

James Earl Ray, Plaintiff,

vs.

OFFICE OF THE ATTORNEY GENERAL, Defendant.

CIVIL No. 2763

FILED

JAN 2 1952

U. S. DISTRICT COURT  
DISTRICT OF COLUMBIA

ORDER

In matter coming on for hearing this 2nd day of February, 1952, the court is fully advised in the premises, that:

The issues involved herein have been fully settled and this case shall be dismissed with prejudice.

It is ordered, therefore, that this case be and the same hereby is dismissed with prejudice without cost to either party.

Wayne H. Savage  
Judge

W. H. H. H. H.  
United States Attorney

James W. [unclear]  
Attorney

Sam [unclear]  
San [unclear]

Frank [unclear]  
Frank [unclear]

C. H. [unclear]  
U. S. [unclear]

Attorneys for Plaintiff

WILLIAM H. ...  
Plaintiff,

vs

UNITED STATES ...  
Defendant,

CIVIL NO. 2764

FILED

JAN 2 1952

ORDER

U.S. DEPT. OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

This matter coming on for hearing this 20th day of September, 1952 and the Court being fully advised in the premises, finds:

That the issues involved have been comprehended and settled and that the said cause should be dismissed with prejudice.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that this cause be and the same hereby is dismissed with prejudice without cost to either party.

David H. Savage  
Clerk

C. ...  
W. H. ...  
United States Attorney

Ray W. Whitney  
Ray Whitney

Sam Clanner  
Sam Clanner

Frank Little  
Frank Little

E. H. Rosenfeld  
E. H. Rosenfeld

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

SALLIE EDWARDS, nee Reid, nee Hodge,  
Plaintiff,  
vs.  
UNITED STATES OF AMERICA,  
Defendant.

CIVIL NO. 2785  
FILED

JAN 2 1952

COURT HOUSE  
OKLAHOMA CITY

ORDER

This matter coming on for hearing this 2<sup>nd</sup> day of ~~September~~ January,  
1952, and the court being fully advised in the premises, finds:

That the issues involved have been compromised and settled  
and that the said cause should be dismissed with prejudice.

IT IS THE COURT'S ORDER, ADJUDGED AND DECREED that this cause  
be and the same hereby is dismissed with prejudice without costs to  
either party.

Alfred H. Hodge  
JUDGE

O. K.  
W. H. Murray  
United States Attorney

Jay W. Whitney  
Jay W. Whitney

Sam Clemens  
Sam Clemens

Frank Seale  
Frank Seale

O. W. Rosenstain  
O. W. Rosenstain

Attorneys for Plaintiff

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

IRVING HAWKIN, )  
Plaintiff, )

vs

UNITED STATES OF AMERICA, )  
Defendant, )

CIVIL NO. 2766  
**Filed**

JAN 2 1952

U.S. DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

**ORDER**

This matter being on for hearing this <sup>11th</sup> day of ~~January~~ <sup>February</sup> 1952 and the Court being fully advised on the premises, it was

That the issues involved have been comprehensively submitted and that the same should be dismissed with prejudice.

It is the order of the Court that this cause be and the same hereby is dismissed with prejudice without cost to either party.

Samuel H. Hays  
JURY

C.F.

Walter G. Hays  
WALTER G. HAYS

Jay M. Whitney  
Jay M. Whitney

Sam Gleason  
Sam Gleason

Frank Settle  
Frank Settle

E. H. Rosenstein  
E. H. Rosenstein

ATTEST: P. J. ...

IN SENATE COURT OF THE STATE OF ARKANSAS  
FOR THE DISTRICT OF CLARK COUNTY

Charles W. Hest, Plaintiff,

vs

United Sprinkler Co., Defendant,

CIVIL NO. 2707

FILED

JAN 2 1952

ORDER

FILED  
COURT

This matter being on for hearing this 2nd day of January 1952 and the Court being fully advised in the premises, finds:

That the issues involved have been controverted and settled and that the said cause should be dismissed with prejudice.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that this cause be and the same hereby is dismissed with prejudice without cost to either party.

Walter S. Swartz  
JUDGE

C.C.  
Walter S. Swartz  
United States Attorney

Jay Whitney  
Jay Whitney

Sam Clanner  
Sam Clanner

Frank Jettie  
Frank Jettie

J. H. Rosenstein  
J. H. Rosenstein

U. S. DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

ROBERT ROSENBERG,

Plaintiff,

vs

UNITED STATES OF AMERICA,

Defendant,

CIVIL NO. 2702

FILED

JAN 2 1952

ORDER

FEDERAL BUREAU OF INVESTIGATION  
WASHINGTON, D. C.

This matter coming on for hearing this 2nd day of January, 1952 and the court being fully advised in the premises, finds:

That the issues involved have been examined by the court and that the said cause should be dismissed with prejudice.

It is therefore ordered, ADJUDGED AND DECREED that this cause do and the same hereby is dismissed with prejudice without cost to either party.

JUDGE

U.S. DEPT. OF JUSTICE

Frank J. Conroy  
UNITED STATES ATTORNEY

Jay Weitzman  
Attorney

Sam Cramer  
Clerk

Frank Seltz  
Frank Seltz

J. H. Rosenstock  
J. H. Rosenstock

FEDERAL BUREAU OF INVESTIGATION

IN SENATE COURT OF THE DISTRICT OF COLUMBIA  
FILED IN THE SENATE COURT OF THE DISTRICT OF COLUMBIA

WILLIAM W. ROYCE, now Churchill,  
Plaintiff,  
vs  
UNITED STATES OF AMERICA,  
Defendant,

CIVIL NO. 2769  
FILED  
JAN 2 1952

C. S. B. H. A.

U. S. DISTRICT COURT  
DISTRICT OF COLUMBIA

This matter coming on for hearing on <sup>DMA</sup> ~~the~~ day of ~~January~~ <sup>February</sup> 1952 and the parties being fully advised in the premises, Order

The parties have been examined and advised and it is the order of the court that this case should be dismissed with prejudice.

IT IS ORDERED GRANTED, A JUDICIAL NOTICE that this case be and the same hereby is dismissed with prejudice without cost to either party.

John H. Savage  
JUDGE

William W. Royce  
WILLIAM W. ROYCE  
John W. Sullivan  
JOHN W. SULLIVAN  
Sam Cassano  
SAM CASSANO  
Frank Little  
FRANK LITTLE  
S. H. Rosenstein  
S. H. ROSENSTEIN

APPROVED AND FORWARDED:

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

TERESA MANUEL, Administratrix  
of the Estate of Esther Manuel, Deceased,  
Plaintiff,  
vs

CIVIL NO. 2770

UNITED STATES OF AMERICA,  
Defendant,

FILED

JAN 2 1952

ORDER

U.S. DISTRICT COURT  
DISTRICT OF COLUMBIA

This matter coming on for hearing this <sup>and</sup> ~~17~~ day of ~~November~~ <sup>December</sup>,  
1952 and the Court being fully advised in the premises, finds:

That the issues involved have been compromised and settled  
and that the said cause should be dismissed with prejudice.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that this cause  
be and the same hereby is dismissed with prejudice without cost to  
either party.

JUDGE Frank M. Murray

C.A.

Frank M. Murray  
UNITED STATES JUDGE

Jay W. Whitney  
Jay W. Whitney

Sam Chamber  
Sam Chamber

Frank Settle  
Frank Settle

J. H. Rosenstein  
J. H. Rosenstein

APPROVED FOR FILING

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

THOMAS HARRISON and FLORA HARRISON,  
Sole heirs of Sigmund Harrison, deceased,  
Plaintiffs,

vs

UNITED STATES OF AMERICA,  
Defendant,

CIVIL NO. 2771

FILED

JAN 2 1952

ORDER

COURT CLERK

This matter coming on for hearing this 2nd day of January, 1952 and the Court being fully advised of the premises, finds:

That the issues involved have been recognized and settled and that the said cause should be dismissed with prejudice.

IT IS ORDERED, ADJUDGED AND DECREED that this cause be and the same hereby is dismissed with prejudice without cost to either party.

Samuel N. Wagoner  
JUDGE

O.K.  
[Signature]  
UNITED STATES ATTORNEY

[Signature]  
Attorney  
[Signature]  
Attorney  
[Signature]  
Attorney  
[Signature]  
Attorney

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

MABEL DALL POTTS,  
Plaintiff,  
-vs-  
UNITED STATES OF AMERICA,  
Defendant,

CIVIL NO. 2772

FILED

JAN 2 1952

ORDER

This matter coming on for hearing this 2<sup>nd</sup> day  
of ~~September~~, 1952, and the Court being fully advised in  
the premises, finds:

That the issues involved have been compromised and  
settled and that the said cause should be dismissed with  
prejudice.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that  
this cause be and the same hereby is dismissed with pre-  
judice without cost to either party.

James A. [unclear]  
Judge

O.K.

[Signature]  
United States Attorney

[Signature]  
Jay W. Whitney

[Signature]  
Sam Clammer

[Signature]  
Frank Settle

[Signature]  
C. H. Rosensteln

Attorneys for Plaintiff



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

LIZZIE TUCKER, Sole heir of  
Dan Tucker, Deceased,  
Plaintiff,  
-vs-  
UNITED STATES OF AMERICA,  
Defendant.

CIVIL NO. 2774  
FILED

JAN 2 1952

ORDER

This matter coming on for hearing this 2<sup>nd</sup> day  
of ~~September~~ <sup>January</sup>, 1952 and the Court being fully advised in  
the premises, finds:

That the issues involved have been compromised and  
settled and that the said cause should be dismissed with  
prejudice.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that  
this cause be and the same hereby is dismissed with pre-  
judice without cost to either party.

Henry W. Hodge  
Judge

O.K.

Stanley H. Hodge  
United States Attorney

Jay W. Whitney  
Jay W. Whitney

Sam Clammer  
Sam Clammer

Frank Settle  
Frank Settle

C. H. Rosenstein  
C. H. Rosenstein

Attorneys for Plaintiff



IN SENATE, FIRST REGULAR SESSION, 1952  
COMMISSION ON THE JUDICIAL BRANCH

WILLIAM J. ...  
Plaintiff,  
vs.  
UNITED STATES OF AMERICA,  
Defendant.

CIVIL NO. 2776

FILED

JAN 2 1952

RECORDED  
SERIALIZED

ORDER

This matter came on for hearing this 21st day  
of January, 1952, and the court being fully advised in  
all particulars, finds:

That the issues involved have been comprehensively  
settled and that the said cause should be dismissed with  
prejudice.

It is therefore ordered, advised and decreed that  
this cause be and the same hereby is dismissed with pre-  
judice without cost to either party.

James H. Mayo  
Judge

W. J. ...  
W. J. ...  
Attorney for Plaintiff.



U. S. DISTRICT COURT OF THE EAST DISTRICT OF OKLAHOMA  
IN THE NORTHERN DISTRICT OF OKLAHOMA

ROBERT WASHINGTON WOOD, Administrator  
of the Estate of Nora Ellen Bagley, deceased,  
Plaintiff,

vs.

UNITED STATES OF AMERICA,  
Defendant.

CIVIL NO. 2778

FILED

JAN 2 1952

RECEIVED  
COURT CLERK

ORDER

This matter coming on for hearing this 2nd day of January,  
1952, and the Court being fully advised in the premises, finds:

That the issues involved have been compromised and settled  
and that the said cause should be dismissed with prejudice.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that this cause  
be and the same hereby is dismissed with prejudice without cost to  
either party.

James H. Savage  
JUDGE

[Signature]  
United States Attorney

[Signature]  
Jay E. Whitney

[Signature]  
Sam Clammer

[Signature]  
Frank Settle

[Signature]  
C. W. Rosenshein

Attorneys for Plaintiff

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

FILED

E. R. Brewer, Administratrator of the )  
Estate of George Brewer, Deceased, )  
 )  
 ) Plaintiff, )  
 vs. ) No. 29 59-Civil )  
 )  
 Mid-Continent Petroleum Corporation, )  
 )  
 ) Defendant. )

ROBERT C. HOOD  
Clerk U. S. District Court

ORDER SUSTAINING DEFENDANT'S MOTION TO DISMISS

This cause came on for hearing on this the 10th day of December, 1951, upon Motion to Dismiss filed herein by the defendant, Mid-Continent Petroleum Corporation, and the plaintiff appeared by his attorney, Riley Q. Hunt, and the defendant appeared by their attorneys Sanders & McElroy, by David H. Sanders.

The Court proceeded to hear the statement of plaintiff's counsel to the effect that it appeared that the Motion to Dismiss should be sustained, and being fully advised in the premises, the Court finds that said Motion should be sustained. The facts set forth in affidavit of Sanders are found to be true.

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

/s/ Royce H. Savage  
Judge

APPROVED:

/s/ Riley Q. Hunt  
Attorney for Plaintiff.

SANDERS & McELROY

By: /s/ David H. Sanders  
Attorneys for Defendant.

UNITED STATES DISTRICT COURT OF THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America, )  
 )  
 Plaintiff, )  
 )  
 vs. ) No. 2953 Civil  
 )  
 L. A. Shaffner and Thelma Shaffner, )  
 )  
 Defendants. )

NOBLE C. HOOD  
Clerk U. S. District Court

J U D G M E N T

NOW, on this ~~4th~~ day of January, 1952, there coming on for trial the above entitled action pursuant to regular setting, and the plaintiff, United States of America, appearing by Whit V. Mauzy, United States Attorney, and John E. McCune, Assistant United States Attorney, Northern District of Oklahoma, and the defendants, L. A. Shaffner and Thelma Shaffner, appearing not, the court proceeded to hear the evidence offered on behalf of the plaintiff and from the consideration of such evidence and examination of the files finds that said defendants were served by summons herein more than twenty (20) days prior to this date and having failed to appear or answer should be adjudged in default; that the plaintiff has filed herein an affidavit of non-military service, which the court finds to be true and that all the allegations of the complaint are found to be true.

The court further finds that the defendants did on May 9, 1947, execute and deliver to Midwest Butane and Engineering Company their written promissory note in the sum of \$412.70, in accordance with the provisions of the Federal Housing Administration Act and that said defendants having failed to pay said note, under the provisions of said act the United States, as assignee, has acquired the title to said note and is the holder in due course and that there is now due and owing on said note the sum of \$458.58, with interest thereon at 6% per annum from October 26, 1951, and that the plaintiff is entitled to judgment therefor.

The court further finds that said note was given for the purpose of paying for permanent improvements upon the farm homestead owned by the defendants near Wynona, Usage County, Oklahoma, for the purpose of paying for the installation of insulation on the home located thereon and by reason thereof plaintiff is entitled to levy execution upon said homestead for the collection of the judgment herein.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED by the court that the plaintiff have judgment against the defendants, L.A. Shaffner and Thelma Shaffner, in the sum of \$458.58, with interest thereon at the rate of 6% per annum from October 26, 1951, and for its costs and the United States Marshal is hereby authorized to levy execution upon the farm homestead of said defendants for the purpose of enforcing said judgment.

Rayne H. Savage  
JUDGE

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA.

United States of America,  
Libelant,

vs

One 1951 Mercury Sport Sedan,  
Motor No. 51-51-44935, Dave R.  
Sullivan and the Associates  
Discount Corporation, a Cor-  
poration,  
Claimants.

No. 2970 Civil.

JOURNAL ENTRY.

NOBLE C. HARRIS  
Clerk U. S. District Court

This matter comes on for hearing on the 7th day of  
December, 1951, on the Libel of Information of the United  
States of America against One Certain 1951 Mercury Sport  
Sedan, Motor No. 51-51-44935; and the Libelant appearing by  
John S. Athens, Assistant United States District Attorney;  
the claimant Dave R. Sullivan appearing in person and with  
his counsel, Luther P. Lane, and the Associates Discount  
Corporation, a corporation, appearing by its attorney, William  
K. Powers; the Court proceeded to hear the evidence, at the  
conclusion of which the Claimants entered motions for judgment,  
praying that the Court deny the forfeiture. And thereupon  
the Court passes said cause to the 7th day of December, 1951  
for argument, and on said date the Court heard the arguments  
of all of the above named respective counsel, and the Court took  
the same under advisement until January 4th, 1952, at which time  
the Court made the following findings:

FINDINGS OF FACT.

The Court finds that the evidence is insufficient to

establish the fact that the 1951 Mercury Sport Sedan was used to transport, or to facilitate the transportation, conveyance, concealment, receipt, possession or barter of marihuana.

~~xxxxxxtheUnitedStatesofAmerica'sallegationsofforfeiture~~

CONCLUSIONS OF LAW.

The Court concludes as a matter of law, that the United States of America's libel of information should be denied and forfeiture denied.

It is therefore, ORDERED, ADJUDGED AND DECREED that the above described automobile be released to the claimants herein, Dave R. Sullivan and Associates Discount Corporation, a Corporation, upon the payment of costs of storage at the Ritz Garage.

Dated this 4th day of January, 1952.

Raymond H. Savage  
District Judge.

O.K.

Whit G. Waring  
United States District Attorney,

By John G. Withers  
Assistant.

ASSOCIATES DISCOUNT CORPORATION,  
A Corporation,

By Wm. K. ...  
Its Attorney.

Dave R. Sullivan,

By ...  
His Attorney.

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

---

PATRICIA RILEY,  
PLAINTIFF,  
Vg.  
THE A CITY LINES, INC.  
DEFENDANT.

No. 2961 CIVIL

1952  
1952  
MOORE C. HOOD  
Clerk U. S. District Court

ORDER FOR DISMISSAL

THE MOTION OF PLAINTIFF AND DEFENDANT TO DISMISS THIS SUIT COMING ON  
FOR HEARING THIS 7<sup>th</sup> DAY OF JANUARY, 1952, PURSUANT TO STIPULATION OF  
COUNSEL FILED HEREIN, AND THE COURT HAVING CONSIDERED SAID STIPULATION,  
AND BEING FULLY ADVISED, FINDS THAT SAID MOTION SHOULD BE SUSTAINED.

IT IS THEREFORE ORDERED THAT THE MOTION OF PLAINTIFF AND DEFENDANT  
TO DISMISS THIS CASE BE AND THE SAME IS HEREBY GRANTED, AND THIS CAUSE  
BE AND THE SAME IS HEREBY DISMISSED.

18 Royce H. Savage  
ROYCE SAVAGE  
JUDGE OF THE UNITED STATES DISTRICT  
COURT, NORTHERN DISTRICT OF OKLAHOMA

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

W. R. GRIMSHAW, SR.

Plaintiff

vs.

H. C. JONES, FORMER COLLECTOR  
OF INTERNAL REVENUE

Defendant

No. 2902 Civil

SEMED

JAN 11 1952

NOBLE C. HOOD  
Clerk U. S. District Court

ORDER OF DISMISSAL WITH PREJUDICE

The above case having been compromised,  
IT IS HEREBY ORDERED that the same be dismissed with  
prejudice.

Rayon Savage  
JUDGE

APPROVED:

(Signed) John M. Winters, Jr.  
Attorneys for Plaintiff

Whit G. Mason  
Attorney for Defendant

UNITED STATES DISTRICT COURT FOR THE NORTHERN  
DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

Lillie Smith,

Defendant.

No. 2964 Civil

FILED

JAN 11 1951

NOBLE C. HOOD  
Clerk U. S. District Court

J U D G E M E N T

Now, on this 11th day of January, 1951, the above entitled action coming on for hearing, the plaintiff, United States of America, appearing by Whit Y. Muzzy, United States Attorney, and John A. McGuire, Assistant United States Attorney, for the Northern District of Oklahoma, and the defendant appearing not and the court having heard the evidence of the plaintiff and having examined the file, finds that said defendant was duly served with summons herein more than twenty days prior to this date and having failed to appear or answer is and should be adjudged in default.

The court finds that all the allegations of the plaintiff's complaint are true and that the defendant did, on October 5, 1947, for a valuable consideration, in accordance with the provisions of the Federal Housing Administration Act, execute to said Lumber and Box Company her written promissory note in the sum of \$1,149.80, and that said defendant having defaulted in the payments on said note in accordance with the provisions of said act, said note was thereafter assigned to the plaintiff and there is now due and owing upon said note the sum of \$860.85, with interest thereon at the rate of 6% per annum from November 1, 1951.

The court further finds that the plaintiff has filed herein a affidavit of non-military service, which it found to be true.

The court further finds that said note was given for the purpose of paying for permanent improvements upon the landstead occupied by the defendant, being Lot 4, Block 5, Southside Addition to the City of Muskogee, Tulsa County, Oklahoma, and by reason thereof the plaintiff is entitled to levy execution upon said premises for the collection of said judgment.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED by the court that the plaintiff have judgment against the defendant, Lillie Smith, for the sum of \$860.83, with interest thereon at the rate of 6% per annum from November 1, 1951, and for its costs and that the United States Marshal be and he is hereby authorized to levy execution upon the aforesaid premises.

1st Royal H. Savage  
JUDGE

Plaintiff, )  
vs. )  
Defendant. )

FILED

FILED  
IN FEDERAL COURT  
JAN 15 1952

W. R. BOON  
CLERK OF COURT

The above entitled and numbered cause came on for hearing on  
this the 15th day of January, 1952, in its regular order, and the  
plaintiff appeared by and through Whit L. King, United States Attorney  
for the Northern District of Illinois, and J. J. Schaffert, Special  
Assistant United States Attorney and Trial Trial Attorney for the  
Office of Price Stabilization, and the defendant appeared in person and  
by his attorneys, both and hereto, and all sides consented ready for  
trial.

The court, after hearing all the evidence introduced, including  
the admissions made on behalf of the defendant at the pre-trial hearing,  
and all of the argument of counsel, and being well and sufficiently  
advised in the premises, finds the issues in favor of the plaintiff and  
against the defendant, and in conformity with the findings of fact and  
conclusions of law filed herein.

It is, therefore,

ORDERED, that the defendant be and she do at the defendant  
prepare and file with the District Office of Price Stabilization, Chicago,  
Illinois, on or before the 31st day of January, 1952, a statement of  
ceiling prices, rates, or selling methods, for purchasers of her class,  
together with a brief description of the service provided or offered  
during the time period, on or after, 1942, to January 24, 1943, inclusive,  
as required by paragraph 1, section 100 of the Act.

It is further ORDERED, that the defendant prepare and  
submit (in triplicate) a statement of the defendant's net worth as of the date

stock and bonds, and during the base period from December 1, 1940, to January 20, 1941, inclusive, together with a description or identification of each commodity and a statement of the volume of sales and purchases showing the quantities of commodities in which aggregate deliveries and sales for delivery, made for base period from December 19, 1939, to January 20, 1941, including a statement of customary price differentials for terms and conditions of sales and classes of purchasers, in respect to the base period, all as required by section 16(a)(2), (3) and (4) of General Orders under the act.

IT IS ORDERED by the Court that the defendant observe all reasons required by Section 16(a), General Order Price Regulation, and section 16(a) of Public Price Regulation 21.

IT IS ORDERED by the Court that in the event the defendant fails, neglects or refuses, for any reason, to comply with the mandatory order of this Court as to section 16, Public Price Regulation 21, and section 16, General Order Price Regulation, or either of them, on or before January 20, 1941, that the defendant, his agents, servants and employees, and all other persons in active concert or participation with said defendant, he and they are hereby restrained, enjoined and prohibited from selling, or offering to sell, either directly or indirectly, any goods in or service then on hand at the place of business, 1111 South Benton Avenue, Tulsa, Oklahoma, or any service then being provided or ordered for sale at such place of business.

IT IS ORDERED by the Court that the defendant, his agents, agents and employees, and all other persons in active concert or participation with said defendant, he and they are hereby restrained, enjoined and prohibited from violating any provision or provision of the Defense Production Act of 1950, as amended, or any regulation hereunder issued in the title of Price Stabilization.

IT IS ORDERED by the Court that the plaintiff recover and receive, of and from the defendant, all costs in this Court expended.

*James H. [Signature]*  
United States District Judge

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

SOUTHLAND LIFE INSURANCE COMPANY,  
a corporation,

Plaintiff,

vs

FRANK D. RITCHIE, Administrator of  
the estate of Thomas Leo Ritchie,  
deceased, and HARVEY T. TAYLOR,  
administrator of the estate of Frances  
Marie Ritchie Taylor, deceased,

Defendants.

No. 2938

**FILED**

JAN 17 1952

NOBLE C. HOOD  
Clerk U. S. District Court

O R D E R

This cause coming on to be heard on this the 4th day of January, 1952, being one of the regular court days of this Court, and appearing regularly on the docket of the Court for this date, having been continued for decision until this date on the Motion for Summary Judgment heretofore filed by Frank D. Ritchie as administrator of the estate of Thomas Leo Ritchie, deceased, and movent being present by his counsel, T. Austin Gavin, and Harvey T. Taylor as administrator of the estate of Frances Marie Ritchie Taylor, deceased, appearing by his counsel Jack M. Hays, the Court announced that he had reached the conclusion that said Motion should be sustained.

IT IS THEREFORE BY THE COURT ORDERED, ADJUDGED, AND DECREED that the Motion of Frank D. Ritchie as administrator of the estate of Thomas Leo Ritchie be, and the same is hereby, sustained, and the United States District Court Clerk for the Northern District of Oklahoma be, and he is hereby, directed, authorized and empowered forthwith to pay the moneys heretofore deposited in his hands in this cause by Southland Life Insurance Company, to the said Frank D. Ritchie as said administrator of said estate.

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THE COURT that the costs herein be, and the same are hereby, assessed against the said Harvey T. Taylor as administrator of the estate of Frances Marie Ritchie Taylor.

*syd* / Rayce H. Hays  
United States District Judge

Okay as to Form:

T. Austin Gavin  
Attorney for Frank D. Ritchie as Admin-  
istrator of the estate of Thomas Leo

Rayce H. Hays  
Attorney for Harvey T. Taylor as Admin-  
istrator of the estate of Frances Mari

James Earl Ray,  
 a citizen of the state of  
 Illinois, Clerk, Peo-  
 nia,  
 Plaintiff,  
 -vs-  
 The John Deere and  
 Moline Companies, a cor-  
 poration,  
 Defendant.

No. 2143

FILED  
In Open Court

JAN 21 1952

NOBLE C. HOOD  
Clerk U. S. District Court

JUDGMENT, ENTRY ON JUDGMENT

Now, on this 21st day of January, 1952, the above  
 matter coming on for hearing in its regular order, same  
 having heretofore been set for this day, and the plain-  
 tiff appearing in person and by her attorney of record,  
 James Earl Ray, and the defendant appearing by its attor-  
 ney of record, John A. Wallace, and both sides having  
 announced ready for trial and a jury having been waived  
 in open court and the parties having consented to submit  
 said cause to the court for final decision without the  
 intervention of a jury, and it appearing from the state-  
 ment of counsel that the defendant has offered a compre-  
 hensive settlement of said cause to the sum of eight thou-  
 sand five hundred dollars (\$8,500.00) and has agreed that  
 judgment may be entered against it for that amount and  
 it further appearing that said proposed offer of settle-  
 ment is acceptable to plaintiff and her counsel, and the  
 court having heard the evidence of witnesses sworn and  
 examined in open court, and said cause having been finally  
 submitted, and being fully advised in the premises finds:  
 That the court has jurisdiction of said cause and  
 of the parties.

That plaintiff is the duly appointed and qualified

and the validity of the act of the defendant herein, is hereby  
disregarded.

That the act of settlement of said estate in view  
of all the facts is just, fair and reasonable and is  
hereby approved.

That Thomas Martin Deckerle, deceased, was instantaneously  
killed on the 14th day of February, 1931, while in the  
employ of the defendant as a result of a mine accident  
and left surviving his wife, Nancy Jane Deckerle,  
Administratrix hereinafter, and one son by a previous marriage,  
Mickey Lee Deckerle, who was 9 years old at the time of  
his father's death, and that deceased left no other chil-  
dren or issue of deceased children surviving him and that  
Nancy Jane Deckerle and Mickey Lee Deckerle are the sole  
and only persons who have sustained a pecuniary loss as  
a result of his death and are the sole and only persons  
who are entitled to share in the proceeds of any judgment  
rendered herein. That plaintiff has expended the sum  
of one thousand seven hundred and fifty dollars (\$1,750.00) in the  
burial of her deceased husband, Thomas Martin Deckerle.

That Mickey Lee Deckerle, deceased's minor son, is  
the son of Rita Daniels, a former wife of deceased and  
from whom he was divorced after the marriage to plain-  
tiff herein, and that Rita Daniels is also the duly ap-  
pointed and qualified guardian of her minor son, Mickey  
Lee Deckerle, and has the legal custody of said minor.

The court further finds that said guardian, Rita  
Daniels, upon advice of independent legal counsel has  
agreed that an equitable distribution of the proceeds  
settlement shall be two thousand five hundred dollars  
(\$2,500.00) to said minor and six thousand dollars  
(\$6,000.00) to plaintiff, Nancy Jane Deckerle, which is  
agreeable to plaintiff and the court finds that this is  
a just and equitable division of the agreed settlement  
and the same is hereby approved.

... the said Plaintiff have paid and shall pay the costs of this action.

... that the defendant shall by said judgment be full and final plaintiff as sole executrix of the estate of Thomas Martin McCorkle, deceased, and that such payment shall be a full acquittal of the defendant of this judgment.

... that the amount of said judgment rendered herein shall be distributed as follows: Six thousand Dollars (\$6,000.00) to Plaintiff, Nancy Jane McCorkle, as the surviving widow of Thomas Martin McCorkle, deceased, and said sum is awarded to her for her exclusive use and benefit and to reimburse her for the one hundred seventy five Dollars (\$175.00) funeral expense by her incurred, and Two thousand Five hundred Dollars (\$2,500.00) to Rita Daniels, daughter of Mirrie Lee McCorkle, minor and of said deceased, and said sum is awarded to her for the exclusive use and benefit of said minor. No part of said judgment shall inure to the benefit of the estate of Thomas Martin McCorkle, deceased.

Wm. H. Savage  
Attorney

APPROVED:  
Emerson Faulk  
Attorney for Plaintiff

John E. Sullivan  
Attorney for Defendant

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

Case No. 10,000, P.D.,

et al.,

PHILLIPS PETROLEUM COMPANY  
S. Y. BEZEM,

297

FILED

JAN 21 1952

WALTER W. WATSON, JR., CLERK OF COURT

On January 10, 1952, there was before the court motion of the plaintiff asking that this case be remanded to the state court. The plaintiff appeared by H. J. Hamilton, one of its attorneys. The defendant, Phillips Petroleum Company, appeared by David H. Sanders, one of its attorneys.

On consideration of said motion to remand and of the argument of counsel in support of said motion and in opposition thereto, the court finds that this case was improvidently and without jurisdiction removed to this court.

IT IS THEREFORE ORDERED that this case be remanded to the District Court of Osage County, Oklahoma.

*Walter W. Watson, Jr.*  
\_\_\_\_\_  
Judge

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

GAS AND ELECTRIC SERVICE CORPORATION,  
a corporation,

Plaintiff,

vs.

ANCHOR PETROLEUM COMPANY, a corporation,

Defendant.

No. 2903.

Filed Jan 22 1952

Noble C. Hood  
Clerk U.S. District Court

ORDER OF DISMISSAL

upon stipulation of the parties,

IT IS ORDERED that the above entitled action be and is hereby dismissed with prejudice at plaintiff's cost.

This 22 day of January, 1952.

s/Royce H. Savage

\_\_\_\_\_  
Judge.

APPROVED AND AGREED TO:

s/Savage, Gibson & Benefield

By: Leonard H. Savage

Attorneys for Plaintiff.

s/Martin, Logan, Kinney, Stanton & Moyers

By: Robert J. Stanton

Attorneys for Defendant.

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

ROY STURGIS FLOORING COMPANY,  
INC., a corporation,

Plaintiff,

VS.

JOSEPH THOMAS, DEN THOMAS,  
and WILLIAM THOMAS, co-partners,  
dba ANCHOR LUMBER COMPANY,

Defendants.

NO. 2950 - Civil

JAN 24 1952

JAN 24 1952

J U D G M E N T

On this the 27<sup>th</sup> day of January, 1952, the court having previously tried the above captioned case on its merits, and having entered Findings of Fact and Conclusions of Law, ordered that the plaintiff have and recover judgment against the defendants in the amount of \$1,409.44, with interest from date of judgment at the rate of six (6) percent per annum, and costs of this action.

Royce H. Savage  
JUDGE

O.K. as to Form:

Maxenstein, Post & Shider  
Attorney for Plaintiff.

O.K. as to Form:

John A. Cochran  
Attorney for Defendant.

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

E. V. Story, )  
)  
Plaintiff, )  
)  
vs. ) No. 1919 Civil  
)  
Sisters of the Sorrowful Mother, )  
a Corporation )  
)  
Defendant. )

NOBLE C. HOOD  
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, E. V. Story, may and he does hereby dismiss the above styled and numbered action with prejudice to the bringing of a future action.

Dated this 27th day of January, 1932.

E. V. Story  
Plaintiff  
George Campbell  
Attorney for Plaintiff

R. D. Adams  
Attorneys for Defendant

IT IS HEREBY ORDERED that the above styled and numbered cause of action be dismissed with prejudice this 27 day of January, 1932.

Royce H. Savage  
U. S. District Judge

rdh/mr  
1-21-32

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

AGUSTAN W. CHATMAN, )  
Plaintiff )

vs. )

PHILIPPS PETROLEUM COMPANY, )  
A corporation, )  
Defendant. )

NO. 2968-Civil

FILED

NOV 25 1952

D I S M I S S A L

Comes now the plaintiff and dismisses the above styled  
cause and action with prejudice to any future action or actions  
at her cost.

HIGHT & BRAINARD

By /s/ Ralph B. Brainard  
Attorneys for Plaintiff

O R D E R

IT IS ORDERED that the above styled and numbered cause  
be and it is hereby dismissed with prejudice at cost of plaintiff.

/s/ Royce H. Savage  
Judge

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

T. L. ARNOLE,

Plaintiff

vs.

No. 2965

NELLIE B. MINING COMPANY,  
a corporation,

Defendant

DISMISSAL WITH PREJUDICE  
AND AT PLAINTIFF'S COST

NOBLE C. HOOD  
Clerk U. S. District Court

Comes now the plaintiff and dismisses this, his cause of action, with prejudice to the further right to prosecute same, and at plaintiff's cost, for the reason and upon the grounds that a full and complete settlement has been arrived at and a full accord and satisfaction had between the parties.

T. L. Arnole  
Plaintiff

GREEN, FARMER & WOOLSEY

By W. E. Green

Rollie Clark  
ROLLIE CLARK

Attorneys for Plaintiff

This cause comes on for hearing before the undersigned, Judge of the above named Court, and the Court having examined the dismissal finds that same should be approved and said cause dismissed.

BE IT THEREFORE ORDERED, ADJUDGED AND DECREED that such cause of action be, and the same is, hereby dismissed with prejudice and at plaintiff's cost, for the reason set forth in the above dismissal.

DONE AND DATED in open court this the 28 day of January,

1952.

Rayce H. Savage  
JUDGE

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

ROY ARNOLD,

)  
(  
Plaintiff )

vs.

( No. 2966  
)

NELLIE B. MINING COMPANY,  
a corporation,

)  
(  
Defendant )

54880

JUN 24 1937

MOBLE C. HOOD  
Clerk U. S. District Court

DISMISSAL WITH PREJUDICE  
AND AT PLAINTIFF'S COST

Comes now the plaintiff and dismisses this, his cause of action, with prejudice to the further right to prosecute same, and at plaintiff's cost, for the reason and upon the grounds that a full and complete settlement has been arrived at and a full accord and satisfaction had between the parties.

Roy Arnold  
Plaintiff

GREEN, FARMER & WOOLSEY

By W. J. Green

Rollie Clark  
ROLLIE CLARK

Attorneys for Plaintiff

This cause comes on for hearing before the undersigned, Judge of the above named Court, and the Court having examined the dismissal finds that same should be approved and said cause dismissed.

BE IT THEREFORE ORDERED, ADJUDGED AND DECREED that such cause of action be, and the same is, hereby dismissed with prejudice and at plaintiff's cost, for the reason set forth in the above dismissal.

DONE AND DATED in open court this the 28 day of January,

1952.

Jay H. Savage  
JUDGE

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

CIVIL ACTION NO. 2976

UNITED STATES OF AMERICA,  
PLAINTIFF

VS.

292.50 ACRES OF LAND, MORE  
OR LESS, SITUATE IN CREEK  
COUNTY, OKLAHOMA, AND  
S. MAX BIER, ET AL.,  
DEFENDANTS

ORDER NUNC PRO TUNC

FILED

JAN 29 1952

CLERK OF COURT  
U.S. DISTRICT COURT

Now on this 29 day of Jan, 1952, the plaintiff, the United States of America, applies for an order nunc pro tunc and it appears that through clerical error and mistake that the Judgment on Declaration of Taking No. 1 and other pleadings filed herein as to Tract No. B-90, designate and described Tract No. B-90 as being in Section 25, Township 18 North, Range 9 East; while in truth and in fact, the lands in Tract No. B-90 is situated in Section 35, Township 18 North, Range 9 East.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Judgment on Declaration of Taking No. 1 and on pleadings filed herein is hereby corrected in that in all of said pleadings and judgment, tract No. B-90 shall read as follows, to-wit:

Tract No. B-90

W/2 SW/4 SW/4 SE/4, SE/4 SE/4 SW/4, E/2 SW/4 SE/4 SW/4, SW/4 NE/4 SE/4 SW/4, NW/4 SE/4 SW/4, SW/4 NE/4 SW/4, E/2 SE/4 NW/4 SW/4, E/2 NE/4 SW/4 SW/4, of Section 35, Township 18 North, Range 9 East of the Indian Base and Meridian, situate in Creek County, Oklahoma, and consisting of 52.50 acres, more or less.

Royce H. Savage  
JUDGE

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

ELIZABETH NICHOLS,

Plaintiff,

-vs-

TULSA CITY LINES, INC.,  
a corporation,

Defendant.

No. 2992 - Civil

FILED

JAN 29 1952

O R D E R

CLERK OF COURT  
COURT HOUSE

The above styled cause is herewith  
ordered dismissed with prejudice to the plaintiff's right  
of bringing another action, on the ground and for the reason  
that the same has been adjusted and settled by the above  
styled parties.

(S) Walter H. Stange  
Judge of the United States  
District Court for the Northern  
District of Oklahoma

JMB:kg

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

RUTH MAXINE BOLT,

Plaintiff,

-vs-

NARENDRA K. AGRAWAL,

Defendant.

No. 2912 Civil

FILED

JAN 30 1952

CLERK OF COURT  
DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

ORDER

Now on this 30 day of January, 1952, there came on for hearing, pursuant to regular assignment, plaintiff's motion to dismiss her petition or complaint herein with prejudice. After oral argument and the court being fully advised in the premises the court finds that said petition or complaint should be dismissed with prejudice.

IT IS THEREFORE ORDERED ADJUDGED AND DECREED that said petition or complaint be dismissed with prejudice.

*Lee E. Gray*

Attorney for Plaintiff.

*Alfred A. Knight*

Attorney for Defendant.

*George H. ...*  
\_\_\_\_\_  
Judge.

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

\* \* \* \* \*

LOPER TRANSPORTATION COMPANY,  
A Corporation,

Plaintiff,

-vs-

KRAFT FOODS COMPANY, A Corporation,  
Defendant.

No. 2986 Civil

FILED

JAN 27 1952

WALTER C. BOOD  
Clerk U. S. District Court

ORDER DISMISSING ACTION

Now on this 30 day of January, 1952, there  
having been presented to the undersigned United States District  
Judge for the Northern District of Oklahoma, a motion for a  
voluntary dismissal of the action filed herein, and the Court  
having considered the same and being well and sufficiently  
advised in the premises finds said motion should be sustained,  
and the action dismissed.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED  
BY THIS COURT that the Plaintiff's motion for a voluntary  
dismissal of this action, as contained herein, be and the same  
is hereby sustained, and the action filed herein be and the same  
is hereby dismissed with prejudice.

(3) George N. Savage  
United States District Judge.

APPROVED AS TO FORM:

[Signature]  
Attorney for Plaintiff.

[Signature]  
Attorneys for Defendant.

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	No. 3081 Civil
	)	
Hanson Edwards,	)	FILED
	)	
Defendant.	)	JAN 31 1952

J U D G M E N T

NOW, on this 31st day of January, 1952, there coming on for trial the above entitled action and the plaintiff, United States of America, appearing by Whit E. Fussy, United States Attorney, and John W. McNamee, assistant United States Attorney, for the Northern District of Oklahoma, and the defendant, Hanson Edwards, appearing by his attorney A. M. Riegler, and said defendant's attorney having stated in open court that it was stipulated that said cause be tried upon its merits and the court having heard the evidence and it being stipulated by defendant's attorney that all the allegations of said complaint were true, the court finds that the plaintiff is entitled to judgment in accordance with the allegations of said complaint.

The court further finds that there was allotted to Ella Peakey, now Peters, full-blood Creek Indian No. 719, the following described lands:

West Half of Northwest Quarter of Section 28, Township 18  
North, Range 14 East, Tulsa County, Oklahoma, &

and that by virtue of the acts of Congress said land is under the supervision and control of the Secretary of the Interior of the United States or his duly authorized agent, the Area Director of the Muskogee Area Office, and that the defendant, Hanson Edwards, is occupying said land without any authority of said officials and that the plaintiff is entitled to judgment dispossessing said defendant from said land and permanently enjoining said defendant from interfering in any manner with the possession, control or operation of said land.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED by the court that the plaintiff have judgment against the defendant, Hanson Edwards, dispossessing him from said land and that said defendant be permanently enjoined and restrained from interfering in any manner with the Secretary of the Interior or the Area Director of the Muskogee Area Office in its supervision and control of said land

and that said plaintiff further have judgment and consent,  
Hanson Edwards, for its costs, except the solicitor's docket fee, for which  
its costs are not allowed.

15/ Royal W. Edwards  
JUL 12

3. 4.

15/ J. B. Lighter  
J. B. Lighter  
Attorney for Defendant

IN SENATE DISTRICT COURT FOR THE NORTHERN DISTRICT  
OF OKLAHOMA

W. H. MOORE, )  
Plaintiff, )  
vs. )  
WILLIAM G. CUMMINGS, )  
Defendant. )

No. 2455

CIVIL

FILED

FEB 1, 1952

WILEY C. HOOD  
CLERK U. S. DISTRICT COURT

DECREE

The above matter having come on for trial on the 14th day of December, 1951, and the parties subsequent thereto having filed their briefs and had oral argument and the court having this day filed findings of fact and conclusions of law,

IT IS ORDERED, ADJUDGED, AND DECREED:

1. That United States Letters Patent Number 2,496,381 covering a certain "dome brush" issued in the name of William G. Cummings, be and they are hereby declared to be invalid and of no force and effect.
2. That the plaintiff be and he is declared to have the right to manufacture, produce, distribute and sell such brushes without claim of infringement of the above-described Letters Patent.
3. That the Defendant, William G. Cummings, be and he is hereby restrained from claiming any rights in or under the above-described Letters Patent Number 2,496,381.
4. That Defendant be and he is hereby restrained and enjoined from interfering in any ways with the production, manufacture and sale by the plaintiff, W. H. Moore, the "dome brush" described in the above-described Letters Patent.
5. That plaintiff shall have his costs herein expended.

Noted this 1st day of Feb, 1952.

Wiley C. Hood  
District Judge

Approved as to Form:

W. H. Moore  
Attorney for Plaintiff

William G. Cummings  
Attorney for Defendant

IN SENATE  
January 11, 1950.

REPORT  
OF THE  
COMMISSIONER OF  
THE BOARD OF  
REGISTRATION,  
STATE OF NEW YORK,  
IN RESPONSE TO  
RESOLUTION  
PASSED BY THE SENATE  
JANUARY 11, 1950.

NEW YORK  
STATE OF NEW YORK

DISMISSAL WITH PREJUDICE

That the plaintiff, ...  
...  
...  
...  
...

*[Signature]*  
...  
...

ORDER

Pursuant to the Notice of Dismissal,  
it is herewith Ordered by the Court that the above styled case  
should be and is herewith Ordered Dismissed with prejudice on  
the grounds and for the reasons that same has been settled and  
adjusted and disposed of by agreement of the parties.

121 *[Signature]*  
United States District Judge

JTB:mc

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

ELEANOR A. SMITH; H. W. DENTON; EYDITH  
DENTON, EXECUTRIX OF THE ESTATE OF F. M.  
DENTON; FRANKLIN P. SMITH, EXECUTOR OF  
THE ESTATE OF ANNA THOMPSON,  
Plaintiffs,

vs.

J. G. CATLETT; J. G. CATLETT, TRUSTEE;  
J. G. CATLETT COMPANY; J. G. CATLETT, INC.;  
and TOKLAN PRODUCTION CO., a corporation,  
Defendants.

NO. 2817-CIVIL ✓

WALTER C. HOOK  
Clerk U. S. District Court

JUDGMENT

Upon motion of Plaintiffs, their second cause of action is dismissed as to the Defendant Toklan Production Company.

Upon findings of fact and conclusions of law entered herewith, it is adjudged that Plaintiffs take nothing upon their first cause of action against the Defendants or any of them; and that the Plaintiffs take nothing upon their second cause of action against the Defendants J. G. Catlett, J. G. Catlett, Trustee, J. G. Catlett Company, and J. G. Catlett, Inc.

Costs of the action are adjudged and taxed against the Defendant J. G. Catlett Co.

Dated this 6 day of February, 1952.

*Robert H. Savage*  
United States District Judge

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OKLAHOMA

MORAN HALLAM,

Plaintiff,

vs.

ANDERSON HOTELS OF OKLAHOMA, INCORPORATED,  
a corporation, JAMES ANDERSON, ALON BOUVAS,  
LOUISIANA BOUVAS, CARL B. STEEL and E. L.  
LINDSAY,

Defendants.

WILLIAM C. ...  
District Court

J U D G M E N T

Now on this 18th day of January, 1958, pursuant to the mandate of the United States Court of Appeals, Ninth Circuit, and being fully advised in the premises, the Court renders judgment against the plaintiff and in favor of all of the defendants on all the causes of action for damages for personal injuries to the plaintiff, and all the costs incident to the appeal to the United States Court of Appeals is adjudged in favor of the defendants and against the plaintiff.

Judgment is rendered in favor of the plaintiff and against the defendant, Anderson Hotels of Oklahoma, Inc., for property damage loss to the plaintiff in the sum of \$100.00, with interest from the date of this judgment, and the costs in the trial in the District Court are adjudged in favor of the plaintiff and against the defendant, Anderson Hotels of Oklahoma, Inc.

Let judgment be entered accordingly.

APPROVED AS TO FORM

UNITED STATES DISTRICT COURT

Attorney for Plaintiff

APPROVED AS TO MERIT

B. W. THORP  
Attorney for Defendant,  
Anderson Hotels of Oklahoma, Inc.

APPROVED AS TO COSTS

for Hallam  
Attorney for MORAN HALLAM  
Nick ...

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

GLENN W. BLAIR and NANCY BLAIR,  
Father and Mother of LOREN B.  
BLAIR, Deceased,

Plaintiffs,

-vs-

HOYT OIL COMPANY, a co-partnership, et al.,

Defendants

NO. 2939-Civil

FILED

FEB 7 1952

JOURNAL ENTRY

Now on this 7th day of February, 1952, this cause came on for trial pursuant to regular setting, at which time plaintiffs appeared in person and by and through their attorney, John Tillman of Pawhuska, and defendants appeared by and through their attorney, A. M. Covington, at which time it was agreed in open court said cause might come on for trial before the court without a jury, and the court, having heard the evidence of the parties, and being well and sufficiently advised in the premises, finds the issues for the plaintiff, and fixes the amount of their recovery at \$4000.00.

IT IS, THEREFORE, ORDERED ADJUDGED AND DECREED that plaintiffs have and recover of the defendants, and each of them, the sum of \$4000.00 and the costs of this action.

*W. R. Wallace*  
JUDGE

O.K.:

*John W. Tillman*  
Atty. for Plaintiffs

O.K.:

*John P. Harley*  
Atty. for Defendants

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

MATTIE B. BURRIS,

Plaintiff

vs.

FRANK W. ROBINSON,

Defendant

No. 2928 Civil

DISMISSAL WITH PREJUDICE

MOBLE C. HOOD  
Clerk U. S. District Court

Comes now the plaintiff and dismisses this, her cause of action, with prejudice to the further right to prosecute same, and for the following reasons, to-wit:

That the plaintiff and the defendant have fully compromised and settled all disputes involved in this litigation and a full accord and satisfaction has been had between the parties and the plaintiff no longer has any claim, demand, suit or cause of action against the defendant.

This plaintiff further requests this Honorable Court to make and enter an order dismissing this cause with prejudice and at plaintiff's cost.

~~MOBLE C. HOOD~~  
Clerk U. S. District Court

Mattie B. Burris  
Plaintiff

L. Keith Smith  
Ryan Tabor  
Attorneys for Plaintiff

Now on this the 4th day of February, 1952 this cause comes on for trial and at the time said cause was called for trial the plaintiff files herein her dismissal with prejudice and requests the Court to make an

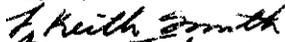
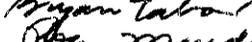
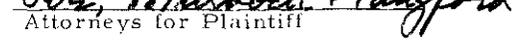
order dismissing same with prejudice, and at plaintiff's cost. The dismissal is received and approved and the request for dismissal granted.

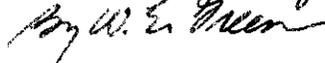
BE IT THEREFORE ORDERED, ADJUDGED AND DECREED that plaintiff's cause of action be, and the same is, hereby dismissed with prejudice, and at plaintiff's cost.

DONE AND DATED in open court this the 1st day of February, 1952.

  
JUDGE

O. K.

  
  
  
Attorneys for Plaintiff

  
Attorneys for Defendant  


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

FILED

FEB 17 1934

Tri-State Insurance Company,

Plaintiff,

vs.

Riss & Company, Inc.,

Defendant.

WALTER C. HOOP  
Clerk U. S. District Court

No. 2372

DISMISSAL WITHOUT PREJUDICE

Comes now the plaintiff, Tri-State Insurance Company, and  
dismisses the above styled and numbered action without prejudice to the  
bringing of a future action.

Dated this 16th day of February, 1934.

TRI-STATE INSURANCE COMPANY

By *W. C. Hoop*  
Attorney for Plaintiff

IT IS HEREBY ORDERED that the above styled and numbered action  
be dismissed without prejudice to the bringing of a future action.

Dated this 16 day of February, 1934.

*Royce H. Savage*  
U. S. District Judge

rdh/mr

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

Mrs. J. A. Walker, Plaintiff,

vs.

Charles Chapin and  
Maxine Odella Roomsbury,  
Defendants.

No. 2929 Civil

FILED

FEB 19 1952

W. C. HOOD  
Clerk of Court

J U D G M E N T

This action came on regularly for trial on the 5th day of February, 1952, A. L. Commons, Esq. appearing as counsel for the plaintiff and Truman Rucker and Robert D. Shepherd, Esqs., appearing for the defendant. A jury of twelve persons was regularly impaneled and sworn to try said action, and witnesses on the part of the plaintiff and defendant were duly sworn and examined. After hearing the evidence, the arguments of counsel and instructions of the court, the jury retired to consider their verdict and subsequently returned into court with the verdict signed by the foreman, and being called, answered to their names and say:

IN THE DISTRICT COURT OF THE UNITED STATES  
for the Northern District of Oklahoma

Mrs. J. A. Walker, Plaintiff,

vs.

Charles Chapin, et al.,  
Defendant,

No. 2929, Civil.

We the jury in the above-entitled case, duly impaneled and sworn, upon our oaths find for the plaintiff, and assess damages at \$907.50.

/s/ Joseph N. Hutchins,  
Foreman

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED, that the plaintiff have and recover from defendant the sum of \$907.50 with interest thereon at the rate of 6 per cent per annum from the date hereof, till paid, together with plaintiff's costs and disbursements incurred in this action amounting to the sum of \$236.90.

Judgment entered February 5, 1952.

/s/ W. A. Wallace,  
Judge

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

P. H. Swartzlander and Stella  
Lowe Swartzlander,

Defendants.

No. 2937 Civil

153 80 1052

J U D G M E N T

NOW, on this 1st day of February, 1952, there coming on for trial the above entitled cause and the United States of America appearing by Whit Y. Manzy, United States Attorney, and John W. McCune, Assistant United States Attorney, for the Northern District of Oklahoma, and the defendants appearing not, the court proceeded to hear the evidence offered on behalf of the plaintiff and finds that the defendants were served with summons more than twenty (20) days prior to this date and are in default and that all the allegations set forth in plaintiff's complaint are true.

The court further finds that the plaintiff has filed an affidavit of non-military service herein, which is found to be true.

The court further finds that the defendants, P. H. Swartzlander and Stella Lowe Swartzlander, are indebted to the plaintiff in the sum of \$265.47 with interest thereon at 6% per annum from July 16, 1951, by virtue of a note executed to the Bond Roofing Company under the provisions of the Federal Housing Administration Act and thereafter assigned to the plaintiff and that said defendants have defaulted in the payment of the same.

The court further finds that said note was given for the purpose of paying for permanent improvements upon that part of Block 28, Original Town of Sapulpa, Creek County, Oklahoma, described as follows:

Beginning at a point 80 feet east of the southeast corner of fractional Block 27, and 80 feet north of northwest corner of fractional Block 35, Original Town of Sapulpa; thence east along the north line of Hobson Avenue to the west line of the St. Louis San Francisco Railway right-of-way; thence north-westerly along said right-of-way to a point 80 feet east of the east line of said Block 27; thence south to point of beginning,

which permanent improvements consisted of adding roofing to said house on said premises; and, by reason thereof, plaintiff is entitled to levy execution upon said premises for the collection of the judgment rendered herein.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED by the court that the plaintiff have judgment against the defendants, P. H. Swartzlander and Stella Lowe Swartzlander, for the sum of \$265.47, with interest thereon at 6% per annua from July 16, 1951 and for its costs and the United States Marshal is directed to levy execution for the collection of said judgment upon the above described property.

151 Royce W. Savage  
JUDGE

UNITED STATES DISTRICT COURT FOR THE NORTHERN  
DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

C. F. Harris,

Defendant.

No. 2979 Civil

FILED

FEB 20 1952

J U D G M E N T

NOW, on this 20th day of February, 1952, the above matter coming on for hearing and the plaintiff, United States of America, appearing by Whit Y. Meuzy, United States Attorney, and John W. McCune, Assistant United States Attorney, for the Northern District of Oklahoma, and the defendant appearing not and the court having heard the evidence offered in behalf of the plaintiff finds that said defendant was served with summons more than twenty (20) days prior hereto and is in default; that a proper affidavit of non-military service has been filed herein, which is found to be true and that the defendant is indebted to the plaintiff in the sum of \$80.00 for overpayment of readjustment benefits made to the defendant from March 23, 1946 to April 20, 1946 and that no part of the same has been paid.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED by the court that the plaintiff, United States of America, have judgment against the defendant for the sum of \$80.00, with interest at 6% from April 13, 1946 and costs.

151 Royce H. Savage  
JUDGE

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

SALLIE BEAVER MOORE,

Plaintiff,

vs.

BOARD OF COUNTY COMMISSIONERS OF TULSA COUNTY,  
OKLAHOMA, F. G. CHAPMAN, COUNTY TREASURER OF TULSA  
COUNTY, OKLAHOMA, WILLIAM P. GAILE, JR., COUNTY  
CLERK OF TULSA COUNTY, OKLAHOMA, J. A. PRATES, JR.,  
CHANDLER-PRATES COMPANY, a corporation, O. DEAN LEWIS,  
HUGH W. PRATHER, PUBLIC SERVICE COMPANY OF OKLAHOMA,  
a corporation, SOUTHWESTERN BELL TELEPHONE COMPANY,  
a corporation, WATER IMPROVEMENT DISTRICT No. 5,  
a corporation, L. R. PHILLIPS and H. W. REED,

Defendants.

CIVIL  
ACTION  
Number  
2839

---oooOooo---

JUDGMENT AND DECREE

---oooOooo---

NOBLE C. HOOD  
Clerk U. S. District Court

THIS ACTION having been heretofore heard and tried on the merits by the court, and the court having made and entered herein its findings of fact and conclusions of law in accordance with Rule 52 of the Rules of Civil Procedure and therein directed the entry herein of judgment and decree in accordance therewith.

NOW, THEREFORE, it is by the court considered,

ORDERED, ADJUDGED AND DECREED, That the plaintiff, Sallie Beaver Moore, be, and she is hereby declared to be vested with and seized of an indefeasible fee simple title in and to the tracts, lots and parcels of land situate in Tulsa County, Oklahoma, and described as follows, to-wit:

S $\frac{1}{2}$ S $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ , N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE $\frac{1}{2}$ , E $\frac{1}{2}$ NW $\frac{1}{2}$ NW $\frac{1}{2}$ SE $\frac{1}{2}$ , NE $\frac{1}{2}$ NW $\frac{1}{2}$ SE $\frac{1}{2}$ , E $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{2}$ SE $\frac{1}{2}$ , E $\frac{1}{2}$ NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ , E $\frac{1}{2}$ SE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ , SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ , N $\frac{1}{2}$ NW $\frac{1}{2}$ SE $\frac{1}{2}$ SE $\frac{1}{2}$ , S $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ SE $\frac{1}{2}$ , all in Section 36, Township 20 North, Range 13 East of 1EM, and containing 57 $\frac{1}{2}$  acres, more or less;

and that part of the aforesaid lands described as follows, to-wit:

E $\frac{1}{2}$ NW $\frac{1}{2}$ NW $\frac{1}{2}$ SE $\frac{1}{2}$  and West 30 feet of NE $\frac{1}{2}$ NW $\frac{1}{2}$ SE $\frac{1}{2}$  of said Section 36,

and being otherwise described as, to-wit:

Lots 5, 6, 7 and 8 of Block 1 of Mingo Valley Subdivision No. 1., according to the recorded Plat thereof;

and entitled to the possession of said tracts, lots and parcels of said lands as against any and all claims thereto made and asserted by the said defendants above captioned, and those who claim or might claim by, through and under them, and each of them; and it is further;

ORDERED, ADJUDGED AND DECREED, That the defendant, Water Improvement District No. 5., be, and it is hereby declared to have a first and prior lien upon and against said Lots 5, 6, 7 and 8 of Block 1 of Mingo Valley Subdivision No. 1., in the sum of Sixty-eight Dollars (\$68.00); and the plaintiff in open court having tendered said sum and having paid same to the Court Clerk for deposit into the registry of this court to abide final judgment herein and disbursement to said defendant, it is ORDERED that the said claim and lien of said defendant, be, and it is hereby transferred to said fund so deposited, and said lots, be, and they are hereby released and discharged of and from said lien; and it is further;

ORDERED, ADJUDGED AND DECREED, That each and every of the said claims of the said defendants, and those who claim or might claim by, through and under them, and each of them, be, and the same are hereby declared invalid and absolutely void; and they, and each of them, be, and they are hereby declared not to have any right, title, interest and estate or claim in and to said tracts, lots and parcels of land; and the said defendants, and those who claim or might claim by, through and under them, and each of them, be, and they are hereby forever barred and perpetually enjoined and restrained from claiming or asserting any right, title, interest and estate in and to said tracts, lots and parcels of land, or claim thereto; and it is further;

ORDERED, ADJUDGED AND DECREED, That all of the proceedings involving the tax sale or sales of said Lots 5, 6, 7 and 8 of Block 1 of Mingo Valley Subdivision No. 1. and all instruments founded thereon, be, and the same are hereby cancelled, set aside and held for naught; and said instruments filed for record in the office of the County Clerk of Tulsa County, Oklahoma, as follows:

1. Re-Sale Tax Deed, dated June 7, 1938, from County Treasurer of said county to said county, recorded in Book 1278 at page 436;

2. Tax Sale Proceeding Transcript filed October 23, 1940 and recorded in Book 1400 at page 33;

3. County Deed, dated September 30, 1940, from said county to J. A. Frates, Jr., and recorded in Book 1414 at page 538;

4. Quit Claim Deed, dated May 23, 1941, from J. A. Frates, Jr., et ux to Chandler-Frates Company, insofar as it relates to said lots, and recorded in Book 1433 at page 170 et seq.;

5. Warranty Deed, dated April 20, 1942, from Chandler-Frates Company to O. Dean Lewis, and recorded in Book 1491 at page 405;

6. Warranty Deed, dated May 26, 1943, from O. Dean Lewis to Hugh M. Prather, and recorded in Book 1491 at page 407;

7. Right of Way Easement, dated November 10, 1941, from Chandler-Frates Company et al, and recorded in Book 1461 at page 445;

8. Plat and Dedication, dated April 10, 1950, by Hugh M. Prather et ux to Public, and filed May 11, 1950, and therein numbered Plat No. 1595;

9. Right of Way Easement, dated August 26, 1950, from said Prather et ux to Public Service Company of Oklahoma and Southwestern Bell Telephone Company, and recorded in Book 2140 at page 340;

be, and the same are hereby ORDERED EXPUNGED from said records and files; and it is further;

ORDERED, ADJUDGED AND DECREED, That the plaintiff have and recover of and from the defendants herein, excepting therefrom the defendants, Southwestern Bell Telephone Company, Water Improvement District No. 5., L. R. Phillips and H. W. Reed, and each of them, her taxable costs by her herein laid out and expended; and for which, if same be not paid within thirty days from date hereof, upon request of plaintiff execution shall issue for the enforcement of the payment of such costs; and it is further;

ORDERED, ADJUDGED AND DECREED, That the motion and supplemental complaint of Hugh M. Prather against Chandler-Frates Company and O. Dean Lewis be not heard at this time, but that the court retain jurisdiction thereof, for the purpose of having issues made up and trial had when this judgment becomes final, either after an appeal to the Circuit Court of Appeals for the Tenth Circuit, or by

failure to appeal.

DONE this 25 day of February, 1952.

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

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

Ellis DeBakey, Lucile DeBakey,  
Lillian DeBakey, Annie DeBakey,  
Otter DeBakey, and R. DeBakey,  
co-partners, d/b/a IGA Food  
Market,

Plaintiffs,

vs.

Rex Baking Company, a Delaware  
Corporation, Continental Baking  
Company, a Delaware corporation,  
and General Baking Company, a  
New York corporation,

Defendants.

No. 2900 Civil

**FILED**

**FEB 29 1952**

**HORRIS C. WOOD**  
Clerk U. S. District Court

JUDGMENT AND DECREE

The above case having been tried on October 3, 1951, and the Court having heard all the evidence and having considered all briefs filed, made its findings of fact and conclusions of law on January 25, 1952, concluding that the plaintiffs are not entitled to recover and that judgment should be rendered for the defendants,

It is accordingly therefore by the COURT, ORDERED, AWARDED, ADJUDGED AND DECREED that the plaintiffs Ellis DeBakey, Lucile DeBakey, Lillian DeBakey, Annie DeBakey, Otter DeBakey, and R. DeBakey, co-partners, d/b/a IGA Food Market, take nothing under their complaint, and that judgment be and is hereby rendered for the defendants Rex Baking Company, Continental Baking Company, and General Baking Company, and that the defendants be and they are hereby discharged with their costs.

Dated this 29 day of February, 1952.

C.R.

Byron V. Boone  
Byron V. Boone  
Attorney for Defendant Rex Baking Company.

Royce H. Swager  
U. S. District Judge.

C.E.

CROUCH, RHODES & CROWE

By Will R. Canda  
Attorneys for Defendant  
Sentimental Baking Company

C.L.

FARRE, LOVELL, FINNEY, STANTON & HAYLES,

By Thomas M. Finney  
Attorneys for Defendant  
General Baking Company

C.L.

YOUNG, YOUNG & YOUNG,

By John H. Young  
Attorneys for Plaintiffs.

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

JOHN Z. TREAT,

Plaintiff,

- vs -

GALLOWAY LUMBER COMPANY,  
a corporation,

Defendant.

No. 2972 Civil

FILED

FEB 25 1952

NOBLE C. HOOD  
Clerk U. S. District Court

JOURNAL ENTRY OF JUDGMENT

Now on this 5th day of February, 1952, the above cause comes on for trial before me the undersigned Judge of the United States District Court for the Northern District of Oklahoma, pursuant to regular assignment on the Court's jury docket; and plaintiff appearing in person and by his attorneys, Paul Pugh and Lawrence Elder, and defendant being present and by its attorneys, Crouch, Rhodes & Crowe by A. G. Crowe, all parties announcing ready for trial, a jury of twelve men and women is impaneled and the process of the trial is begun; and at the conclusion of the trial date, the trial is still in progress and the cause is regularly recessed until 9:30 o'clock A. M. of the following date, for further trial proceedings;

And now on this 6th day of February, 1952, with the jury in the box and the parties present and announcing ready to resume, arguments of counsel are made and the Court instructs the jury; and the jury, having retired and deliberated upon a verdict, returns into Court with its verdict in favor of the defendant.

And the verdict having been received by the Court and filed by the clerk, judgment according to the verdict, is entered of record.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that plaintiff take nothing and that costs be taxed against plaintiff.

And now on this 21st day of February, 1952, there came on for hearing the motion of the plaintiff herein for new trial, plaintiff being present by his attorney, Lawrence Elder, and the defendant by its attorneys, Crouch, Rhodes & Crowe by A. G. Crowe; the Court, having heard the arguments of counsel and being fully advised, upon consideration finds that the said motion for new trial should be overruled.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that plaintiff's motion for a new trial be, and the same is hereby overruled.

W. Kayser, Savoy  
JUDGE

O. K.

Paul Rugh  
Attorney for Plaintiff

O. K.

CROUCH, RHODES & CROWE

BY: A. G. Crowe  
Attorneys for Defendant.

21 FEB 1952  
A TRUE COPY OF COURT RECORD  
NOBLE G. HOOD, CLERK  
W. H. ...

OKLAHOMA

\* \* \* \* \*

W. G. HILL, Sr., and G. B. HULL, Jr.,  
W. B. POPE, and H. L. DENMOOR,

Plaintiffs

-vs-

No. 3892-C

SANIT PA L FINE and MARINE INSURANCE  
COMPANY, A Corporation,

Defendants and  
Third-Party Plaintiff,

-vs-

FILED

MAR 1 1958

NOBLE C. HOOD  
Clerk U. S. District Court

SANDERS-KLEIN CONSTRUCTION COMPANY,  
a co-partnership composed of FRANK  
SANDERS and ALEXANDER KLEIN,

Third-Party Defendant.

ORDER OF DISMISSAL

Now on this 14th day of March, 1958, those having been presented to the undersigned United States District Judge for the Northern District of Oklahoma the Stipulation for Dismissal of the above entitled action with prejudice, and the Court having considered the same and being well and sufficiently informed in the premises finds that an Order of dismissal with prejudice should issue herein.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THIS COURT that the plaintiffs' cause of action and the action of the Third-Party Plaintiff be, and the same is hereby dismissed with prejudice.

  
United States District Judge.

O. K. AS TO FORM:

  
Attorney for Plaintiffs.

Attorney for Defendant and Third-Party Plaintiff.

Attorney for Third-Party Defendant.

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

FEDERAL DEPOSIT INSURANCE CORPORATION,

Plaintiff

vs.

C. H. WARLER,

Defendant

No. 2820 Civil

FILED

MAR 10 1952

JOURNAL ENTRY

NOBLE C. HOOD  
Clerk U. S. District Court

This cause coming on for trial on this the 6th day of February 1952, being one of the regular court days of this court, and Complainant being present by its attorneys, T. Austin Gavin and Allen E. Barrow and the defendant, C. H. Warler being present by his counsel, C. Lawrence Elder, thereupon both sides announced ready for trial and Complainant introduced its evidence and at the conclusion thereupon rested, whereupon the defendant interposed a demurrer to the sufficiency of the evidence and moved for judgment in his favor, which demurrer and motion were by the Court overruled. Thereafter the defendant introduced his evidence and at the conclusion thereof rested. Thereupon Complainant introduced rebuttal evidence and both sides having rested, both Complainant and Defendant interposed motions for a directed verdict, which said motions were by the Court overruled. Thereafter argument having been heard in support of plaintiff's contentions and in favor of defendant's contentions, the Court duly instructed the jury on the law of the case and thereafter the jury retired to consider said cause.

Subsequently the jury returned and in open court announced that it had reached a verdict and the same having been by the Court directed to be read by the Clerk the same was in words and figures as follows:

"We the jury in the above entitled case, duly empaneled and sworn upon our oaths find for the plaintiff on its first cause of action and assess its damages at \$2,222.96, we find for the plaintiff on its second cause of action and assess its damages at \$7,500.00 together with attorneys' fee and interest as provided in the note herein."

The Court having inquired whether said verdict was that of the entire jury and said inquiry having been answered in the affirmative and now upon motion of the Complainant the Court finds that said motion should be sustained and judgment should be entered upon said verdict.

IT IS THEREFORE BY THE COURT ORDERED, ADJUDGED AND DECREED that said verdict of said jury be and the same is hereby in all things approved; and

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THE COURT that said Complainant's motion for judgment be sustained; and

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THE COURT that said Complainant shall be and it is decreed to be entitled to a judgment in the sum of \$7,500.00 with interest at 10% per annum from January 15th 1949 until paid, and likewise entitled to judgment in the sum of \$2,222.96 with interest at the rate of 6% per annum from April 4th 1949, until paid, together with the sum of \$979.52 with interest on said latter sum at 6% per annum from date until paid, together with all of the costs of this action, for all of which let execution issue.

15/ Royce H. Sizemore  
United States District Judge

OKER AS TO FIDES:

12/ T. Austin Gavin  
T. Austin Gavin

13/ Allen E. Barrow  
Allen E. Barrow  
519 Mc Birney Bldg., Tulsa, Okla.  
attorneys for Complainant

14/ G. Lawrence Elder  
G. Lawrence Elder  
Kennedy Bldg., Tulsa, Okla.  
Attorney for Defendant

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

WORLD PUBLISHING COMPANY,  
a Corporation,

Plaintiff,

vs.

UNITED STATES OF AMERICA,

Defendant.

No. 2879 Civil.

RECEIVED

MAR 10 1952

NOBLE C. HOOD  
U.S. DISTRICT JUDGE

J U D G M E N T

In conformity with the Findings of Fact and Conclusions  
of Law filed herein on the 29th day of February, 1952,

IT IS ORDERED AND ADJUDGED that the plaintiff have and  
recover from the defendant the sum of Twenty Two Thousand,  
Fifty-nine and 71/100 Dollars (\$22,059.71), with interest thereon  
at the rate of six per cent. (6%) per annum from June 15, 1950,  
as provided by law.

Dated this 10th day of March, 1952.

/s/ ROYCE H. SAVAGE  
United States District Judge

O.K.

\_\_\_\_\_  
Attorney for Plaintiff

\_\_\_\_\_  
Attorney for Defendant

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

James E. Gooding,

Defendant.

No. 2705 Civil

FILED

MAR 11 1952

NOBLE C. HOOD  
CLERK U.S. DISTRICT COURT

J U D G M E N T

NOW, on this 10th day of March, 1952, plaintiff United States of America, appearing by Whit Y. Mauzy, United States Attorney, and John W. McCune, Assistant United States Attorney, for the Northern District of Oklahoma, and the defendant appearing in person and the court having heard the evidence finds that the defendant James E. Gooding, is guilty of contempt of court in that he wilfully failed to obey the order of this court requiring him to attend court and to answer to an order on June 14, 1951, and to answer to a citation directing him to appear on February 19, 1952, and having been so adjudged guilty of contempt, the court finds that said defendant should be fined the sum of \$25.00.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED by the court that the defendant, James E. Gooding, is in contempt of court and is fined the sum of \$25.00 for such contempt.

James E. Gooding

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America, )  
 )  
 Libellant, )  
 )  
 vs. ) No. 2935 Civil  
 )  
 One 1947 Chevrolet ½ Ton Pickup )  
 Truck, Motor No. BA4566002, and )  
 Robert Benson, )  
 )  
 Claimants. )

FILED

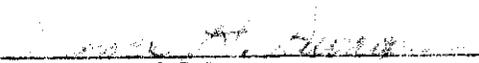
MAR 11 1952

WOBLE C. HOOD  
CLERK OF DISTRICT COURT

J U D G M E N T

Now, on this 10th day of March, 1952, the above-entitled action coming on for trial, plaintiff appearing by suit Y. Stacy, United States Attorney, and John W. McCune, Assistant United States Attorney, Northern District of Oklahoma, and the claimant, Robert Benson, appearing in person and by his attorney, S. S. Lawrence, and the court having heard the evidence offered by the plaintiff and the claimant, finds that the claimant did use one 1947 Chevrolet ½ Ton Pickup Truck, Motor No. BA4566002, from July 6, 1951 to August 6, 1951, for the purpose of transporting sugar, bran and other supplies to the still-site located 9 miles northwest of Sand Springs, Oklahoma, for the purpose of aiding in the illegal fermenting of mash and illegal distilling of nontaxpaid whiskey and for the further purpose of transporting nontaxpaid whiskey from said stillsite, all in violation of the Internal Revenue Laws of the United States of America and that by reason thereof said truck should be forfeited to the plaintiff.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED by the court that the plaintiff, United States of America, have judgment against said claimant, forfeiting the above-described truck to the plaintiff and that the United States Marshal for the Northern District of Oklahoma is hereby ordered to deliver the same to the Director, Records Management Division, National Archives and Records Service, General Services Administration, Washington, D.C.

  
JUDGE

GW:VM  
2/13/52

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

SHELL PIPE LINE CORPORATION,  
a corporation,

Plaintiff,

v.

E. D. WOFFORD,

Defendant.

No. 2908 CIVIL

RECORDED

OCT 17 1952

PERMANENT INJUNCTION

NOBLE T. MOON  
CLERK OF COURT

This cause came on for hearing this 19th day of October, 1951, on petition of plaintiff for preliminary and permanent injunction against the defendant, E. D. Wofford, the plaintiff appeared by its attorneys, Gordon Watts and Robert M. Hart, and the defendant appeared personally and by his attorney, Ralph B. Brainard. The Court, having fully considered the plaintiff's verified pleadings and the admissions made by the defendant in open court, and being fully advised of the premises finds: That the plaintiff owns right of way easements, which authorize it to lay, construct, reconstruct, replace, renew, maintain, repair, operate, change the size of and remove pipes and pipe lines for the transportation of oil, petroleum and similar substances over and across the lands of defendant, hereinafter described, and which likewise authorize it to erect, maintain, operate and remove, upon a single line of poles, telephone and telegraph lines over, through, upon, under and across said lands, together with the right of ingress and egress to said pipe lines and telephone and telegraph lines, that the plaintiff has for a number of years maintained and operated pipe lines and communication lines, over and across said lands under the terms of its easements; that on or about July 31, 1951, and for a period of three days thereafter and again on October 2, 1951, the defendant wrongfully refused, by threats of force, to permit plaintiff's agents, servants and employees to enter upon said lands for the performance of necessary repairs and maintenance on its said pipe lines and communication lines and unless restrained and enjoined the defendant

will continue such wrongful conduct to the irreparable loss and injury of the plaintiff.

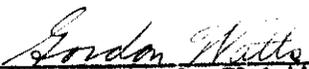
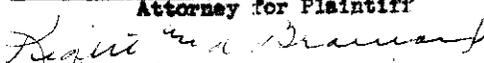
WHEREFORE, it is hereby ORDERED, ADJUDGED AND DECREED that the defendant, E. D. Wofford, his agents, servants, employees and attorneys and all persons in active concert and participation with him be and are hereby permanently and perpetually restrained and enjoined from molesting, threatening or interfering with the agents, servants and employees of the plaintiff, in their work of laying, constructing, reconstructing, replacing, renewing and maintaining, repairing, operating, changing the size of and removing its pipes and pipe lines on, over, under and across said lands, and in erecting, maintaining, repairing, operating and removing plaintiff's telephone and telegraph lines and poles, or their ingress and egress to said lines and poles and pipe lines on its right of way over and across the property described as:

Lot 4 and the West 20.98 acres and the Southeast 10 acres of Lot 3 and the East Half ( $E\frac{1}{2}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ), all in Section 18, Township 23 North, Range 15 East, Rogers County, Oklahoma.

IT IS FURTHER ORDERED that plaintiff's claim for damages in this action be reserved from this judgment.

  
JUDGE, UNITED STATES DISTRICT COURT

O.K. AS TO FORM

  
Attorney for Plaintiff  
  
  
Attorney for Defendant

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

THE EMPIRE DISTRICT ELECTRIC COMPANY,  
a Public Utility Corporation,

Plaintiff,

vs.

VICTOR GRIFFIN, et als.,

Defendants.

Civil  
No. 2869

ORDER CONFIRMING CONDEMNATION  
AND VESTING EASEMENT

Now on this 13 day of March, 1952, it appearing to the satisfaction of the court that on the 27th day of June, 1951, the plaintiff in the above-entitled cause did pay into this court to the clerk thereof, for the use of the owners of the lands condemned, being Tracts 1 and 2, the amount of damages assessed to the defendants herein by the duly qualified commissioners theretofore appointed by this court, by the report of said commissioners dated the 20th day of June, 1951, and filed with the clerk of this court, together with the fees of the clerk for receiving and disbursing same, said tracts being described as follows:

TRACT 1.

West Half ( $W\frac{1}{2}$ ) Northwest Quarter ( $NW\frac{1}{4}$ ) and West Half ( $W\frac{1}{2}$ ) Southwest Quarter ( $SW\frac{1}{4}$ ), Section Thirty-four (34), Township Twenty-nine (29), Range Twenty-three (23), Ottawa County, Oklahoma.

TRACT 2.

Southwest Quarter ( $SW\frac{1}{4}$ ) Southwest Quarter ( $SW\frac{1}{4}$ ), Section Twenty-two (22), Township Twenty-nine (29), Range Twenty-three (23), Ottawa County, Oklahoma.

It is, therefore, ordered and adjudged by the court that the condemnation of all said lands be confirmed and that said lands be and stand appropriated by the plaintiff for the use alleged in its

petition and as described in the report of commissioners as filed with this court and that the perpetual easement and use of said lands be and the same are now vested in plaintiff, and that defendants, and each of them, be and are hereby ordered to deliver up the possession of said lands for the purpose of said easement thereof to the plaintiff.

AND IT IS SO ORDERED.

12 Royce H. Sargent  
J U D G E

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

THE EMPIRE DISTRICT ELECTRIC COMPANY,  
a Public Utility Corporation,

vs.

AMY GREENBACK CARPENTER, et als.,

Plaintiff,

Defendants.

Civil  
No. 2870

FILED

ORDER CONFIRMING CONDEMNATION

MAR 17 1952

AND VESTING EASEMENT

WALTER C. HOOB  
CLERK OF COURT

Now on this 13<sup>th</sup> day of ~~October~~ <sup>March</sup>, 1952, it appearing to the satisfaction of the court that on the 27th day of June, 1951, the plaintiff in the above-entitled cause did pay into this court to the clerk thereof, for the use of the owners of the lands condemned, being Tracts 1, 2, 3 and 4, the amount of damages assessed to the defendants herein by the duly qualified commissioners theretofore appointed by this court, by the report of said commissioners dated the 20th day of June, 1951, and filed with the clerk of this court, together with the fees of the clerk for receiving and disbursing same, said tracts being described as follows:

TRACT 1

Lot One (1) of Section Sixteen (16), Township Twenty-nine (29) N., Range Twenty-three (23) E.I.M., Ottawa County, Oklahoma.

TRACT 2

Southeast Quarter (SE $\frac{1}{4}$ ) Northeast Quarter (NE $\frac{1}{4}$ ), Section Sixteen (16), Township Twenty-nine (29) N., Range Twenty-three (23) E.I.M., Ottawa County, Oklahoma.

TRACT 3

Southwest Quarter (SW $\frac{1}{4}$ ) Northwest Quarter (NW $\frac{1}{4}$ ) Section Twenty-one (21), Township Twenty-seven (27), Range Twenty-three (23), Ottawa County, Oklahoma.

TRACT 4

West Half (W $\frac{1}{2}$ ) West Half (W $\frac{1}{2}$ ) Southwest Quarter (SW $\frac{1}{4}$ ) Section Twenty-one (21), Township Twenty-seven (27), Range Twenty-three (23), Ottawa County, Oklahoma.

It is, therefore, ordered and adjudged by the court that the condemnation of all said lands be confirmed and that said lands be and stand appropriated by the plaintiff for the use alleged in its petition and as described in the report of commissioners as filed with this court and that the perpetual easement and use of said lands be and the same are now vested in plaintiff, and that defendants, and each of them, be and are hereby ordered to deliver up the possession of said lands for the purpose of said easement thereof to the plaintiff.

AND IT IS SO ORDERED.

*1st Royce D. Savage*  
\_\_\_\_\_  
J U D G E

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

LOTTIE E. BARRIS, GUARDIAN,  
of Walter Beck, Jr., and J. B.  
Beck III, Minors,

Plaintiff,

-vs-

R.H. BECK, J. B. BECK and  
GEORGE WILLIS BECK,

Defendants.)

Civil No. 2993

FILED  
*In Open Court*  
MARCH 17 1952

ROBERT H. BOOP  
Clerk

JOURNAL ENTRY OF JUDGMENT

Now on this 13th day of March, 1952, this matter coming on for hearing and final judgment by agreement of the parties, and the plaintiff appearing by her attorneys of record, J. Paul Jorgensen of Wichita, Kansas, and Gable, Gotwals and Hays of Tulsa, Oklahoma, and the defendants R. H. Beck and George Willis Beck appearing by their attorney of record, John R. Wallace, of Miami, Oklahoma, and the defendant, J. B. Beck, appearing by his attorney of record, L. A. Wetzel of Miami, Oklahoma, and it being made to appear by statement of counsel that the parties hereto have heretofore agreed upon a full, complete and final settlement of said cause out of court and have filed their written stipulation herein generally embodying the terms of said settlement and having made certain admissions concerning evidence available to the parties, and the court being well and sufficiently advised in the premises, finds,

That said proposed settlement as reflected by said stipulation is just, fair and equitable to plaintiff guardian and her minor wards, and that the same has heretofore been approved by the Probate Judge of Johnson County, Kansas, the judge of the court having jurisdiction over said guardianship matter, and the same is

hereby approved.

The court further finds, based on the admissions as to available evidence, that Walter Beck, Jr. and J. B. Beck II have been injured by the wrongful acts of the defendants.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that plaintiff's minor wards, Walter Beck, Jr., and J. B. Beck II, are the owners of Twenty-Eight (28) shares of the capital stock of the Beck Mining Company, a corporation organized and existing under and by virtue of the laws of the State of Delaware, which said stock stands in the name of R. H. Beck and George Willis Beck on the books of the Beck Mining Company and said stock is hereby ordered transferred to plaintiff, as guardian for Walter Beck Jr., and J. B. Beck II.

That plaintiff's minor wards, Walter Beck, Jr. and J. B. Beck II, are also the owners of an undivided Twenty-Eight Five Hundredths (28/500) of certain notes, mortgages and cash now in a certain account known as "collection account" which was ordered distributed to the said R. H. Beck and George Willis Beck as a part of the liquidation of the Beck Company, a business trust, and the same is hereby ordered assigned and transferred to plaintiff as guardian for Walter Beck, Jr. and J. B. Beck II.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that plaintiff have judgment against defendants and each of them in the sum of Forty Six Thousand, Seven Hundred and Sixty Dollars (\$46,760.00) as punitive damages payable, Five Thousand Dollars (\$5,000.00) in cash and by proper assignment of Seventy (70) additional shares of the capital stock of the Beck Mining Company and by assignment of an additional Seventy-Five Hundredths (70/500) of said collection account and that the assignment of said Seventy (70) shares of the capital stock of

the Beck Mining Company and of Seventy Five Hundredths (70/500) of said collection account and payment of Five Thousand Dollars (\$5,000.00) in cash to plaintiff shall constitute full and complete payment and satisfaction of said judgment so rendered for punitive damages.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that plaintiff's motion for partial summary judgment is overruled.

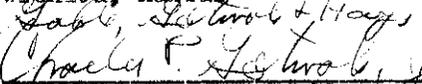
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that neither attorney's or proctor's fees should be allowed to any party to this litigation and that each party shall pay his or her own costs incurred.

It further appearing to the Court that the defendants, in open court, have delivered to plaintiff properly executed assignments of the capital stock of the Beck Mining Company and of the collection account and have paid to plaintiff the said sum of Five Thousand Dollars (\$5,000.00) in cash and have otherwise fully complied with the judgment hereinbefore entered, said judgment is hereby ordered satisfied of record.

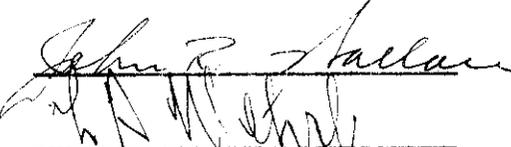
  
JUDGE

APPROVED:

Attorney for Plaintiff  
503 Schweiter Building  
Wichita, Kansas



Attorney for Plaintiff  
Seacon Building  
Muskogee, Oklahoma



Attorneys for Defendants  
Security Building  
Miami, Oklahoma

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

Beck Mining Company, a  
corporation,

Plaintiff,

-vs-

R. H. Beck and J. B. Beck and  
Dixie Engineering Company, a  
corporation,

Defendants.)

No. 3014 - Civil

FILED  
In Open Court  
MAY 21 1952

NOBLE C. HOOB  
Clerk

JOURNAL ENTRY OF JUDGMENT

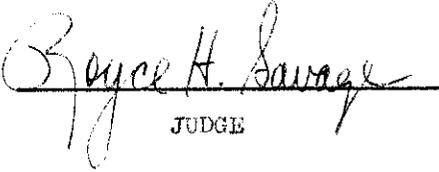
Now on this 13<sup>th</sup> day of March, 1952, the above  
matter coming on for hearing by agreement of the parties  
and the plaintiff appearing by its attorneys of record,  
Earl F. Jackson of St. Paul, Minnesota, and Gable,  
Gotwalls and Harp of Tulsa, Oklahoma, and the defendants  
appearing by their attorneys of record, John R. Wallace  
and L. A. Petzel of Miami, Oklahoma, and it being made  
to appear to the Court from statement of respective  
counsel that the above entitled cause has been fully  
and finally settled by the parties out of court and that  
they have filed a written stipulation herein, whereby  
it is agreed that judgment may be entered against the  
defendant, Dixie Engineering Company in the sum of One  
Hundred and Nine Thousand, Four Hundred Fifty-One Dollars  
and Sixty Five Cents (\$109,451.65) and that said judgment  
so entered shall be assigned to R. H. Beck, J. B. Beck,  
George Willis Beck, Natalie Beck and Habel Beck and that  
said cause shall be dismissed with prejudice as to the  
defendants, J. B. Beck and R. H. Beck and the court being  
well and sufficiently advised in the premises and in con-  
sideration thereof,

IT IS ORDERED, ADJUDGED AND DECREED that plaintiff  
have judgment against the defendant, Dixie Engineering

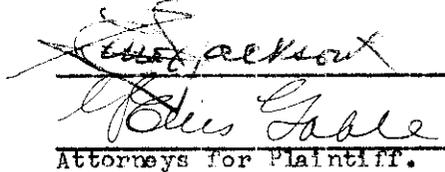
Company, an Oklahoma corporation, in the sum of One Hundred and Nine Thousand, Four Hundred and Fifty One Dollars and Sixty-Five Cents (\$109,451.65), together with interest thereon from date at the rate of six percent (6%) per annum, and the same is hereby ordered assigned to R. H. Beck, J. B. Beck, George Willis Beck, Natalie Beck and Habel Beck, in accordance with said stipulation.

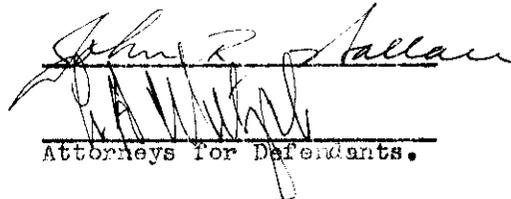
It is further ordered that said cause be and the same is hereby dismissed with prejudice as to the defendants, R. H. Beck and J. B. Beck.

No attorney's or proctor's fees are allowed to either party. Each party shall bear their own costs incurred.

  
JUDGE

APPROVED:

  
Attorneys for Plaintiff.

  
Attorneys for Defendants.

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

CITY OF TULSA, OKLAHOMA,  
a municipal corporation,

Plaintiff,

-vs-

110 Acres of land in Delaware County,  
Oklahoma; Molly Chunestudy; Cartayah  
Handle (nee Chunestudy); Bertha Hider;  
John Sunday, executor of the will of  
Joshua Hider, deceased; Levi Sunday;  
John Grant Sunday; Jessie Allen;  
Minnie Teehee (nee Soldier); Richard  
Soldier; Earnest Wilson, also known  
as Earnest Soldier; Leonard Raper,  
also known as Leonard Soldier;  
Houston Soldier; Rosella Soldier;  
Anie Soldier, otherwise known as  
Andy Soldier; Cecil Soldier; Jack  
Soldier; Robert Earm; Aaron Allen;  
The United States of America; and  
unknown owners,

Defendants.

Civil No. 2918

FILED  
In Open Court

NOBLE C. BOOD  
Clerk U. S. District Court

JOURNAL ENTRY OF JUDGMENT

This cause coming on to be heard pursuant to regular as-  
signment on this 14th day of March, 1952, a regular court day  
of the January term of said Court, and the Plaintiff appear-  
ing by its attorney, R. L. Davidson, Jr., and the Defendants,  
Molly Chunestudy and Cartayah Handle (nee Chunestudy), appear-  
ing in person and by their attorney, Dennis E. Beauchamp, and  
the Defendant Bertha Hider appearing in person and by her at-  
torneys, Ernest W. Brown, Jr. and Fred W. Martin, and the De-  
fendant John Sunday, executor of the Estate of Joshua Hider,  
deceased, appearing by his attorneys, Ruth Sinclair and H. F.  
Fulling, and the Defendants, Anie Soldier, otherwise known as  
Andy Soldier, Cecil Soldier, and Jack Soldier, appearing by  
their attorney and Guardian ad litem, Clyde Busey, and the De-  
fendant, Earnest Wilson, also known as Earnest Soldier, appear-

ing by Clyde Busey, appointed by the Judge of this Court as military attorney for said Earnest Wilson, and the Defendant, the United States of America and all other defendants of Indian blood who are wards of the United States Government appearing by the Honorable Whit Y. Mauzy, United States District Attorney for the Northern District of Oklahoma, and the Area Director, Muskogee Area, Five Tribes Agency, the successor in office and duties to the Superintendent of the Five Civilized Tribes, appearing by his attorney, the Honorable Glen Davis, United States Trial Attorney for the Muskogee Area Office of the Bureau of Indian Affairs, and the Defendants, Jesse Allen, Robert Earn and Aaron Allen appearing not and having been three times called in open court, being declared in default, and the Court having examined the records and pleadings filed in this cause and having heard the testimony of witnesses duly sworn in open court and having heard the argument of Counsel and being fully advised in the premises finds as follows:

1. That the United States District Court for the Northern District of Oklahoma has jurisdiction of the subject matter of this action under and by virtue of the provisions of the Act of Congress of March 3, 1901, Chapter 382, Section 3 (31 Stat. - 1).

2. That the City of Tulsa, Oklahoma, a municipal corporation, is entitled to bring this action under and by virtue of the constitution and laws of the State of Oklahoma granting to it the right and authority to exercise the power of eminent domain.

3. That due and proper notice was given by the Plaintiff to the Defendants, and each of them, of Plaintiff's application to the Judge of the United States District Court for the Northern District of Oklahoma for the appointment of Commissioners in Condemnation to view and appraise the premises which are the subject matter of this action and to fix and determine the damages sustained by the Defendants, the owners of said prem-

ices, by reason of the taking and appropriating of said land for public use.

4. That it is necessary in the public interest that the Plaintiff, City of Tulsa, Oklahoma, take and appropriate the entire fee title in and to the following described premises situate in Delaware County, Oklahoma, to-wit:

Lot Two (the Southwest Quarter (SW<sup>1</sup>) of the Northwest Quarter (NW<sup>1</sup>)) and Lot Three (the Northwest Quarter of the Southwest Quarter (NW<sup>1</sup> of SW<sup>1</sup>) and the West Half (W<sup>1</sup>) of the Northeast Quarter (NE<sup>1</sup>) of the Southwest Quarter (SW<sup>1</sup>) and the Northwest Quarter (NW<sup>1</sup>) of the Southeast Quarter (SE<sup>1</sup>) of the Southwest Quarter (SW<sup>1</sup>) all in Section 30, Township 20 North, Range 23 East, all of the Indian Base and Meridian in Delaware County, Oklahoma, and containing 110 acres more or less.

5. That notice of the application for the appointment of Commissioners in Condemnation was duly served according to law upon all of the Defendants, and each of them, as provided by law and that all things required or necessary to be done to give this Court jurisdiction of the parties to this action have been taken and done in accordance with law.

6. That the above described property being condemned herein was the property of one Joshua Hider, now deceased, and that upon the date of taking to-wit: the 21st day of September, 1957, said property was owned in its entirety by the lawful heirs of said Joshua Hider, deceased; that at the time of said taking there was pending in the District Court of Delaware County, State of Oklahoma, cause No. 7191 styled IN THE MATTER OF THE ESTATE OF JOSHUA HIDER, DECEASED, wherein the judgment of the Judge of the County Court of Delaware County, admitting the will of said Joshua Hider, deceased, to probate and determining heirship was pending upon appeal duly taken to the said District Court in and for Delaware County, Oklahoma; that on March 3, 1956, said matter came on for hearing before the Honorable William H. Thomas, Judge of the District Court in and for Delaware County and judgment was entered finding and determining the lawful heirs of the said Joshua Hider, deceased;

said judgment final and determines the sole and only heirs of the said Joshua Hider, deceased, to be Bertha Hider, his wife, and Cartaysh Handle, his daughter; that under the terms and provisions of said judgment the proceeds for the taking and administering of the above described property by the Plaintiff, City of Tulsa, Oklahoma, is to be distributed in the following manner to-wit:

To John Sunday of Jay, Oklahoma	\$ 1.00
To Susie Soldier of Jay, Oklahoma	1.00
To Bertha Hider of Jay, Oklahoma	3,674.00
To Cartaysh Handle of Jay, Oklahoma	2,232.67
To Dennis W. Beauchamp and E. H. Beauchamp, attorneys for Cartaysh Handle	1,066.33
To Clerk of Delaware County (for unpaid court costs in cause No. 7121 of the District Court of Delaware County)	170.00
To Ruth Sinclair, Jay, Oklahoma (Balance attorneys fees representing executor)	55.00

that said Journal Entry of Judgment and Order of Distribution so entered in cause No. 7121 styled IN THE MATTER OF THE ESTATE OF JOSHUA HIDER, DECEASED, in the District Court of Delaware County, Oklahoma, entered on the 3rd day of March, 1952, should be in all things confirmed and approved and distribution of the funds on hand in this cause distributed in accordance therewith; that no motion for new trial or notice of intention to appeal has been filed in said cause and said judgment has become final.

7. That upon this cause being regularly called for trial, all parties having made demand for jury trial, moved in open court for permission to withdraw said demands for jury trial, which withdrawals were by the Court allowed and pursuant to stipulation of all parties having filed a demand for jury trial that a jury be waived, said cause was thereupon tried to the Court; that as to those parties Defendants not having filed a demand for jury trial, it is specifically found that the time within which demand for jury trial might be made according to the laws of the State of Oklahoma and the Federal Rules of Civil Procedure, has long since expired.

8. That the evidence adduced and the testimony presented establishes by a preponderance of the evidence that the fair cash market value of the hereinabove described premises on the 21st day of September, 1951, was the sum of \$7,200.00; that the Plaintiff, City of Tulsa, Oklahoma, has heretofore paid to the Clerk of the United States Court for the Northern District of Oklahoma the sum of \$6,000.00, the same being the amount of the award reported by the Commissioners in Condemnation heretofore appointed by this Court, which report was by them duly filed on September 17, 1951 pursuant to their due and proper appointment and their viewing and appraising the premises after having subscribed the oath of Commissioners as required by law; that the City of Tulsa, Oklahoma has this day deposited with the Clerk of the United States Court for the Northern District of Oklahoma the additional sum of \$1,200.00 in compliance with the judgment of this Court herein entered.

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that public necessity requires the taking and appropriating by the City of Tulsa, Oklahoma for public purposes, to-wit: water supply reservoir and water shed protection purposes, the following described premises situate in Delaware County, State of Oklahoma:

Lot Two (the Southwest Quarter (SW<sup>1</sup>) of the Northwest quarter (NW<sup>1</sup>) and Lot Three (the Northwest Quarter of the Southwest quarter (NW<sup>1</sup> of SW<sup>1</sup>) and the West Half (W<sup>1</sup>) of the Northeast Quarter (NE<sup>1</sup>) of the Southwest Quarter (SW<sup>1</sup>) and the Northwest Quarter (NW<sup>1</sup>) of the Southeast Quarter (SE<sup>1</sup>) of the Southwest Quarter (SW<sup>1</sup>) all in Section 30, Township 20 North, Range 20 East, all of the Indian Base and Meridian in Delaware County, Oklahoma, and containing 110 acres more or less.

and the absolute and indefeasible fee simple title in and to said premises is hereby vested in the City of Tulsa, Oklahoma, free and clear of all claims, demands, encumbrances of whatsoever kind or nature, and the Defendants herein, and each of them, are forever barred from asserting any claim, demand or interest in or to said premises.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Clerk of the United States Court for the Northern District of Oklahoma be and he is hereby directed to distribute the said sum of \$7000.00 to the following persons in the following amounts, to-wit:

To John Sunday of Jay, Oklahoma	\$ 1.00
To Susie Soldier of Jay, Oklahoma	1.00
To Bertha Hider of Jay, Oklahoma	3,674.00
To Cartayah Handle of Jay, Oklahoma	2,232.67
To Dennis E. Beauchamp and E. H. Beauchamp, attorneys for Cartayah Handle	1,066.33
To Clerk of Delaware County (for unpaid court costs in cause No. 7121 of the District Court of Delaware County)	170.00
To Ruth Sinclair, Jay, Oklahoma (Balance attorneys fees representing executor)	55.00

For all of which judgment is entered at the cost of the Plaintiff.

/s/ Royce H. Savage  
 Royce H. Savage, District Judge

O.K. as to form:

/s/ Fred W. Martin &  
 Ernest R. Brown, Jr.  
 Attys. for Bertha Hider

O.K.  
 /s/ Dennis E. Beauchamp  
 Atty for Cartayah Handle  
 and Mollie Chumestudy

Approved as to form  
 /s/ R. L. Davidson, Jr.  
 Atty. for City of Tulsa

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

FEDERAL DEPOSIT INSURANCE CORPORATION,  
Plaintiff

vs/

EHOS. B. KAYE,

Defendant

No. 2994 Civil

RECORDED

MAR 16 1952

NOBLE C. MOORE  
Clerk U. S. District Court

JOURNAL ENTRY

This cause coming on for hearing on the motion for default judgment on this the 14th day of March 1952, being one of the regular motion days of this court and the plaintiff being present by its attorney, T. Austin Gavin, and the defendant not appearing, thereupon the Court finds that the defendant has been regularly notified of the hearing of this motion and that he is in default, and that all of the material allegations of the Complaint filed herein are taken as confessed, and plaintiff is entitled to have said motion for default judgment sustained.

IT IS THEREFORE BY THE COURT ORDERED, ADJUDGED AND DECREED that Complainant's motion for a default judgment be and the same is hereby sustained.

Thereupon counsel for Complainant having produced and surrendered for merger in judgment the note sued upon in this cause, and the Court being well and truly advised in the premises;

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THE COURT that said note shall be and the same is hereby cancelled and merged in the judgment hereinafter set forth.

IT IS THE FURTHER ORDER, JUDGMENT AND DECREE OF THE COURT that Complainant shall have judgment against the defendant for the recovery of the sum of \$379.59 with interest thereon at the rate of 10% per annum from the 25th day of April 1951, and for the further sum of 10% of the amount due as oand for an attorney's fee and for all of the costs of this

action, both accrued and accruing, for all of which let execution issue.  
Copy of this in the U.S. mail postage paid at Oklahoma City, Okla. 15/ Royal H. Lumsden  
delivered at 2.00 p.m. on 3/17/52

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,

Plaintiff

CIVIL ACTION NO. 2921

-vs-

398.25 Acres of land, more or  
less, situate in Mayes County,  
Oklahoma, and Tony Burgas, et al,  
and Unknown Owners,

Defendants

ORDER APPOINTING COMMISSION

NOBLE C. HOOD

MAR 16 1952

NOBLE C. HOOD  
Clark U. S. District Court

Now on this 15th day of March, 1952, the above

matter comes on for hearing, and the Court, being fully advised, finds that in the interest of justice the issues of compensation as to the tracts hereinafter described and involved in this proceeding shall best be determined by a Commission of three (3) persons appointed by this Court.

The Court further finds 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 establishment of the Fort Gibson Dam and Reservoir, Oklahoma, to adequately provide for the control and operation of a flood control dam, and for such other uses as may be authorized by law or by executive order pursuant to law, and by reason of the acts of Congress as set forth in the Complaint in condemnation and Declaration of Taking No. 1 and Declaration of Taking No. 2 filed herein. The lands for which just compensation shall be fixed by a Commission are as follows, to-wit:

## Declaration of Taking No. 1

Tract No. K. O. G.-17

A ROW for the K.O. & G. RR in the SE/4 NE/4 NE/4 described as: Beginning at a point 20', more or less, West of the SE corner thereof; thence Northeasterly on a curve to the right whose radius is 2232', to a point on the East line of said SE/4 NE/4 NE/4, said point being 30', more or less, North of the SE corner thereof; thence North 298', more or less; thence Southwesterly on a curve to the left whose radius is 2352' to a point on the South line of said SE/4 NE/4 NE/4, said point being 140', more or less, West of the SE corner thereof; thence East 120', more or less, to P.O.B. of Section 19;

Part of the N/2 SW/4 NW/4 described as: Beginning at the NW corner thereof; thence South 15', more or less; thence Northeasterly on a curve to the right whose radius is 2217' to a point on the North line of said N/2 SW/4 NW/4; thence West 10', more or less, to P.O.B. of Section 20;

ALL in Township 19 North, Range 19 East of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 0.40 acre, more or less.

## Declaration of Taking No. 2

Tract No. 177h-A

NE diagonal one-half of NE/4 SE/4 SE/4 NW/4 of Section 32, Township 20 North, Range 19 East of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 1.25 acres, more or less.

Tract No. 1815 Revised

Part of the SE/4 SW/4 described as: Beginning at a point 660', more or less, East of the SW corner thereof; thence West 660'; thence North 625', more or less; thence Southeasterly on a straight line to P.O.B. of Section 14; E/2 E/2 SE/4 of Section 15;

All in Township 20 North, Range 18 East of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 46.25 acres, more or less.

Tract No. 1827-A & 1835-A Comb.

SW/4 SE/4 NE/4 SW/4, W/2 E/2 SE/4 SW/4, SE/4 SE/4 SE/4 SW/4,  
S/2 SW/4 SW/4 SE/4 of Section 19;  
NE/4, NW/4 NE/4 NW/4, N/2 NE/4 NE/4 NW/4 of Section 30; all in  
Township 21 North, Range 19 East, of the Indian Base Meridian,  
situate in Mayes County, Oklahoma, and consisting of 27.50  
acres, more or less.

Tract No. 1830 Revised

E/2 E/2 SE/4 SW/4, SW/4 SE/4 SE/4 SW/4 of Section 30, Township  
21 North, Range 19 East, of the Indian Base Meridian, situate  
in Mayes County, Oklahoma, and consisting of 12.50 acres, more  
or less.

Tract No. 1866 Reappraised

SE/4 SW/4 SE/4 of Section 34, Township 21 North, Range 19 East,  
of the Indian Base Meridian, situate in Mayes County, Oklahoma,  
and consisting of 10.00 acres, more or less,

Tract No. 1870 Revised

E/2 SE/4 SE/4 of Section 33;  
S/2 SW/4 SW/4 of Section 34; all in Township 21 North, Range 19  
East, of the Indian Base Meridian, situate in Mayes County,  
Oklahoma, and consisting of 40.00 acres, more or less.

Tract No. 1872-A

Lot 6, Block 12 in the Townsite of Gateway City, of Section 33,  
Township 21 North, Range 19 East, of the Indian Base Meridian,  
situate in Mayes County, Oklahoma, and consisting of 0.13 acres,  
more or less.

Tract No. 1872-B

Lot 5, Block 12; Lots 5, 9 and 10, Block 13, all in Townsite of Gateway City, of Section 33, Township 21 North, Range 19 East of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 0.43 acres, more or less.

Tract No. 1873-C

Lots 1 and 2, Block 13, Townsite of Gateway City, Oklahoma, of Section 33, Township 21 North, Range 19 East, of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 0.23 acres, more or less.

Tract No. 1880-A

Lot 3, Block 13, Townsite of Gateway City, Oklahoma, of Section 33, Township 21 North, Range 19 East, of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 0.11 acres, more or less.

Tract No. 1880-E

Lots 22 and 23, Block 12, Lots 12 and 13, Block 13, and a parcel of land in Block 15 described as follows: Beginning at the SW corner of Lot 23 in Block 12; thence West along the North line of East Lewis Street, 149.6' to the East side of Dupont Street; thence North to a point due West of the NW corner of Lot 22 in Block 12; thence East to the NW corner of Lot 22; thence Southerly on and along the West boundary of Lots 22 and 23 of said Block 12 to P.O.B., Townsite of Gateway City, of Section 33, Township 21 North, Range 19 East, of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 0.88 acre, more or less.

Tract No. 1888 Reappraised

Part of 1.99 acres of Lot 1 described as: Beginning at a point 825' North of the SW corner of said Lot 1; thence Northerly to NW corner of Lot 1; thence East to a point 990' West of NE corner of Lot 1; thence Southwesterly to P.O.B., of Section 26, Township 20 North, Range 19 East, of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 1.86 acres, more or less.

Tract No. 1900 Revised

SW diagonal half of S/2 SW/4 NE/4 NW/4, Part of Lot 1 described as: Beginning at the SW corner thereof; thence East 1090.16', more or less; thence North 330', more or less, thence Northwesterly on a straight line to a point on the West line of said Lot 1, said point being 990', more or less, North of the SW corner thereof; thence South 990', more or less, to P.O.B. of Section 19, Township 20 North, Range 20 East of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 18.77 acres, more or less.

Tract No. 1911

W/2 SE/4 NE/4 SW/4 of Section 13, Township 20 North, Range 19 East, of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 5.00 acres, more or less.

Tract No. 1913 Revised

S/4 NE/4 NW/4 of Section 13, Township 20 North, Range 19 East, of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 10.00 acres, more or less.

Tract No. 1939 Revised

Part of Lot 9 described as: Beginning at a point 1180', more or less, South of the NE corner of said Lot 9; thence South to the northerly bank of the Grand (Neosho) River; thence Easterly along said northerly bank to the East line of said Lot 9; thence Northerly to a point 660' more or less South of the NE corner of said Lot 9; thence Southwesterly on a straight line to P.O.B., of Section 6, Township 20 North, Range 20 East, of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 4.19 acres, more or less.

Tract No. 1940 and 1941 Combined Revised

N/2 SW/4 SE/4 NE/4, SE/4 SE/4 NW/4, E/2 SW/4 SE/4 NW/4, Lot 8, Part of Lot 6 described as: Beginning at the NE corner thereof; thence West 990', more or less; thence South 330', more or less; thence West 330', more or less, to the West line of said Lot 6; thence South to the South line of Lot 6; thence Easterly along the South line of Lot 6 to the East line thereof; thence North to P.O.B. Part of Lot 7 described as: Beginning at the NW corner thereof; thence East 330', more or less; thence South 330', more or less; thence East 990', more or less; thence South to the South line of Lot 7; thence Westerly along said South line to the West line of said Lot 7; thence North to P.O.B. all of Section 6, Township 20 North, Range 20 East, of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 73.30 acres, more or less.

Tract No. 1953

SW/4 SW/4 NW/4, W/2 SE/4 SW/4 NW/4, SW/4 NW/4 SE/4, S/2 NW/4 NW/4 SE/4, part of the N/2 NW/4 NE/4 SE/4, and SW/4 SW/4 NE/4, described as: Beginning at the SW corner of said N/2 NW/4 NW/4 SE/4, thence East 660', more or less, thence North 990', more or less, thence Southwesterly on a straight line to P.O.B., Part of Lot 5, described as: Beginning at the NW corner thereof, thence East 990', more or less, thence South 330', more or less, thence East 330', more or less, thence South to the Southerly line of said Lot 5, thence Easterly along said Southerly line to the West line of Lot 5, thence North to P.O.B., Part of Lot 6, described as: Beginning at a point 330', more or less, South of the NE corner thereof, thence West 1320', more or less, thence South to the Southerly line of said Lot 6, thence Easterly along said Southerly line to the East line of said Lot 6, thence North to P.O.B., Part of Lot 8 described as: Beginning at the NW corner thereof, thence East 660', more or less, thence South to the Southerly line of said Lot 8, thence Westerly along said Southerly line to the West line of said Lot 8, thence North to P.O.B. of Section 5, all in Township 20 North, Range 20 East of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 96.35 acres, more or less.

Tract No. 1962

North 3.00 acres of Lot 4, Less RR ROW, of Section 9, Township 20 North, Range 20 East, of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 3.93 acres, more or less.

Tract No. 1963

North 23.20 acres of Lot 3, less 6.06 acres R.O.W., SW 7.30 acres of Lot 1, Lot 2 of Section 9, all in Township 20 North, Range 20 East of the Indian Base Meridian, situate in Mayes County, Oklahoma, and consisting of 45.34 acres, more or less.

The estate taken is a perpetual and assignable right-of-way and easement, as to Tract No. K.O.A.G. 17, to construct, maintain, use and patrol a railroad in, over, upon and across said tract, and as to Tracts Nos. 1774-A, 1815-Rev., 1827-A & 1835-A Comb., 1830, 1866 Reappraised, 1870-Rev., 1872-A, 1872-B, 1873-C, 1880-A, 1880-B, 1888 Reappraised, 1900-Rev., 1911, 1913-Rev., 1939-Rev., 1940 and 1941 Comb. Rev., 1953, 1962, and 1963 the full fee simple title thereto; all subject, however, to existing easements for public roads and highways, public utilities, railroads and pipe lines, all as specifically set out in the Complaint in condemnation and Declaration of Taking No. 1 and Declaration of Taking No. 2.

It further appears that all persons, who are now living and claim an interest in said lands adverse to the United States of America, which said persons are defendants in this proceeding, have been duly served according to law with notice of the hearing on the application for the appointment of a Commission by the Court, and the Court, after examining the files and hearing evidence, specifically finds that the returns of the U. S. Marshals filed herein showing service of notice of the filing of this action, are true and correct and that service was had as stated in said returns.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Frank Little, Thurman Brown, and A. E. Grant are hereby appointed as a Commission of three to determine the issues of just compensation on the lands hereinabove described; said Commission shall have full power to conduct hearings, receive evidence, view the lands involved and do all acts and take all measures necessary and proper for the efficient performance of its duties under this order, and shall have the powers of a master provided in Sub-division (c) of Rule 53 and its proceedings shall be governed by the provisions of paragraphs 1 and 2 of Sub-division (d) of Rule 53, and its actions and reports shall be determined by a majority, and its findings and reports shall have the effect and be dealt with by the Court in accordance with the practice described in paragraph 2 of Sub-division (d) of Rule 53. The Commission shall have the power to fix the time and place, the beginning and closing of its hearings, and the filing of a report with this Court; however, not to exceed 20 days from this date.

IT IS FURTHER ORDERED that the Commission shall make a report in writing to this Court in which said report they shall fix the just compensation for the lands hereinabove described and report any and all other matters pertinent to the issues involved.

By *L. J. [unclear]*  
JUDGE

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

MATTIE B. BURRIS,

Plaintiff,

vs.

FRANK W. ROBINSON,

Defendant.

No. 2928 Civil

JAN 24 1952

MAR 24 1952

DISMISSAL WITH PREJUDICE

NOBLE C. BOON  
Clerk U. S. District Court

Comes now the defendant and dismisses his cross petition with prejudice to the further right to prosecute said demand and for the following reasons, to-wit:

That the plaintiff and the defendant have fully compromised and settled all disputes involved in this litigation and a full accord and satisfaction has been had between the parties, and the defendant no longer has any claim, demand, suit or cause of action against the plaintiff.

This defendant further requests this Honorable Court to enter an order dismissing his cross petition with prejudice and at his cost.

Frank W. Robinson  
Defendant

Green Farmer & Woolsey  
Attorneys for Defendant

By J. L. Bailey

Now on this 4th day of February, 1952, this cause comes on for trial and at the time said cause was called for trial the defendant files herein his dismissal with prejudice of his cross petition and requests the Court to make an order dismissing same with prejudice and at the defendant's cost. The dismissal is thereupon received and approved, and the request for dismissal granted.

HE IT, THEREFORE, ORDERED, ADJUDGED AND DECREED that defendant's cause of action by way of cross petition be and the same is hereby dismissed with prejudice, at defendant's cost.

Done and dated the day and year aforesaid.

W. Joyce H. Swartz  
Judge

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

The Keener Oil & Gas Company,  
a corporation,

Plaintiff, )

vs. )

T. R. Wilson and  
Bonnie H. Wilson,

Defendants. )

Civil Action

No. 2898

FILED

OCT 31 1951

DISMISSAL

NOBLE C. HOOD  
Clerk U. S. District Court

On oral motion of attorney for plaintiff, plaintiff's action  
is dismissed without prejudice, this 31st day of October, 1951.

151 Royce H. Savage  
United States District Judge

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

TULSA NEGRO TEACHERS CREDIT UNION, ( )  
Plaintiff, ( )  
vs ( )  
LUMBERMENS MUTUAL CASUALTY ( )  
COMPANY, Defendant. ( )

No. 2952 Civil

~~FILED~~

MAR 31 1952

NOBLE C. HOOD  
Dist. U. S. District

J U D G M E N T

This cause came on to be heard on the 17<sup>th</sup> day of March, 1952, plaintiff being represented by its attorney, Wm. F. Latting, and the defendant by its attorney, Truman Eucker; a jury being waived the Court proceeded to hear the evidence of witnesses and argument of counsel. The Court, being fully advised, made findings of fact and conclusions of law, separately filed in this cause under date of March 31<sup>st</sup>, 1952.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that plaintiff recover of the defendant the sum of Four Thousand, Four Hundred Seventy and 69/100 (\$4,470.69) Dollars, with interest on the sum of \$6,570.69, at the rate of six per cent per annum from September 24, 1951 to January 7, 1952, and interest on the sum of \$4,470.69, at the rate of six per cent per annum from January 7, 1952, and plaintiff's costs of action.

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

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

No. 3013 Civil

10 bottles, more or less, each containing 100 tablets, of an article of drug labeled in part: "Arthrid - scientific blend of 22 rare imported and domestic natural herbs. \* \* \* Each tablet contains a \* \* \* blend of the following herbs. Black Cohosh, Burdock, Chickweed, Colombo, Lobelia, Schlicap, Buckbean, Best Harrow, Lochicum, Tamarec bark, Bitter Root, Bearsfoot, Wintergreen, Sarsaparilla, Dandelion, Sassafras, Valerian Root, Juniper berries, Cinchona Bark, Angelica Root, Saw Palmetto berries, Buckthorn Bark \* \* \*."

Defendant.

RECEIVED  
CLERK U.S. DISTRICT COURT

JOURNAL ENTRY

This matter coming on for hearing this 21st day of March, 1952, in its regular order, the plaintiff, United States of America, appearing by Whit Y. Mauzy, United States Attorney for the Northern District of Oklahoma, and the defendant appearing not, and the court being fully advised in the premises finds:

That the Akin Natural Foods of Tulsa, Oklahoma, has filed a response herein, which is in the nature of a waiver. The court finds that said Akin Natural Foods of Tulsa, Oklahoma, does not claim the 10 bottles, each containing 100 tablets, of an article of drug labeled in part "Arthrid \* \* \*," nor did said Akin Natural Foods of Tulsa, Oklahoma, have anything to do with the labeling of said bottles. The court finds that said article was shipped on or about August 20, and November 11, 1951, by Pacific Mineral Industries, 7070 Hollywood Blvd., Hollywood, California, via Railway Express, to Akin Natural Foods of Tulsa, Oklahoma.

The court further finds that said article was misbranded and introduced into and while in interstate commerce, within the meaning of the Federal Food, Drug and Cosmetic Act, 21 U.S.C., as follows: 352(a) In that the name of the article "Arthrid" and statements which appear on the bottle label represent and suggest that the article will cure the user of arthritis and that the article is an adequate and effective treatment for arthritis and rheumatism, which name

and statements are false and misleading since the article will not rid the user of arthritis and is not an adequate and effective treatment for arthritis and rheumatism; 352(e) is that the following statement which appears on the bottle label "blend of 22 rare and imported and domestic natural herbs" is misleading since such statement suggests that all the 22 herbs listed thereon are therapeutically or physiologically active, whereas, such is not the fact; and 352(e) is that the information required by 21 U.S.C. 352(e) to appear on the label namely, the common or usual name of each active ingredient, is not prominently placed thereon in such terms as to render it likely to be read and understood by the ordinary individual under customary conditions of purchase and use, since the label fails to reveal which of the ingredients listed are therapeutically or physiologically active.

The court further finds that the United States Marshal for the Northern District of Oklahoma, upon order of the court of March 11, 1952 to seize and arrest said merchandise, did seize and arrest all of said merchandise on March 15, 1952.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED that said 10 bottles, more or less, each containing 100 tablets, of an article of drug labeled in part: "Arthrid \* \* \*," be and the same hereby is condemned, forfeited and confiscated.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that said merchandise be destroyed and that Virgil B. Stanley, United States Marshal for the Northern District of Oklahoma, be and he hereby is instructed and directed to destroy same and to report his acts under this order to this court within thirty (30) days from this date.

AND IT IS THE FURTHER ORDER OF THE COURT that no costs be assessed in this case.

151 *Royce H. Savage*  
JUDGE

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

LYRA J. HAYES,

Plaintiff,

vs.

PETROLEUM ENGINEERS PRODUCING  
CORPORATION, et al.,

Defendants.)

Civil No. 2623

FILED  
In Open Court

APR 4 1952

NOBLE C. HOOD  
Clerk U. S. District Court

ORDER

This cause came on regularly to be heard on this 4th day of April, 1952. Plaintiff appeared by her attorneys, W. Ellis Noble, I. H. Roseley and Robert B. Reynolds. The defendants appeared by their attorneys, W. L. Smith and Remington Rogers and the plaintiff thereupon in open court moved that this action be dismissed with prejudice on payment by the defendant F. J. Freeborn to the defendant Petroleum Engineers Producing Corporation of the sum of \$34,375.00 and the costs of this action in full settlement and compromise of all of the claims of said corporation against the defendants herein and any and all of the members of its board of directors. The court having considered the evidence and argument of counsel and being fully advised in the premises finds:

1. That this is a stockholder's derivative action.
2. That plaintiff and defendant, F. J. Freeborn, heretofore submitted said proposition to this court and pursuant to the order of this court the Petroleum Engineers Producing Corporation duly notified each and all of the stockholders of said corporation of the proposed settlement and of the right of each stockholder to appear and contest the same or to object thereto on or before a date specified in said notice. The court further finds that no stockholder appeared or interposed any objection to the compromise and settlement of this action on the basis of the proposed terms.

3. That since the date so specified, the stockholders of said corporation have authorized the sale of all of the assets of said corporation.

4. That considering all of the facts and the financial capacity of the defendants other than the Petroleum Engineers Producing Corporation, the said proposition is a reasonable one and the same should be accepted.

5. That to foreclose the possibility of any future litigation concerning the same claims, it is necessary that F. W. Freeborn, Jr., S. L. Freeborn and D. D. Freeborn be joined as parties defendant herein by reason of the fact that they were members of the board of directors during the time of the matters and things alleged in plaintiff's complaint.

IT IS THEREFORE ORDERED by the Court that the said F. W. Freeborn, Jr., S. L. Freeborn and D. D. Freeborn, and each of them, having heretofore been made parties defendant herein, by order of this court, now appear herein by their duly authorized attorneys, H. L. Smith and Remington Rogers, and waive the issuance of summons and time to plead and consent to immediate action by the court.

IT IS FURTHER ORDERED, adjudged and decreed by the court that the said compromise and settlement be and the same is hereby approved and confirmed.

IT IS FURTHER ORDERED, adjudged and decreed that upon payment by the defendant F. W. Freeborn to the Petroleum Engineers Producing Corporation of the sum of

\$4,375.00 and the cost of this action, that this action be dismissed with prejudice.

Royce H. Savage  
District Judge

C.c.:

Moseley & Reynolds  
By Robert W. Reynolds

G. Ellis Gable  
Attorneys for Plaintiff

C.d.:

Smith & Rogers

by H. I. Smith  
and

Remington Rogers  
Attorneys for Defendant