ordered to forthwith make restitution to the tenant, Helen Wilson the amount of \$15.00 and to the tenant, Ralph E. Fjelstad, the amount of \$4.00.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the Defendant, her agents, servants, employees, representatives and all persons acting in concert or participation with any of them, are hereby enjoined and restrained from directly or indirectly 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 hereafter amended or extended or superseded, or from otherwise violating the Controlled Housing Rent Regulation of

the Housing and Rent Act of 1947 as heretofore or hereafter amended, or from violating any other Regulation heretofore or hereafter adopted pursuant to the Housing and Rent Act of 1947 as heretofore or hereinafter amended or extended.

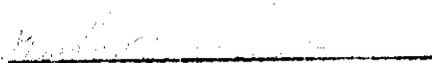
It is further ORDERED that the costs of this action be taxed against the Defendant.

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UNITED STATES DISTRICT JUDGE

APPROVED:

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Sanford H. Palmer  
Attorney for Plaintiff

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

CHESTER A. WATNEY,

Plaintiff,

vs.

INDEPENDENT-EASTERN TORPEDO  
COMPANY, a corporation,

Defendant,

Civil Action No. 2425

FILED

MAR 7 - 1949

NOBLE C. HOOD  
Clerk U. S. District Court

C L E R K

It appearing from stipulation of the parties here-  
to that all matters and things involved herein have been  
settled and compromised.

IT IS, THEREFORE, ORDERED by the Court that the case  
is hereby dismissed with prejudice and at plaintiff's cost.

DATED this 4th day of March, 1949.

*Loyce H. Savage*

J. U. S. District Judge

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

UNITED STATES OF AMERICA, Petitioner

-vs-

716.83 acres of land, more or  
less, situate in Creek County,  
Oklahoma, and Jay Barnard, et al,

Respondents

No. 2448 Civil

FILED

MAR 7 1949

NOBLE C. HOOD  
Clerk U. S. District Court

ORDER GRANTING POSSESSION

Now on this 7th day of March, 1949, the United States of America, by Curtis P. Harris, Special Attorney for the Department of Justice, appeared before this court and presented a verified petition for condemnation in the above entitled proceeding, in which it is prayed that this court enter an order granting to the United States of America immediate possession of the lands described in the petition.

And the Court, having considered the matter and having examined all papers and documents filed herein, finds that said petition for condemnation has been fully 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 immediate possession of the lands hereinafter described; that funds have been appropriated and made available for the payment of just compensation for the lands to the persons entitled thereto; and that pursuant to the provisions of Section 5 of the River and Harbor Act approved July 18, 1918 (40 Stat. 911), and Section 6 of the Flood Control Act approved August 18, 1941 (Public Law 228-77th Congress), and the "Civil Functions Appropriation Act, 1949", approved June 25, 1948, 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. B-32

SW/4 less a parcel described as beginning at SW corner of SW/4; thence North 330', more or less, along West line of SW/4; thence East 495', more or less, to road; thence Southerly 350', more or less, along road to South line of SW/4; thence West 495', more or less, to P.O.B., all in Section 9, Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, and containing 156.25 acres, more or less.

Tract No. B-37

S/2 NW/4, N/2 NW/4 SW/4, W/2 NW/4 NE/4 S/4 of Section 16, Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, and containing 105.00 acres, more or less.

Tract No. B-49

SE/4 SE/4, less 1.00 acre in SE corner, SW/4 SE/4 South of Polecat Creek, NE/4 SE/4 South and East of Polecat Creek, in Section 8, Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, and containing 69.00 acres, more or less.

Tract No. B-52

SE/4 SW/4, SW/4 NE/4 SW/4 of Section 8, Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, and containing 50.00 acres, more or less.

Tract No. B-81-Rev.

E/2 SE/4 NW/4, E/2 W/2 SE/4 NW/4, N/2 N/2 NW/4 NW/4, SE/4 NE/4 NW/4 NW/4, E/2 SE/4 NW/4 NW/4, S/2 NW/4 SW/4 of Section 12, Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, containing 67.50 acres, more or less.

Tract No. B-88

SE/4 SE/4 of Section 1, Township 17 North, Range 9 East of the I.M., situate in Creek County, Oklahoma, and containing 40.00 acres, more or less.

Tract No. B-101-Rev.

W/2 SW/4 NW/4, W/2 E/2 SW/4 NW/4, E/2 SE/4 SW/4 NW/4, W/2 NW/4 SW/4, SE/4 NW/4 SW/4, NE/4 SW/4 SW/4 of Section 5; and SE/4 SE/4 NE/4, SW/4 NE/4, Lot 2, and part of Lot 1 described as: Beginning at the NW corner of Lot 1; thence Southerly 1382.04', more or less, along West line of Lot 1; thence Easterly 330', more or less; thence Northerly 1382.04', more or less, to a point on North line of Lot 1; thence Westerly 330', more or less, to P.O.B., in Section 6, all in Township 17 North, Range 10 East of the I.M., situate in Creek County, Oklahoma, and containing 176.58 acres, more or less.

Tract No. B-103

SW/4 SE/4, W/2 W/2 SE/4 SE/4, NE/4 NW/4 SE/4 SE/4 of Section 6, Township 17 North, Range 10 East of the I.M., situate in Creek County, Oklahoma, and containing 52.50 acres, more or less.

and all and singular the rights, privileges and appurtenances thereunto belonging, are hereby ordered and directed to deliver up and surrender forthwith full and complete possession thereto 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.

*Layton H. Starnes*

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JUDGE

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

Jess Sadler, Orville Perry, Arteur R.  
Stewart, Leonard Douglas and Elwood Hain,  
members and officials of International Union  
of Mine, Mill and Smelter Workers, C.I.O.  
as agents and representatives of Certain  
employees of defendant and for and in be-  
half of all employees similarly situated,

Plaintiffs,

vs

Ella Paulman Carpenter, executrix of the  
estate of George F. Carpenter, deceased as  
successor to Carpenter Mining Company,

Defendants.

No. 2021-Civil

FILED

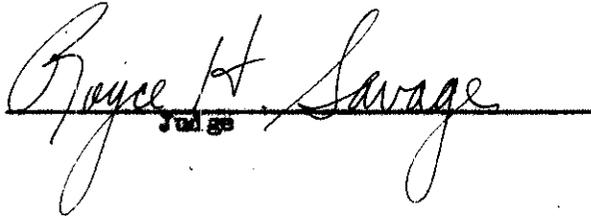
MAR 9 1949

NOBLE C. HOOD  
Clerk U. S. District Court

ORDER OF DISMISSAL

Now this 7th day of March, 1949, same being a judicial day of  
said court, this cause comes on for final disposition in its regular  
order of setting on the docket of the court, on the Bill of Complaint,  
the answer and the reply. The defendant appeared and announced ready  
but the plaintiffs appeared not, and it being made to appear to the  
court that notice of the setting of said cause for final disposition  
for this date has been duly given to the attorneys of record for the  
parties to this action ;

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

  
\_\_\_\_\_  
Judge

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

A. L. MORTON,

Plaintiff

vs.

No. 2310 Civil

ROADWAY EXPRESS, INCORPORATED,  
C. E. WHEEL, and THE FINELLITY  
& CASHELY COMPANY OF NEW YORK,  
a corporation,

Defendants

FILED

MAR 9 1949

NOBLE C. HOOD  
Clerk U. S. District Court

J U D G M E N T

This matter came on for hearing, pursuant to regular setting, on January 25, 1949. Plaintiff and defendants appeared by counsel and announced ready for trial, and a jury was duly impaneled and sworn and, after presentation of evidence and argument and instructions by the Court, submitted answers to special interrogatories as follows:

1. Was the defendant negligent in any of the following respects:

(a) In failing to keep a proper look-out?

Answer: No.

(b) In driving defendant's truck or any part thereof to the left of the center of the road?

Answer: No.

And said verdict in answer to special interrogatories was returned by the jury in court on the 26th day of January, 1949. And thereupon, on receiving said verdict, the Court directed that judgment be entered for defendant.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that judgment in favor of the defendants in said cause be entered in this case.

*Bower Broadus*  
\_\_\_\_\_  
JUDGE