

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

NOV - 7 1962

NOBLE C. HOOVER  
Clerk, U. S. District Court

United States of America,	)
	)
Plaintiff,	)
	)
vs.	)
	)
1,083.63 Acres of land, More or Less,	)
Situate in Nowata County, Oklahoma,	)
and Edith M. Hayden, et al, and	)
Unknown Owners,	)
	)
Defendants.	)

Civil Action No. 4861

Tracts Nos.: V-2221E-1  
V-2221E-2  
V-2264E  
V-2269E  
V-2274E

J U D G M E N T

1.

Now, on this 4<sup>th</sup> day of November, 1962, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of Judgment on stipulations agreeing upon just compensation, and the Court, after having examined the files in this action and being advised by counsel for plaintiff finds:

2.

This Judgment applies only to the estates condemned in the tracts enumerated in the caption above, as such estates and tracts are described in the Complaint and the Declaration of Taking and the amendments thereto, filed in Civil Action No. 4861.

3.

The Court has jurisdiction of the parties and the subject matter of this action.

4.

Service of Process has been perfected either personally or by publication notice as provided by Rule 71A of the Federal Rules of Civil Procedure on all parties defendant in this cause who are interested in the subject tracts.

5.

The Acts of Congress set out in paragraph 2 of the Complaint herein give the United States of America the right, power and authority to condemn for public use the estates described in paragraph 2 herein. Pursuant thereto on February 26, 1960, the United States of America filed its Declaration of Taking of such described property and on September 5, 1961, filed an amendment

of filing the Declaration of Taking, and all defendants herein and all other persons interested in such estates are forever barred from asserting any claim thereto.

11.

It Is Further ORDERED, ADJUDGED AND DECREED that on the date of taking, the owners of the estates condemned herein in the subject tracts were the persons whose names appear below in paragraph 12, and the right to just compensation for the respective estates taken herein in these tracts is vested in the parties so named.

12.

It Is Further ORDERED, ADJUDGED AND DECREED that the Stipulations As to Just Compensation, mentioned in paragraph 8 above, are hereby confirmed; and the sums therein fixed are adopted as the awards of just compensation for the estates condemned in subject tracts as follows:

TRACTS NOS. V-2221E-1 and V-2221E-2

Owners:

Jennie T. Banta and  
Lloyd L. Banta

Award of just compensation pursuant to stipulation	-----	\$363.75	\$363.75
Deposited as estimated compensation	-----		200.00
Disbursed to owners	-----	None	
Balance due to owners	-----	\$363.75	
Deposit deficiency	-----		\$163.75
-----			

TRACT NO. V-2264E

Owner:

M. M. Stewart

Award of just compensation pursuant to stipulation	-----	\$100.00	\$100.00
Deposited as estimated compensation	-----		<u>\$100.00</u>
Disbursed to owner	-----	<u>\$100.00</u>	
-----			

TRACT NO. V-2269E

Owner:

R. W. Yelton

Award of just compensation pursuant to stipulation - - - - -	\$1,250.00	\$1,250.00
Deposited as estimated compensation - - - - -		\$1,000.00
Disbursed to owner - - - - -	<u>\$1,000.00</u>	
Balance due to owner - - - - -	\$250.00	
Deposit deficiency - - - - -		\$250.00

TRACT NO. V-2274E

Owner:

M. M. Stewart

Award of just compensation pursuant to stipulation - - - - -	\$3,500.00	\$3,500.00
Deposited as estimated compensation - - - - -		\$2,800.00
Disbursed to owner - - - - -	<u>\$2,800.00</u>	
Balance due to owner - - - - -	\$700.00	
Deposit deficiency - - - - -		\$700.00

13.

It Is Further ORDERED, ADJUDGED AND DECREED that the United States of America shall deposit in the Registry of this Court in this Civil Action, the total deposit deficiency for the subject tracts in the amount of \$1,113.75, and such sum shall be allocated and placed in the deposits for the respective tracts in the amounts of the deposit deficiencies for such tracts as shown in paragraph 12.

The Clerk of this Court then shall disburse certain sums as follows:

From the deposit for Tracts Nos. V-2221E-1 and V-2221E-2, to Jennie T. Banta and Lloyd L. Banta, jointly, the sum of \$363.75.

From the deposit for Tract No. V-2269E, to R. W. Yelton, the sum of \$250.00

From the deposit for Tract No. V-2274E, to M. M. Stewart, the sum of \$700.00.

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UNITED STATES DISTRICT JUDGE

APPROVED:

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HUBERT A. MARLOW  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,  
  
Plaintiff,  
  
vs.  
  
12.83 Acres of Land, More or Less,  
Situat in Rogers County, Oklahoma,  
and C. H. Dennis, et al, and Unknown  
Owners,  
  
Defendants.

Civil Action No. 4869  
  
Tracts Nos. C-351E  
C-352E

**FILED**

NOV - 7 1962

J U D G M E N T

NOBLE C. HOOD  
Clerk, U. S. District

1.

Now, on this 5<sup>th</sup> day of November, 1962, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of Judgment on stipulations agreeing upon just compensation, and the Court, after having examined the files in this action and being advised by counsel for plaintiff finds:

2.

This Judgment applies only to the estates condemned in the tracts enumerated in the caption above, as such estates and tracts are described in the Complaint and the Declaration of Taking filed in this Civil Action.

3.

The Court has jurisdiction of the parties and the subject matter of this action.

4.

Service of Process has been perfected either personally or by publication notice as provided by Rule 71A of the Federal Rules of Civil Procedure on all parties defendant in this cause who are interested in the subject tracts.

5.

The Acts of Congress set out in paragraph 2 of the Complaint herein give the United States of America the right, power and authority to condemn for public use the estates described in paragraph 2 herein. Pursuant thereto on March 1, 1960, the United States of America has filed its Declaration of Taking of such described property, and title to the described estates in such property should be vested in the United States of America as of the date of filing the Declaration of Taking.

6.

On filing of the Declaration of Taking, there was deposited in the Registry of this Court as estimated compensation for the taking of certain estates in the subject tracts, certain sums of money, and part of these deposits has been disbursed, as set out in paragraph 12 below.

7.

On the date of taking in this action, the owners of the estates taken in the subject tracts were the defendants whose names are shown in paragraph 12 below. Such named defendants are the only persons asserting any interest in the estates taken in such tracts, all other persons having either disclaimed or defaulted, and such named defendants are entitled to receive the just compensation for the estates taken in these tracts.

8.

The owners of the subject tracts and the United States of America have executed and filed herein Stipulations As To Just Compensation, wherein they have agreed that just compensation for the estates condemned in subject tracts is in the amounts shown as compensation in paragraph 12, and such Stipulations should be approved.

9.

Deficiencies exist between the amounts deposited as estimated compensation for the subject tracts and the amounts fixed by the Stipulations As To Just Compensation, and the amounts of such deficiencies should be deposited for the benefit of the owners. Such deficiencies are set out in paragraph 12 below.

10.

It Is, Therefore, ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power, and authority to condemn for public use the tracts named in paragraph 2 herein, as such tracts are particularly described in the Complaint and Declaration of Taking filed herein; and such tracts, to the extent of the estates described and for the uses and purposes described in such Declaration of Taking, are condemned and title thereto is vested in the United States of America as of the date of filing the Declaration of Taking, and all other defendants herein and all other persons interested in such estates are forever barred from asserting any claim thereto.

11.

It Is Further ORDERED, ADJUDGED AND DECREED that on the date of taking, the owners of the estates condemned herein in the subject tracts were the persons whose names appear below in paragraph 12, and the right to just compensation for the respective estates taken herein in these tracts is vested in the parties so named.

12.

It Is Further ORDERED, ADJUDGED AND DECREED that the Stipulations As To Just Compensation, mentioned in paragraph 8 above, hereby are confirmed; and the sums therein fixed are adopted as the awards of just compensation for the estates condemned in subject tracts as follows:

TRACT NO. C-351E

Owner:

W. R. Holland

Award of just compensation pursuant to stipulation	- - - - -	\$300.00	\$300.00
Deposited as estimated compensation	- - - - -		\$150.00
Disbursed to owner	- - - - -	None	
Balance due to owner	- - - - -	\$300.00	
Deposit deficiency	- - - - -		\$150.00

TRACT NO. C-352E

Owners:

Commissioners of the Land Office, State of Oklahoma  
Joseph E. Howell and  
Mary Frances Howell

Award of just compensation pursuant to stipulations	- - - - -	\$125.00	\$125.00
To be allocated:			
Commissioners	- - - - -	\$ 25.00	
Howells	- - - - -	<u>\$100.00</u>	
Deposited as estimated compensation	- - - - -		\$50.00
Disbursed to owners	- - - - -	None	
Balance due to owners	- - - - -	\$125.00	
Deposit deficiency	- - - - -		\$75.00

It Is Further ORDERED, ADJUDGED AND DECREED that the United States of America shall deposit in the Registry of this Court in this Civil Action the total deposit deficiency for subject tracts in the sum of \$225.00, and such sum shall be allocated and placed in the deposits for the respective tracts in the amounts of the deposit deficiencies for such tracts as shown in paragraph 12 above.

The Clerk of this Court then shall disburse from the sums on deposit for subject tracts certain sums as follows:

From the deposit for Tract No. C-351E,  
 To W. R. Holland, the sum of - - - - \$300.00

From the deposit for Tract No. C-352E,  
 To Commissioners of the Land Office,  
 State of Oklahoma, the sum of - - - \$25.00

To Joseph E. Howell and  
 Mary Frances Howell,  
 jointly, the sum of - - - - - \$100.00

ALLEN E. BARROW  
UNITED STATES DISTRICT JUDGE

APPROVED:

*Hubert A. Marlow*  
HUBERT A. MARLOW  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Jdgm't for Amount  
of Deposit

United States of America,  
Plaintiff,  
vs.

240.30 Acres of Land, More or Less,  
Situate in Creek and Pottawatomie Counties,  
Oklahoma and Juanita Conrad Einton,  
et al, and Unknown Owners,

Defendants.

Civil No. 5071

Tract(s) No(s). 2917E-5

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation(\*) entered into by and between the plaintiff and the defendant(s) therein named, which stipulation(\*) (is) (~~was~~) tendered herewith for filing herein.

The Court finds that plaintiff and L. W. Bredshoft, E. E. Bredshoft, C. C. Bredshoft, Roy Horner, Carl A. Bengtson, Elsie Wight, L. H. Bengtson, Mary Yeates, Estella Brownlee, Helen McCauley, and Olof H. Bengtson defendant(s) herein, (~~was~~), (have), by the stipulation(\*) above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate(\*) in Tract(\*) No(\*) 2917E-5, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$150.00....., inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract(\*) upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract(\*). The Court further finds that the above-named defendant(s) (~~was~~)(were) the sole owner(s) of the captioned tract(\*) on the date of taking, and they are entitled to the entire award therefor.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate(\*) set forth in the Complaint and Declaration of Taking in and to the land(\*) hereinabove referred to, as said tract(\*) (is) (~~was~~) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(\*) No(\*) 2917E-5 is the sum of \$150.00....., inclusive of interest, which sum has heretofore been disbursed by Order(s) of this Court.

Entered this 11 day of November 1962.

ALLEN E. DARROW  
JUDGE, United States District Court

APPROVED:

W. R. THIXON, JR.

W. R. THIXON, JR.

Assistant U. S.

Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,  
Plaintiff,  
vs.  
182.27 Acres of Land, More or Less,  
Situate in Tulsa, Creek and Pawnee  
Counties, Oklahoma and James T. Steil,  
et al., and Unknown Owners,  
Defendants.

Civil No. 5108  
Tract No. F-651E-9

**FILED**

NOV -7 1962

JUDGMENT ON STIPULATION

NOBLE C. HOOD  
Clerk, U. S. District Court

On this day this cause comes on for consideration on the stipulation entered into by and between the plaintiff and the defendants therein named, which stipulation is tendered herewith for filing herein.

The Court finds that plaintiff and Frank E. Cochran and Mary E. Cochran, co-executors of the estate of Clara E. Bray, deceased, Mary Fray Cochran, individually and in behalf of her unknown children, Frank E. Cochran and Mary E. Cochran as guardians for Steven Bray Cochran, Frank Edwin Cochran III, and Kaye Louise Cochran defendants herein, have, by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tract No. F-651E-9, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$250.00, inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract. The Court further finds that the above-named defendants were the sole owners of the captioned tract on the date of taking, and they are entitled to the entire award therefor.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. F-651E-9, is the sum of \$250.00, inclusive of interest, which sum has heretofore been disbursed by Orders of this Court.

Entered this 6<sup>th</sup> day of November 1962.

ALLEN E. BARROW

JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.  
W. R. THIXTON, Jr.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judgm't for Amount  
of Deposit

United States of America,  
Plaintiff,  
vs.  
122.01 Acres of Land, More or Less,  
Situate in Pawnee and Creek Counties,  
Oklahoma and Gene E. Allen, et al.,  
and Unknown Owners,  
Defendants.

Civil No. 5368  
Tract No. 4544 E

FILED

NOV -7 1962

JUDGMENT ON STIPULATION

NOBLE C. HOOD  
Clerk, U. S. District Court

On this day this cause comes on for consideration on the stipulation entered into by and between the plaintiff and the defendants therein named, which stipulation is tendered herewith for filing herein.

The Court finds that plaintiff and Frank E. Cochran and Mary E. Cochran, co-executors of the estate of Clara E. Bray, deceased, Mary Bray Cochran, individually and in behalf of her unknown children, Frank E. Cochran and Mary E. Cochran as guardians for Steven Bray Cochran, Frank Edwin Cochran III, and Kaye Louise Cochran defendants herein, have, by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tract No. 4544E, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$200.00, inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract. The Court further finds that the above-named defendants were the sole owners of the captioned tract on the date of taking, and they are entitled to the entire award therefor.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. 4544E is the sum of \$200.00, inclusive of interest,

(C) The Clerk of the Court is authorized and directed to draw a check upon the funds in the Registry of this Court in the amount of \$200.00 made payable to the above party defendants and to cause payment to be made.

Entered this 6<sup>th</sup> day of November 1962.

ALLEN E. BARRON

JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant U. S. Attorney

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

MARY LOUISE COONFIELD,

Plaintiff,

-vs-

MISSOURI, KANSAS and TEXAS RAIL-  
ROAD COMPANY, a foreign Corpor-  
ation, and ROY W. CANNY and PAUL  
F. HARLOW,

Defendants.

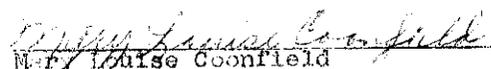
Civil Action No.

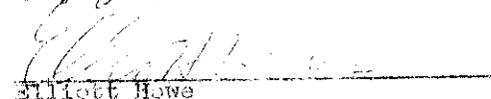
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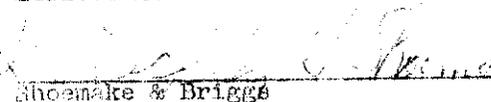
DISMISSAL WITH PREJUDICE

Comes now Mary Louise Coonfield, plaintiff above named,  
and her attorneys of record, Elliott Howe and Shoemaker & Briggs,  
and dismisses the above entitled cause of action with prejudice.

Dated this November 2, 1962.

  
Mary Louise Coonfield

  
Elliott Howe

  
Shoemaker & Briggs

ORDER

Upon considering the foregoing Dismissal,

IT IS ORDERED that the above entitled cause of action  
be dismissed with prejudice.

  
DISTRICT JUDGE

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

MARY LOUISE COONFIELD, Administra-  
trix of the Estate of Tommy Eugene  
Stafford, Deceased,

Plaintiff,

-vs-

MISSOURI, KANSAS and TEXAS RAIL-  
ROAD COMPANY, a foreign corpora-  
tion, and ROY W. CANNY and PAUL  
F. HARLOW,

Defendants.

Civil Action

No. 5476

FILED

NOV 11 1962

MISSOURI, KANSAS and TEXAS RAILROAD COMPANY  
v. MARY LOUISE COONFIELD, et al.

DISMISSAL WITH PREJUDICE

Comes now Mary Louise Coonfield, Administratrix of the  
Estate of Tommy Eugene Stafford, Deceased, plaintiff above named,  
and her attorneys of record, Elliott Howe and Shoemaker & Briggs,  
and dismisses the above entitled cause of action with prejudice.

Dated this November 2, 1962.

*Mary Louise Coonfield*  
Mary Louise Coonfield, Administratrix  
of the Estate of Tommy Eugene Stafford,  
Deceased.

*Elliott Howe*  
Elliott Howe

*Shoemaker & Briggs*  
Shoemaker & Briggs

ORDER

Upon considering the foregoing Dismissal,

IT IS ORDERED that the above entitled cause of action  
be dismissed with prejudice.

*James E. Brown*  
DISTRICT JUDGE



NOV -9 1962

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

NOBLE C. HOOD  
Clerk, U. S. District

United States of America,

Plaintiff,

vs.

437.26 Acres of Land, More or Less,  
Situate in Nowata County, Oklahoma,  
and Tollie T. Downing, et al, and  
Unknown Owners,

Defendants.

Civil Action No. 4862

Tracts Nos.: X-2409E  
X-2426E  
X-2431E  
X-2434E-1  
X-2434E-2  
X-2441E-1  
X-2441E-2

J U D G M E N T

1.

Now, on this 9<sup>th</sup> day of November, 1962, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of Judgment on the Report of Commissioners filed herein on September 26, 1962, and the Court after having examined the files in this action and being advised by counsel for the plaintiff finds that:

2.

The Court has jurisdiction of the parties and the subject matter of this action.

3.

This Judgment applies only to the tracts enumerated in the caption above, as such tracts are described in the Complaint and the Declaration of Taking, filed herein.

4.

Service of process has been perfected either personally or by publication notice as provided by Rule 71A of the Federal Rules of Civil Procedure on all parties defendant in this cause, who are interested in subject tracts.

5.

The Acts of Congress set out in paragraph 2 of the Complaint filed herein give the United States of America the right, power and authority to condemn for public use the subject tracts of land. Pursuant thereto, on February 29, 1960, the United States of America filed its Declaration of Taking of certain estates in such tracts of land, and title to such property should be vested in the United States of America, as of the date of filing such Declaration of Taking.

6.

On the filing of the Declaration of Taking, there was deposited in the Registry of this Court as estimated compensation for the taking of the described estates in the subject tracts, certain sums of money and part of these deposits has been disbursed as set out in paragraph 11 below.

7.

The Report of Commissioners filed herein on September 26, 1962, is hereby accepted and adopted as a finding of fact as to all tracts covered by such report. The amount of just compensation as to the subject tracts as fixed by the Commission is set out in paragraph 11 below.

8.

Certain deficiencies exist between the amounts deposited as estimated just compensation for subject tracts and the amounts fixed by the Commission and the Court as just compensation, and a sum of money sufficient to cover such deficiencies should be deposited by the Government. These deficiencies are set out in paragraph 11 below.

9.

The defendants named in paragraph 11 as owners of subject tracts are the only defendants asserting any interest in the estates condemned herein; all other defendants having either disclaimed or defaulted; the named defendants are the owners of the respective interests in such estates as designated and, as such, are entitled to receive the just compensation therefor.

10.

It Is, Therefore, ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power, and authority to condemn for public use the subject tracts, as such tracts are described in the Declaration of Taking and the Complaint filed herein, and such property, to the extent of the estates indicated and for the uses and purposes described in the Declaration of Taking filed herein, is CONDEMNED, and title thereto is vested in the United States of America, as of the date of filing the Declaration of Taking, and all defendants herein and all other persons are forever barred from asserting any claim thereto.

11.

It Is Further ORDERED, ADJUDGED AND DECREED that the right to receive just compensation for the estates taken herein in subject tracts

is vested in the defendants whose names appear below in this paragraph; the Report of Commissioners of September 26, 1962, is hereby confirmed and the sums therein fixed are adopted as just compensation for subject tracts as shown by the following schedule:

TRACT NO. X-2409E

Owner:

W. F. Friend, Jr.

Award of just compensation pursuant to Commissioners' Report - - - -	\$700.00	\$700.00
Deposited as estimated compensation - - - - -		\$100.00
Disbursed to owner - - - - -	None	
Balance due to owner - - - - -	\$700.00	
Deposit deficiency - - - - -		\$600.00

TRACT NO. X-2426E

Owners:

Charles T. Stewart and  
Georgia Stewart

Subject to a mortgage owned by  
Business Men's Assurance Company  
of Kansas City, Missouri.

Award of just compensation pursuant to Commissioners' report - - - -	\$2,400.00	\$2,400.00
Deposited as estimated compensation - - - - -		\$600.00
Disbursed to owners - - - - -	\$600.00	
Balance due to owners - - - - -	\$1,800.00	
Deposit deficiency - - - - -		\$1,800.00

TRACT NO. X-2431E

Owner:

C. T. Stewart, a/k/a  
Charles Turner Stewart, a/k/a  
Charles T. Stewart

Subject to a mortgage owned by  
Business Men's Assurance Company  
of Kansas City, Missouri.

Award of just compensation pursuant to Commissioners' report - - - -	\$1,000.00	\$1,000.00
Deposited as estimated compensation - - - - -		\$550.00
Disbursed to owners - - - - -	\$550.00	
Balance due to owners - - - - -	\$450.00	
Deposit deficiency - - - - -		\$450.00

TRACTS NOS. X-2434E-1 AND X-2434E-2

Owner:

Mabel Sharp

Award of just compensation pursuant to Commissioners' Report - - - -	\$1,100.00	\$1,100.00
Deposited as estimated compensation - - - - -		\$350.00
Disbursed to owner - - - - -	<u>\$350.00</u>	
Balance due to owner - - - - -	\$750.00	
Deposit deficiency - - - - -		\$750.00

TRACTS NOS. X-2441E-1 AND X-2441E-2

Owner:

Fred Sharp

Award of just compensation pursuant to Commissioners' report - - - -	\$800.00	\$800.00
Deposited as estimated compensation - - - - -		\$400.00
Disbursed to owner - - - - -	<u>\$400.00</u>	
Balance due to owner - - - - -	\$400.00	
Deposit deficiency - - - - -		\$400.00

It Is Further ORDERED, ADJUDGED AND DECREED, that the United States of America shall pay into the Registry of this Court for the benefit of the landowners the deposit deficiencies for the various tracts as shown in paragraph 11, together with interest on such deficiencies at the rate of 6% per annum from February 29, 1960, until the date of deposit of such deficiency sums; and such sums shall be placed in the respective deposits for subject tracts in this Civil Action. Upon receipt of such sums, the Clerk of this Court shall disburse from the deposits for the subject tracts, certain sums as follows:

1. Tract No. X-2409E - to W. F. Friend, the sum of \$700.00 plus all accrued interest on the deposit deficiency for this tract.
2. Tract No. X-2426E - to Charles T. Stewart, Georgia Stewart and Business Men's Assurance Company of Kansas City, Missouri, jointly, the sum of \$1,800.00 plus all accrued interest thereon.

3. Tract No. X-2431E - to Charles T. Stewart, and Business Men's Assurance Company of Kansas City, Missouri, jointly, the sum of \$450.00, plus all accrued interest thereon.
4. Tracts Nos. X-2434E-1 and X-2434E-2 - to Mabel Sharp, the sum of \$750.00 plus all accrued interest thereon.
5. Tracts Nos. X-2441E-1 and X-2441E-2 - to Fred Sharp, the sum of \$400.00 plus all accrued interest thereon.

ALLEN E. EASTON  
UNITED STATES DISTRICT JUDGE

APPROVED:

*Hubert A. Marlow*  
HUBERT A. MARLOW  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

NOV 19 1962

NOVEMBER CLERK  
OF U.S. DISTRICT COURT

United States of America, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 437.26 Acres of land, More or Less, )  
 Situate in Nowata County, Oklahoma, )  
 and Tollie T. Downing, et al, and )  
 Unknown Owners, )  
 )  
 Defendants. )

Civil Action No. 4862  
 Tracts Nos.: X-2418E  
 X-2419E  
 X-2469E  
 X-2471E

J U D G M E N T

1.

Now, on this 9th day of November, 1962, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of Judgment on stipulations agreeing upon just compensation, and the Court, after having examined the files in this action and being advised by counsel for plaintiff finds:

2.

This Judgment applies only to the estates condemned in the tracts enumerated in the caption above, as such estates and tracts are described in the Complaint and the Declaration of Taking filed in this Civil Action.

3.

The Court has jurisdiction of the parties and the subject matter of this action.

4.

Service of Process has been perfected either personally or by publication notice as provided by Rule 71A of the Federal Rules of Civil Procedure on all parties defendant in this cause who are interested in the subject tracts.

5.

The Acts of Congress set out in paragraph 2 of the Complaint herein give the United States of America the right, power and authority to condemn for public use the estates described in paragraph 2 herein. Pursuant thereto on February 29, 1960, the United States of America has filed its Declaration of Taking of such described property, and title to the described estates in such property should be vested in the United States of America as of the date of filing the Declaration of Taking.

6.

On filing of the Declaration of Taking, there was deposited in the Registry of this Court as estimated compensation for the taking of certain estates in the subject tracts, certain sums of money, and ~~part~~<sup>none</sup> of these deposits has been disbursed, as set out in paragraph 12 below.

7.

On the date of taking in this action, the owners of the estates taken in the subject tracts were the defendants whose names are shown in paragraph 12 below. Such named defendants are the only persons asserting any interest in the estates taken in such tracts, all other persons having either disclaimed or defaulted, and such named defendants are entitled to receive the just compensation for the estates taken in these tracts.

8.

The owners of the subject tracts and the United States of America have executed and filed herein Stipulations As To Just Compensation, wherein they have agreed that just compensation for the estates condemned in subject tracts is in the amounts shown as compensation in paragraph 12, and such Stipulations should be approved.

9.

Deficiencies exist between the amounts deposited as estimated compensation for the subject tracts and the amounts fixed by the Stipulations As To Just Compensation, and the amounts of such deficiencies should be deposited for the benefit of the owners. Such deficiencies are set out in paragraph 12 below.

10.

It Is, Therefore, ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power, and authority to condemn for public use the tracts named in paragraph 2 herein, as such tracts are particularly described in the Complaint and Declaration of Taking filed herein; and such tracts, to the extent of the estates described and for the uses and purposes described in such Declaration of Taking, are condemned and title thereto is vested in the United States of America as of the date of filing the Declaration of Taking, and all other defendants herein and all other persons interested in such estates are forever barred from asserting any claim thereto.

It Is Further ORDERED, ADJUDGED AND DECREED that on the date of taking, the owners of the estates condemned herein in the subject tracts were the persons whose names appear below in paragraph 12, and the right to just compensation for the respective estates taken herein in these tracts is vested in the parties so named.

It Is Further ORDERED, ADJUDGED AND DECREED that the Stipulations As To Just Compensation, mentioned in paragraph 8 above, hereby are confirmed; and the sums therein fixed are adopted as the awards of just compensation for the estates condemned in subject tracts as follows:

TRACT NO. X-2418E

Owners:

Earl E. Harvey - - - - - 1/4  
 Pearl A. Keith - - - - - 1/4  
 Leone Mae Elrod and - - - - 1/4  
 Velma F. Tucker - - - - - 1/4

Award of just compensation pursuant to stipulation - - - - -	\$250.00	\$250.00
Deposited as estimated compensation - - - - -		\$175.00
Disbursed to owners - - - - -	None	
Balance due to owners - - - - -	\$250.00	
Deposit deficiency - - - - -		\$75.00

TRACT NO. X-2419E

Owner:

Velma Hale

Occidental Life Insurance Company of California holds a mortgage, but has agreed that Velma Hale should receive the compensation for this tract.

Award of just compensation pursuant to stipulation - - - - -	\$100.00	\$100.00
Deposited as estimated compensation - - - - -		\$75.00
Disbursed to owner - - - - -	None	
Balance due to owner - - - - -	\$100.00	
Deposit deficiency - - - - -		\$25.00

TRACT NO. X-2469E

Owners:

Glenna Lowry Mangels and  
Betty Ruth Lowry Lynn

Award of just compensation pursuant to stipulation	- - - - -	\$200.00	\$200.00
Deposited as estimated compensation	- - - - -		\$100.00
Disbursed to owners	- - - - -	<u>None</u>	
Balance due to owners	- - - - -	\$200.00	
Deposit deficiency	- - - - -		\$100.00
- - - - -			

TRACT NO. X-2471E

Owners:

Catherine M. Lowry  
Betty Ruth Lowry Lynn and  
Glenna Lowry Mangels

Award of just compensation pursuant to stipulation	- - - - -	\$50.00	\$50.00
Deposited as estimated compensation	- - - - -		\$35.00
Disbursed to owners	- - - - -	<u>None</u>	
Balance due to owners	- - - - -	\$50.00	
Deposit deficiency	- - - - -		\$15.00
- - - - -			

13.

It Is Further ORDERED, ADJUDGED AND DECREED that the United States of America shall deposit in the Registry of this Court in this Civil Action the total deposit deficiency for subject tracts in the sum of \$215.00, and such sum shall be allocated and placed in the deposits for the respective tracts in the amounts of the deposit deficiencies for such tracts as shown in paragraph 12 above.

The Clerk of this Court then shall disburse from the sums on deposit for subject tracts certain sums as follows:

- Tract No. X-2418E, to Earl E. Harvey, Pearl A. Keith, Leone Mae Elrod and Velma F. Tucker, jointly, the sum of \$250.00.
- Tract No. X-2419E, to Velma Hale, the sum of \$100.00.
- Tract No. X-2469E, to Glenna Lowry Mangels, and Betty Ruth Lowry Lynn, jointly, the sum of \$200.00.

Tract No. X-2471E, to Catherine M. Lowry, Betty Ruth Lowry Lynn,  
and Glenna Lowry Mangels, jointly, the sum of \$50.00.

ALLEN E. BARTON  
UNITED STATES DISTRICT JUDGE

APPROVED:

Hubert A. Marlow  
HUBERT A. MARLOW  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judgm't for Amount  
of Deposit

United States of America,  
Plaintiff,  
vs.  
63.09 Acres of Land, More or Less,  
Situate in Tulsa, Creek, and Pawnee  
Counties, Oklahoma, and D. W. Franchot  
& Co., et al, and Unknown Owners,  
Defendants.

Civil No. 5042

Tract No. A-167E

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation entered into by and between the plaintiff and the defendants therein named, which stipulation is tendered herewith for filing herein.

The Court finds that plaintiff and William Enriquez Bruner, one-half blood Creek, New Horn Roll No. 276 defendant herein, has, by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tract No. A-167E, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$425.00, inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract. The Court further finds that the above-named defendants were the sole owner of the captioned tract on the date of taking, and they are entitled to the entire award therefor.

The Court also finds that the above stipulation was approved by James S. McNeely, Jr., Attorney Advisor, Office of the Field Solicitor, Department of the Interior, in his capacity as attorney for the defendant owner, being that this ownership and the lands therein are restricted,

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. A-167E is the sum of \$425.00, inclusive of interest, which sum has heretofore been disbursed by Order of this Court.

Entered this 8<sup>th</sup> day of November 1962.

ALLEN E. DARROW  
JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.  
\_\_\_\_\_  
W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judgment on Motion  
(Option)

United States of America,  
Plaintiff,  
v.

Civil No. 5042

63.00 Acres of Land, More or Less,  
Situate in Tulsa, Creek and Pawnee  
Counties, Oklahoma and D. W.  
Franchot & Co., et al, and Unknown  
Owners,

Tract(s) No(s) 1534

Defendants.

FILED

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JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by the defendant and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

NOBLE C. HO...  
U.S. DIST...

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant

**Robert H. Breeden**  
entered into a contract and agreement, as evidenced by (an) option for the purchase of land granted by said defendant and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$ 55.00....., inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No 1534,

as such estate and said tract are described in the complaint and declaration of taking heretofore filed in this cause.

The Court further finds that the above-named defendant (was) the sole owner of the above-captioned tract on the date of taking; that (he) (they) (is) (are) entitled to the entire award therefor; and that the contract and agreement is a valid one.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tract and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the complaint and declaration of taking in and to the land hereinafore referred to, as said tract (is) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. 1534

is the sum of \$55.00....., inclusive of interest, which sum has heretofore been disbursed by order of this Court which sum the Clerk of the Court is hereby ordered to disburse in accordance with this Judgment.

Entered this ) day of November 196 2 .

ALLEN E. BARROW

APPROVED:

ROBERT P. SANTEE

Assistant U. S.

Attorney

JUDGE, United States District Court

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Jdgm't for Amount  
of Deposit

United States of America, )  
 )  
 ) Plaintiff, )  
 vs. )  
 )  
 494.35 Acres of Land, More or Less, )  
 Situate in Pawnee and Creek Counties, )  
 Oklahoma, and E. W. Pogue, et al, and )  
 Unknown Owners, )  
 )  
 ) Defendants. )

Civil No. 5051

Tract(s) No(s). 1334 & 1344

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JUDGMENT ON STIPULATION

NOV 11 1962

On this day this cause comes on for consideration on the stipulation entered into by and between the plaintiff and the defendant(s) therein named, which stipulation (is) (are) tendered herewith for filing herein.

The Court finds that plaintiff and **Ruby Thompson and Marle Thompson, her husband**

defendant(s) herein, (~~was~~), (have), by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate(s) in Tract(s) No(s). 1334 and 1344, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 350.00....., inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract(s) upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract(s). The Court further finds that the above-named defendant(s) (~~was~~)(were) the sole owner(s) of the captioned tract(s) on the date of taking, and they are entitled to the entire award therefor.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate(s) set forth in the Complaint and Declaration of Taking in and to the land(s) hereinabove referred to, as said tract(s) (~~is~~)(are) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s). 1334 & 1344 (\$65.00 and \$285.00, respectively) is the sum of \$ 350.00....., inclusive of interest, which sum has heretofore been disbursed by Order(s) of this Court.

Entered this *8<sup>th</sup>* day of **November** 1962

J. E. BARRON

JUDGE, United States District Court

APPROVED:

*W. R. Thixton, Jr.*

W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Jdgm't for Amount  
of Deposit

United States of America, )  
 )  
 ) Plaintiff, )  
 vs. )  
 )  
 ) 685.86 Acres of Land, More or Less, )  
 ) Situate in Osage and Pawnee Counties, )  
 ) Oklahoma and Albert Perkins, et al, )  
 ) and Unknown Owners, )  
 )  
 ) Defendants. )

Civil No. 5056

Tract(x) No(x). 2122

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation(x) entered into by and between the plaintiff and the defendant(s) therein named, which stipulation(x) (is) (~~was~~) tendered herewith for filing herein.

The Court finds that plaintiff and Ethel Buck, O. E. Hindman, R. L. Hindman, Mrs. Frank B. Jones, Mrs. William O. Adrean, Mrs. Wendell Wagers, and Mrs. Chet Nelson, heirs of Millie Jane Hindman, deceased defendant(s) herein, (~~was~~), (have), by the stipulation(x) above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate(x) in Tract(x) No(x). 2122, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 1,800.00...., inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract(x) upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract(x). The Court further finds that the above-named defendant(s) (~~was~~)(were) the sole owner(s) of the captioned tract(x) on the date of taking, and they are entitled to the entire award therefor.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate(x) set forth in the Complaint and Declaration of Taking in and to the land(x) hereinabove referred to, as said tract(x) (is) (~~was~~) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(x) No(x). 2122 is the sum of \$ 1,800.00....., inclusive of interest, which sum has heretofore been disbursed by Order(s) of this Court.

Entered this 27 day of November 1962

ALLEN E. BARROTT  
JUDGE, United States District Court

APPROVED:

W. R. THILTON, JR.

W. R. THILTON, JR.

Assistant U. S.

Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judgment on Motion  
(Option)

United States of America,  
Plaintiff,

v.

240.38 Acres of Land, More or Less,  
Situate in Creek and Pawnee Counties,  
Oklahoma, and Juanita Conrod Hinton,  
et al, and Unknown Owners,

Defendants.

Civil No. 5071

Tract(~~§~~) No(~~§~~) 2927

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NORRIS C. HOOD  
CLERK, U.S. District Court

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option(~~§~~) granted by the defendant(s) and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant(s) Irena Vaughn, Ray Vaughn, Leo Vaughn, Marie Vaughn, Ora Faye Vaughn, Jerry E. Vaughn, Vernell Vaughn, June Anne Brewer, Jewell Bradford, D. F. Bradford, and Walter Vaughn entered into a contract and agreement, as evidenced by (an) option(~~§~~) for the purchase of land granted by said defendant(s) and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$ 9,635.00....., inclusive of interest, would be awarded as just compensation for the taking of the estate(~~§~~) to be condemned in Tract(~~§~~) No(~~§~~) 2927

as such estate(~~§~~) and said tract(~~§~~) are described in the complaint and declaration of taking heretofore filed in this cause.

The Court further finds that the above-named defendant(s) (~~was~~) (were) the sole owner(s) of the above-captioned tract(~~§~~) on the date of taking; that (~~he~~) (they) (~~is~~) (are) entitled to the entire award therefor; and that the contract and agreement is a valid one.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tract(~~§~~) and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate(~~§~~) set forth in the complaint and declaration of taking in and to the land(~~§~~) hereinabove referred to, as said tract(~~§~~) (is) (~~was~~) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(~~§~~) No(~~§~~) 2927

is the sum of \$ 9,635.00....., inclusive of interest, which sum has heretofore been disbursed by order(s) of this Court to Irena Vaughn.

Entered this 14 day of November 1962.

APPROVED:

W. R. THURSON, JR.

W. R. THURSON, JR.

Assistant U. S. Attorney

ALLEN E. BARROW

JUDGE, United States District Court

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

ALLSTATE INSURANCE COMPANY,  
A Corporation,  
Plaintiff,

-vs-

DALE CANTRELL, RICHARD H. PERSHALL,  
Administrator of the Estate of FRED LYMAN  
PERSHALL, RICHARD G. PERSHALL, as  
guardian of Carol Ann Pershall and Cheryl  
Kay Pershall, Minors,  
Defendants.

No. 5385

FILED

NOV 14 1962

DECREE

NOBLE M. KOPP  
Clerk of Court

Judgment is hereby entered for the plaintiff and against the defendants,  
Dale Cantrell, Richard H. Pershall, Administrator of the Estate of Fred Lyman  
Pershall, Richard H. Pershall as guardian of Carol Ann Pershall and Cheryl  
Kay Pershall, minors in conformity with the Findings of Facts and Conclusions  
of Law filed herein on this date.

That in conformity with the Findings of Facts and Conclusions of Law as  
aforesaid, it is adjudged and decreed that the plaintiff herein is under no obliga-  
tion to either defend or indemnify Dale Cantrell as a result of an automobile  
accident occurring on November 9, 1961.

Dated this 13th day of November, 1962.

(S) Allen E. Cannon  
Judge of the U. S. District Court

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

NOV 15 1962

United States of America, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 360.48 Acres of Land, More or Less, )  
 Situate in Creek, Osage and Pawnee )  
 Counties, Oklahoma, and Eli Post oak, )  
 et al., and Unknown Owners, )  
 )  
 Defendants. )

NOBLE C. HOOD  
Clark, U. S. District

Civil No. 4916  
Tract No. H-857

J U D G M E N T

On September 25, 1961, this cause came on for hearing upon the applica-  
tion of the United States, by its attorney, and in accordance with its Complaint  
in condemnation, for a judgment determining the ownership and the just compensa-  
tion to be awarded the former owners of Tract No. H-857, which is more particu-  
larly described in the Declaration of Taking filed herein;

The Court finds that the Declaration of Taking and Complaint were duly  
filed and that the Court has jurisdiction of the parties and the subject matter  
of this action, that service of process has been perfected either personally or  
by publication of notice, as prescribed by Rule 71A of the Federal Rules of  
Civil Procedure, on all parties defendant having compensable interests in the  
subject tract.

The Court further finds, upon the evidence presented that the follow-  
ing parties defendant were the sole heirs of J. H. Tilley, deceased, and that  
said parties defendant owned the following respective interests in Tract No.  
H-857:

- Troy E. Tilley - - - - - 2/9
- J. Roy Tilley - - - - - 2/9
- Rose E. Tilley - - - - - 1/3
- Elsie Tilley - - - - - 2/27
- Petty Watts - - - - - 4/189
- Carolyn Laymon - - - - - 4/189
- Joanne Cypert - - - - - 4/189
- Bonnie Jean Caldwell - - - - - 4/189
- James Tilley (minor) - - - - - 4/189
- Billy Ray Tilley (minor) - - - - - 4/189
- Danny Tilley (minor) - - - - - 4/189

and that the above parties defendant were the sole record owners of the above-  
captioned tract on the date of taking, and are entitled to receive the entire  
award therefor.

The Court further finds, upon the evidence presented, that the amount  
of \$500.00, inclusive of interest, is just compensation for the taking of the  
estate by the plaintiff in Tract No. H-857, as such estate and said tract are

described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause.

The Court also finds that plaintiff and Troy E. Tilley, defendant herein, have by the stipulation on file herein, agreed that the just compensation to be paid by the plaintiff is the total sum of \$500.00; the Court also finds that Rose E. Tilley and the plaintiff have entered into an option contract thereby stipulating as to the just compensation to be paid by the plaintiff, said amount being \$500.00, inclusive of interest. The Court also finds that the funds on deposit applied to the interest of the minor defendants, James Tilley, Billy Ray Tilley, and Danny Tilley, should be paid to the mother of said minors, to wit, Elsie Tilley.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED:

A. The vesting in the plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

B. The sole record owners of the estate taken in Tract No. H-857 were Troy E. Tilley, J. Roy Tilley, Rose E. Tilley, Elsie Tilley, Betty Watts, Carolyn Laymon, Joanne Cypert, Bonnie Jean Caldwell, James Tilley (minor), Billy Ray Tilley (minor), and Danny Tilley (minor), and as such are entitled to receive that portion of the award applied to their respective interest; the amount applied to the interest of the minor defendants to be paid to their mother, Elsie Tilley.

C. The just compensation to be paid by the plaintiff for the taking of Tract No. H-857 is the sum of \$500.00, inclusive of interest; of which amount the sum of \$388.87 has been disbursed subsequent to the hearing held on September 25, 1961, by order of this Court, there remaining on balance the sum of \$111.13, which may be disbursed at this time to Troy E. Tilley.

D. The Clerk of the Court is hereby authorized and directed to draw a check on the funds in the Registry of this Court in the amount of \$111.13, made payable to Troy E. Tilley and cause payment to be made.

Entered this 9/13 day of November 1962.

ALLEN E. FARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

NOV 15 1922

NOBLE C. WOOD  
Clk, U.S. Dist. Ct.

United States of America,  
  
Plaintiff,  
  
vs.  
  
479.40 Acres of Land, More or Less,  
Situate in Creek, Osage and Pawnee  
Counties, Oklahoma, and Janet  
Cunningham, et al, and Unknown Owners,  
  
Defendants.

Civil No. 4957  
Tract No. 1724

J U D G M E N T

On this day this cause came on for hearing upon the application of the United States of America, by its attorney, and in accordance with its Complaint in condemnation, for a judgment determining the ownership and the just compensation to be awarded the former owners of Tract No. 1724, which is more particularly described in the Declaration of Taking herein filed;

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract;

The Court finds that prior to the institution of the above proceeding the United States of America and the defendants Jessa Coonrod, Juanita Coonrod Hinton, Cornelia Coonrod Holmes and J. R. Wright, entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendants and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$4,050.00, inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No. 1724, as such estate and said tract are described in the Complaint and Declaration of Taking heretofore filed in this cause.

The Court further finds, upon the evidence presented that the following parties defendant were the owners of the following respective interests in Tract No. 1724, to wit:

- |                                   |      |                             |      |
|-----------------------------------|------|-----------------------------|------|
| Jessa Coonrod - - - - -           | 8/27 | Eugene Haskins - - - - -    | 1/21 |
| Juanita Coonrod Hinton - - - - -  | 4/27 | George W. Haskins - - - - - | 1/21 |
| Cornelia Coonrod Holmes - - - - - | 4/27 | Levi Haskins - - - - -      | 1/21 |
| J. R. Wright - - - - -            | 2/27 | J. Ward Thompson - - - - -  | 1/21 |
| Mae Haskins Behrens - - - - -     | 1/21 | Doss H. Haskins - - - - -   | 1/21 |
| Faye Haskins Cook - - - - -       | 1/21 |                             |      |

and that these parties defendant were the sole record owners of the above captioned tract on the date of taking, and are entitled to receive the entire award therefor.

The Court also finds that of these parties defendant the following owners are in default, having not appeared, nor having answered, the plaintiff being unable to locate said owners, reasonable diligence and inquiry having been made:

Mae Haskins Behrens	Levi Haskins
Faye Haskins Cook	J. Ward Thompson
Eugene Haskins	Doss H. Haskins
George A. Haskins	

The Court further finds, upon the evidence presented, that the amount of \$4,050.00, inclusive of interest, is just compensation for the taking of the estate by the plaintiff in Tract No. 1724, as such estate and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED:

A. The vesting in the plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

B. The sole record owners of the estate taken in Tract No. 1724 were Jessa Coonrod, Juanita Coonrod Hinton, Cornelia Coonrod Holmes, J. R. Wright, Maw Haskins Behrens, Faye Haskins Cook, Eugene Haskins, George W. Haskins, Levi Haskins, J. Ward Thompson, and Doss H. Haskins, and as such are entitled to receive that portion of the award applied to their respective interest;

C. The just compensation to be paid by the plaintiff for the taking of Tract No. 1724 is the sum of \$4,050.00, inclusive of interest;

D. The Clerk of the Court is hereby authorized and directed to draw checks upon the funds in the Registry of this Court, made payable to the respective owners set forth below for the respective amount of their interest:

Jessa Coonrod - - - - -	8/27 - - - - -	\$1,200.00
Juanita Coonrod Hinton - - -	4/27 - - - - -	600.00
Cornelia Coonrod Holmes - - -	4/27 - - - - -	600.00
J. R. Wright - - - - -	2/27 - - - - -	300.00
		<u>\$2,700.00</u>

and to cause payment to be made;

E. The Clerk of the Court is also hereby authorized and directed to retain the balance of the funds on deposit for this tract, which is the sum of \$1,350.00, for a period of five years from the date of this Judgment, unless

said deposit is properly claimed by the defendant owners set forth above who are in default at this time, and in event said deposit is not claimed, the Court Clerk is directed, without further order of this Court, to return the balance of said deposit, five years from this date, into the United States Treasury.

Entered this 19 day of November 1962.

ALLEN E. BARROW

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UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

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W. R. THIXTON, JR.  
Assistant U. S. Attorney

FILED

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

NOV 15 1962

NOBLE C. HOOB  
Clerk, U. S. District

United States of America,	)
	)
Plaintiff,	)
	)
vs.	)
	)
494.35 Acres of Land, More or Less,	)
Situate in Pawnee and Creek Counties,	)
Oklahoma, and E. W. Pogue, et al, and	)
Unknown Owners,	)
	)
Defendants.	)

Civil No. 5051  
Tracts Nos. 1332, 1339,  
1341, 1343, 1348 & 1350

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the options granted by the defendants and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendants, Rosie Steele, Ira Stephens, Lillis Stephens, Price Stephens, Emily R. Stephens, Gertie Steele, Edith Schuler, Sidney G. Schuler, Johnnie Stephens, Elizabeth Stephens, Inabelle Johannson, John Winford Stephens, Betty Randles, Charles Randles, Austin Stephens, Mildred Stephens, Juanita Hensley, Melvin Hensley, and Lillie Stephens, entered into contracts and agreements as evidenced by options for the purchase of land granted by said defendants and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$1,195.00, inclusive of interest, would be awarded as just compensation for the taking of the estates to be condemned in Tracts Nos. 1332, 1339, 1341, 1343, 1348 and 1350, as such estates and said tracts are described in the Complaint and Declaration of Taking heretofore filed in this cause. The Court also finds that Ruby Thompson and Merle Thompson have adopted and ratified the terms of these option contracts the same as though they signed said option contracts, which statement is set forth in the motion for distribution on file herein.

The Court also finds that of the above tracts, Edith Stephens Schuler individually, is the owner of Lots 3, 4, 5 and 6 of Block 109 in Tract No. 1332, and all interests in Lot 30, Block 109 in Tract No. 1348 herein, for which she is entitled to receive the sum of \$280.00 as just compensation for the taking of her interest in these tracts; and that all parties defendant have stipulated and agreed with the plaintiff as to the above respective ownership and the distribution of the funds on deposit.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tracts on the date of taking; that they are entitled to the entire award therefor; and that the contracts and agreements are valid ones.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tracts and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

A. The vesting in plaintiff of title to the estates set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tracts Nos. 1332, 1339, 1341, 1343, 1348 and 1350 is the sum of \$1,195.00, inclusive of interest, of which amount the sum of \$915.00 has been disbursed by previous orders of this Court leaving a balance of \$280.00 which may properly be disbursed to Edith Stephens Schuler at this time, therefore, the Clerk of the Court is authorized and directed to draw a check on the funds in the Registry of this Court in the amount of \$280.00, made payable to Edith Stephens Schuler, and cause payment to be made.

Entered this 9 day of November 1962.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant United States Attorney

FILED ✓

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

NOV 15 1962

NORBLE C. ROOD  
Clerk, U. S. District Court

AWO

United States of America,

Plaintiff,

vs.

Civil No. 5056

685.86 Acres of Land, More or Less,  
Situate in Osage and Pawnee Counties,  
Oklahoma, and Albert Perkins, et al,  
and Unknown Owners,

Tract No. 2151

Defendants.

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation entered into by the plaintiff and the defendants therein named, which stipulation is tendered herewith for filing herein.

The Court finds that plaintiff and Zetau Fisk, Neoma Galinaitis, Leona Enlow, W. T. Perry and Pearl Perry, a/k/a Mrs. W. M. Perry, defendants herein have by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tract No. 2151, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$3,000.00, inclusive of interest. The sum of \$2,800.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

A. The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tract No. 2151, is the sum of \$3,000.00, inclusive of interest, and the reservation by the above-named defendants of the right to remove on or before January 1, 1961 the improvements located thereon, without deduction for salvage value;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$200.00, without interest, and upon receipt of this deficiency of \$200.00, the Clerk of this Court is hereby directed and authorized to draw a check in the amount of \$200.00 made payable to Mrs. W. M. Perry, a/k/a Pearl Perry, and cause payment to be made.

Entered this 17 day of November 1962.

ALLEN E. CARRON

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UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

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W. R. THIXTON, JR.  
Assistant United States Attorney

FILED ✓

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

NOV 15 1962

*JMA*

NOBLE C. HOOD  
Clk. U. S. Dist. Ct.

United States of America,	)
	)
Plaintiff,	)
	)
vs.	)
	)
127.72 Acres of Land, More or Less,	)
Situate in Creek and Pawnee Counties,	)
Oklahoma, and Walter Holmes, et al,	)
and Unknown Owners,	)
	)
Defendants.	)

Civil No. 5093  
Tract No. 4501E

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by the defendant and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant Louisa Beartail Wilson, a/k/a Louisa Beartail Foster, Creek #9316, Full Blood, entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendant and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$50.00, inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No. 4501E, as such estate and said tract is described in the Complaint and Declaration of Taking heretofore filed in this cause.

The Court further finds that the above-named defendant was the sole owner of the above-captioned tract on the date of taking; that she is entitled to the entire award therefor; and that the contract and agreement is a valid one.

The Court also finds that, subsequent to the execution of the option contract hereinabove referred to, the Area Director, Bureau of Indian Affairs, Department of Interior, and the Field Solicitor, Department of Interior, have heretofore stipulated with the plaintiff on behalf of the defendant as to the issue of just compensation.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tract and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. 4501E is the sum of \$50.00, inclusive of interest, which sum has heretofore been disbursed by order of this Court.

Entered this 19<sup>th</sup> day of November 1962.

ALLEN E. BARROW

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UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

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W. R. THIXTON, JR.  
Assistant United States Attorney

FILED

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

NOV 7 1962  
DMM

EDGAR R. and MAXINE M. TAYLOR,  
Plaintiffs,

vs.

NEW YORK LIFE INSURANCE COMPANY,  
a Foreign Corporation,  
Defendant.

No. 5132 Civil

ORDER OVERRULING MOTION FOR NEW TRIAL

This matter coming on for hearing this 5th day of November, 1962 upon the motion of the plaintiffs, Edgar R. Taylor and Maxine M. Taylor, for a new trial of the above styled action, and upon consideration of the matter and after hearing statements by counsel for the plaintiffs and counsel for the defendant, and being fully advised in the premises, the Court finds that plaintiffs' motion for a new trial should be and the same is hereby overruled.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that plaintiffs' motion for a new trial in the above entitled action, as to both counts thereof, is overruled.

*Luther Bohanon*

Luther Bohanon,  
United States District Judge.

APPROVED:

*William K. Powers*

William K. Powers,  
325 Beacon Building,  
Tulsa 3, Oklahoma  
Attorney for Plaintiffs

*William G. Paul*

William G. Paul  
570 First National Building  
Oklahoma City 2, Oklahoma  
Attorney for Defendant

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

New York Life Insurance Company, )  
a foreign corporation, )  
Complainant, )

vs. )

Civil Action No. 5244

Edgar R. Taylor and )  
Maxine M. Taylor, )  
Defendants. )

O R D E R

This matter coming on for hearing this 5th day of November, 1962, upon the motion of defendants, Edgar R. Taylor and Maxine M. Taylor, for an order of dismissal of the above styled action, and, upon consideration of the matter and after hearing statements by counsel for complainant and counsel for defendants, and being fully advised in the premises, the Court finds:

1. That the issues in Civil Action No. 5132 in this Court are the same as those in this action; that said Civil Action No. 5132 has now been tried resulting in a jury verdict for New York Life Insurance Company, a corporation, complainant herein, which jury verdict was entered on October 12, 1962.

2. That defendants have moved to dismiss the instant action, Case No. 5244, and counsel for complainant has stipulated and agreed to the dismissal thereof.

3. That upon the filing of the instant action, Case No. 5244, complainant deposited into the Registry of this Court the sum of \$70.05, as a tender to defendants of the premium paid under a certain insurance policy under which defendants were claiming certain rights; that said sum of \$70.05 should be refunded to complainant, and the Court should enter its order directing the Clerk to make payment of said sum to complainant, New York Life Insurance Company.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the above styled action be and hereby is dismissed, at defendants' instance and by agreement of complainant.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Clerk of this Court refund to complainant herein, New York Life Insurance Company, the sum of \$70.05, which was paid into the Registry of the Court by complainant when the instant action

was filed, and the Clerk is hereby ordered and directed to make payment of said sum out of the funds on deposit in the Registry of this Court to New York Life Insurance Company.

Walter Bohanon  
UNITED STATES DISTRICT JUDGE

APPROVED:

William S. Paul  
WILLIAM G. PAUL  
570 First National Building  
Oklahoma City 2, Oklahoma  
Attorney for Complainant.

William K. Powers  
WILLIAM K. POWERS  
Suite 325 Beacon Building  
4th Street at Boulder Ave.  
Tulsa 3, Oklahoma  
Attorney for Defendants.

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

283.77 Acres of Land, More or Less,  
Situate in Nowata County, Oklahoma,  
and Lillian M. Coker Sweaney, et al,  
and Unknown Owners,

Defendants.

Civil Action No. 4867

Tract No. N-1458E

FILED

NOV 16 1962

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

J U D G M E N T

1.

Now, on this 16<sup>th</sup> day of November, 1962, this matter comes on for disposition on application of plaintiff, United States of America, for entry of Judgment on a stipulation agreeing upon just compensation, and the Court, after having examined the files in this action and being advised by counsel for plaintiff, finds:

2.

This Judgment applies only to the estate condemned in Tract No. N-1458E, as such estate and tract are described in the Declaration of Taking filed in this action.

3.

The Court has jurisdiction of the parties and subject matter of this action.

4.

Service of Process has been perfected either personally, or by publication notice, as provided by Rule 71A of Federal Rules of Civil Procedure on all parties defendant in this cause who are interested in subject tract.

5.

The Acts of Congress set out in paragraph 2 of the Complaint herein give the United States of America the right, power, and authority to condemn for public use the estate described in paragraph 2 herein. Pursuant thereto, on March 1, 1960, the United States of America filed its Declaration of Taking of such described property, and title to the described estate in such property should be vested in the United States of America as of the date of filing the Declaration of Taking.

6.

On filing of the Declaration of Taking, there was deposited in the Registry of this Court, as estimated compensation for the taking of a certain estate in the subject tract a certain sum of money, and all of this deposit has been disbursed, as set out in paragraph 11 below.

7.

On the date of taking in this action, the owner of the estate taken in subject tract was the defendant whose name is shown in paragraph 11 below. Such named defendant is the only person asserting any interest in the estate taken in such tract, all other persons having either disclaimed or defaulted, and such named defendant is entitled to receive the just compensation for the estate taken in this tract.

8.

The owner of the subject tract and the United States of America have executed and filed herein a Stipulation As To Just Compensation wherein they have agreed that just compensation for the estate condemned in subject tract is in the amount shown as compensation in paragraph 11 below, and such stipulation should be approved.

9.

It Is, Therefore, ORDERED, ADJUDGED, AND DECREED that the United States of America has the right, power, and authority to condemn for public use the tract named in paragraph 2 herein, as such tract is particularly described in the Complaint and Declaration of Taking filed herein; and such tract, to the extent of the estate described and for the uses and purposes described in such Declaration of Taking, is condemned and title thereto is vested in the United States of America, as of March 1, 1960, and all defendants herein and all other persons interested in such estate are forever barred from asserting any claim thereto.

10.

It Is Further ORDERED, ADJUDGED, AND DECREED that on the date of taking, the owner of the estate condemned herein in subject tract was the defendant whose name appears below in paragraph 11, and the right to just compensation for the estate taken herein in this tract is vested in the party so named.

It Is Further ORDERED, ADJUDGED, AND DECREED that the Stipulation As To Just Compensation, mentioned in paragraph 8 above, hereby is confirmed; and the sum therein fixed is adopted as the award of just compensation for the estate condemned in subject tract as follows:

TRACT NO. N-1458E

Owner:

Sylvan T. Baer

Award of just compensation pursuant to stipulation	- - - - -	\$200.00	\$200.00
Deposited as estimated compensation	- - - - -	<u>\$200.00</u>	
Disbursed to owner	- - - - -		<u>\$200.00</u>

ALLEN E. BARLOW  
UNITED STATES DISTRICT JUDGE

APPROVED:

Hubert A. Marlow  
HUBERT A. MARLOW  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

537.55 Acres of Land, More or Less,  
Situate in Nowata County, Oklahoma,  
and Garland Moore, et al, and  
Unknown Owners,

Defendants.

Civil Action No. 4865

Tracts Nos.: X-2416E-1  
X-2416E-2  
X-2416E-3  
X-2416E-4  
X-2416E-5

FILED

J U D G M E N T

NOV 15 1962

NOV 15 1962  
CLERK OF COURT

1.

Now, on this 16<sup>th</sup> day of November, 1962, this matter comes on for disposition on application of plaintiff, United States of America, for entry of judgment on a stipulation agreeing upon just compensation, and the Court, after having examined the files in this action and being advised by counsel for plaintiff finds:

2.

This judgment applies only to the estates condemned in the tracts enumerated in the caption above, as such estates and tracts are described in the Complaint and the Declaration of Taking filed in this Civil Action.

3.

The Court has jurisdiction of the parties and the subject matter of this action.

4.

Service of Process has been perfected either personally or by publication notice as provided by Rule 71A of the Federal Rules of Civil Procedure on all parties defendant in this cause who are interested in subject tracts.

5.

The Acts of Congress set out in paragraph 2 of the Complaint herein give the United States of America the right, power and authority to condemn for public use the estates described in paragraph 2 herein. Pursuant thereto on February 29, 1960, the United States of America filed its Declaration of Taking of such described property and title to the described estates in such property should be vested in the United States of America as of the date of filing the Declaration of Taking.

6.

On filing of the Declaration of Taking, there was deposited in the Registry of this Court as estimated compensation for the taking of certain estates in subject tracts a certain sum of money and all of this deposit has been disbursed, as set out in paragraph 12 below.

7.

On the date of taking in this action, the owner of the estates taken in subject tracts as described in paragraph 2 herein was the defendant whose name is shown in paragraph 12 below. Such named defendant is the only person asserting any interest in the estates taken in such tracts, all other persons having either disclaimed or defaulted, and such named defendant is entitled to receive the just compensation for the estates taken in these tracts.

8.

The owner of subject tracts and the United States of America have executed and filed herein a Stipulation As To Just Compensation, wherein they have agreed that just compensation for the estates condemned in subject tracts is in the amount shown as compensation in paragraph 12, and such stipulation should be approved.

9.

A deficiency exists between the amount deposited as estimated compensation for the subject tracts and the amount fixed by the Stipulation As To Just Compensation, and the amount of such deficiency should be deposited for the benefit of the owner. Such deficiency is set out in paragraph 12 below.

10.

It Is Therefore ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power, and authority to condemn for public use the tracts named in paragraph 2 herein, as such tracts are particularly described in the Complaint and Declaration of Taking filed herein; and such tracts, to the extent of the estates described and for the uses and purposes described in such Complaint and Declaration of Taking, are condemned, and title thereto is vested in the United States of America as of the date of filing the Declaration of Taking, and all defendants herein and all other persons interested in such estates are forever barred from asserting any claim thereto.

11.

It Is Further ORDERED, ADJUDGED AND DECREED that on the date of taking, the owner of the estates described in paragraph 2 herein, condemned herein in subject tracts, was the party whose name appears below in paragraph 12, and the right to just compensation for the estates taken herein in these tracts is vested in the party so named.

12.

It Is Further ORDERED, ADJUDGED AND DECREED that the Stipulation As To Just Compensation, mentioned in paragraph 8 above, hereby is confirmed; and the sum therein fixed is adopted as the award of just compensation for the estates condemned in subject tracts as follows:

TRACTS NOS. X-2416E-1 THROUGH E-5, INCL.

Owner:

Clonia Wolfe

Award of just compensation pursuant to stipulation	- - - - -	\$850.00	\$850.00
Deposited as estimated compensation	- - - - -		\$650.00
Disbursed to owner	- - - - -	None	
Balance due to owner	- - - - -	\$850.00	
Deposit deficiency	- - - - -		\$200.00
- - - - -	- - - - -		

13.

It Is Further ORDERED, ADJUDGED AND DECREED that the United States of America shall deposit in the Registry of this Court in this Civil Action, to the credit of subject tracts, the total deposit deficiency in the sum of \$200.00, and the Clerk of this Court then shall disburse from the deposit for such tracts the sum of \$850.00 to Clonia Wolfe.

ALLEN E. BARROW  
UNITED STATES DISTRICT JUDGE

APPROVED:

Hubert A. Marlow  
HUBERT A. MARLOW  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judg't on Motion  
(Option)

United States of America,  
Plaintiff,  
vs.  
287.25 Acres of Land, More or Less,  
Situate in Creek, Osage and Pawnee  
Counties, Oklahoma, and Harold V.  
Weaver, et al, and Unknown Owners,  
Defendants.

Civil No. 4999

Tract No. 1918

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by the defendants and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendants R. W. Shoemaker and Hazel Shoemaker entered into a contract and agreement, as evidence by an option for the purchase of land granted by said defendants and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$4,675.00, inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No. 1918 as such estate and said tract is described in the complaint and declaration of taking heretofore filed in this cause.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tract on the date of taking; that they are entitled to the entire award therefor; and that the contract and agreement is a valid one;

The Court also finds that Madge Shoemaker, Edith Shoemaker, Marjorie Ann Davis, and Virginia L. Wilson have all disclaimed any interest in this tract or the award therefor, and that all other parties that might claim an interest in this tract are in default at this time.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tract and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the complaint and declaration of taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. 1918 is the sum of \$4,675.00, inclusive of interest, which sum has heretofore been disbursed by orders of this Court.

Entered this 16<sup>th</sup> day of November 1962.

ALLEN E. BARROW  
JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.  
W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Jdgm't for Amount  
of Deposit

United States of America,  
Plaintiff,  
vs.  
63.09 Acres of Land, More or Less,  
Situate in Tulsa, Creek and Pawnee  
Counties, Oklahoma, and D. W. Franchot  
& Co., et al, and Unknown Owners,  
Defendants.

Civil No. 5042  
Tract(s) No(s). 1533

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation entered into by and between the plaintiff and the defendant(s) therein named, which stipulation (is) ~~is~~ tendered herewith for filing herein.

The Court finds that plaintiff and Amalia Neuer, Virginia Mackey Neuer, William E. Curtis, Jr., The First National Bank of Kansas City, Missouri and William E. Curtis, Jr., as co-trustees for William H. Curtis defendant(s) herein, ~~is~~, (have), by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tract(s) No(s). 1533, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$55.00-----, inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract(s) upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract(s). The Court further finds that the above-named defendant(s) ~~was~~(were) the sole owner(s) of the captioned tract(s) on the date of taking, and they are entitled to the entire award therefor.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract(s) (is) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s). 1533 is the sum of \$55.00-----, inclusive of interest, which sum has heretofore been disbursed by Order(s) of this Court.

Entered this \_\_\_\_\_ day of November 1962.

ALLEN E. BARROW  
JUDGE, United States District Court

APPROVED:

/s/ W. A. THIMSON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judg't on Motion  
(Option)

United States of America,  
Plaintiff,  
vs.  
170.01 Acres of Land, More or  
Less, Situate in Tulsa and Osage  
Counties, Oklahoma, and Clyde  
Jacobs, Jr., et al., and Un-  
known Owners  
Defendants.

Civil No. 5205  
Tract No. 2844E

FILED  
NOV 14 1962  
W. R. THIXTON

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by the defendant and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant Ed Parks, Administrator of the Estate of R. E. Yarbrough, deceased, entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendant and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$50.00, inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No. 2844E as such estate and said tract is described in the complaint and declaration of taking heretofore filed in this cause.

The Court further finds that the above-named defendant was the sole owner of the above-captioned tract on the date of taking; that he is entitled to the entire award therefor; and that the contract and agreement is a valid one.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tract and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the complaint and declaration of taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. 2844E is the sum of \$50.00, inclusive of interest.

(C) The Clerk of the Court is hereby authorized and directed to draw a check in the amount of \$50.00 made payable to Ed Parks, administrator of the estate of R. E. Yarbrough, deceased, and to cause payment to be made to said defendant.

Entered this 14 day of November 1962.

ALLEN E. BARKER  
JUDGE, United States District Court

APPROVED:

/s/ W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

Elmer Amos Vance, Jr.,

Defendant.

Civil No. 5210

FILED

NOV 1 1962

NOBLE C. HOOD  
Clerk, U. S. District

STIPULATION FOR DISMISSAL

It is hereby stipulated by and between the parties hereto,  
that the above-entitled and numbered action may be dismissed without  
prejudice.

UNITED STATES OF AMERICA

JOHN B. DICKL  
United States Attorney

*Sam E. Taylor*  
SAM E. TAYLOR  
Assistant U. S. Attorney

*Elmer Amos Vance, Jr.*  
ELMER AMOS VANCE, JR.  
Defendant

*J. B. Hall, Jr.*  
J. B. HALL, JR.  
Attorney for Defendant.

So ordered this 16th day of Nov 1962.

NOBLE C. HOOD  
Court Clerk  
Northern District of Oklahoma

*M. M. Ewing*

United States of America,  
vs.  
147.59 Acres of Land, More or Less,  
Situate in Tulsa, Creek and Pawnee  
Counties, Oklahoma, and J. T. O'Reilly,  
et al., and Unknown Owners,  
Defendants.

Plaintiff,

Civil No. 5465

Tract No. A-179E

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation entered into by the defendants therein named and the plaintiff, which stipulation is tendered herewith for filing herein.

The Court finds that plaintiff and Sidney Laverne Matlock Horn, being the same person as Betty Matlock, a/k/a Betty Jo Matlock, individually and as guardian for Martin W. Matlock, an incompetent person, defendants herein, have, by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tract No. A-179E, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$150.00, inclusive of interest. The sum of \$61.00, was deposited into the registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. A-179E, is the sum of \$150.00, inclusive of interest; and

(C) The plaintiff shall forthwith deposit into the registry of this Court the deficiency in the amount of \$89.00, without interest, and upon receipt of this deficiency the Clerk of the Court is hereby authorized and directed to draw a check upon the funds in the registry of this Court, in the amount of \$150.00 made payable to the above owners, and cause payment to be made.

Entered this 16<sup>th</sup> day of November, 1962.

ALIEN E. BARROW  
JUDGE, United States District Court

APPROVED:

/s/ W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE Jdgm't for Amount  
NORTHERN DISTRICT OF OKLAHOMA of Deposit

United States of America,  
Plaintiff,

vs.

63.09 Acres of Land, More or Less,  
Situate in Tulsa, Creek and Pawnee  
Counties, Oklahoma, and D. W. Franchot  
& Co., et al, and Unknown Owners,

Defendants.

Civil No. 5042

Tract No. 1587

FILED

NOV 13 1962

NOBLE C. HICKEY  
Clerk, U. S. District Court

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulations entered into by and between the plaintiff and the defendants therein named, which stipulations are tendered herewith for filing herein.

The Court finds that plaintiff and Aimee Morrison, Adelyne R. Morrison, Mindella Modjeska, Erma Morrison Blum, Issac F. Morrison, Gustave S. Morrison, each owners of an undivided 1/7 interest and Sidney M. Wolf, Lillian Roberts, Hannah Ruth Wolf Frank, Rebecca Wolf Roosth, Jerome M. Wolf, owners of an undivided 1/7 interest, defendants herein, have by the stipulations above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tract No. 1587, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$55.00, inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract. The Court further finds that the above-named defendants were the sole owners of the captioned tract on the date of taking, and they are entitled to the entire award therefor.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. 1587, is the sum of \$55.00, inclusive of interest, which sum has heretofore been disbursed by Orders of this Court.

Entered this 16<sup>th</sup> day of November 1962.

ALLEN E. GARDNER

JUDGE, United States District Court

APPROVED:

/s/ W. R. THIXTON, JR.  
W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 977.59 Acres of Land, More or Less, )  
 Situate in Creek and Pawnee Counties, )  
 Oklahoma, and J. R. Wright, et al, and )  
 Unknown Owners, )  
 )  
 Defendants. )

Civil No. 4915

Tract No. 2413

FILED

NOV 24 1962

J U D G M E N T

I

NOBLE C. HOGAN  
Clerk, U. S. District Court

On August 16, 1961, this cause, as to Tract No. 2413, came on for trial, and the parties having waived a jury, the case was tried to the Court, before the Honorable Royce H. Savage, Judge of the United States District Court for the Northern District of Oklahoma. The plaintiff, United States of America, appeared by Perry A. Krohn, Assistant United States Attorney, for the Northern District of Oklahoma. The defendants, Helen R. Alburty, now Breeden, individually and as Administratrix of the Estate of Grover C. Alburty, deceased, and as guardian ad litem appointed by this Court for Norma Jean Alburty, Donna Lou Alburty, Grover Columbus Alburty, Jr., James Samuel Alburty, and Johnny Lee Alburty, minors, appeared by their attorney, John Q. McCabe. The defendant, Helen Carolyn Alburty, now Vaughn, appeared by her attorney, David H. Sanders. After hearing the evidence and being fully advised in the premises, the Court finds:

II

The Court has jurisdiction of the parties and the subject matter of this action. This judgment applies only to the estate condemned in Tract No. 2413, as such tract and the estate taken therein are described in the Declaration of Taking filed herein.

III

Service of process has been perfected either personally or by publication notice as provided by Rule 71A of the Federal Rules of Civil Procedure on all parties defendant in this case who are interested in the subject tract.

IV

The Acts of Congress set out in Paragraph 2 of the Complaint filed herein give the United States of America the right, power and authority to condemn for public use the subject tract, as such tract is particularly described in such Complaint. Pursuant thereto, on April 20, 1960, the United States of

America filed its Declaration of Taking of the estates in such described land, and title to such property should be vested in the United States of America, as of the date of filing of such instrument.

V

Simultaneously with the filing of the Declaration of Taking herein, there was deposited in the Registry of this Court, as estimated compensation for the taking of the subject tract, the sum of \$125.00.

VI

Just compensation for the estate condemned herein in Tract No. 2413 this Court finds and fixes to be in the total sum of \$125.00.

VII

The defendants named in Paragraph I, above, as owners of the subject tract are the only defendants asserting any interest in the estate condemned in said tract, all other defendants having either disclaimed or defaulted; the named defendants are the owners of such estate, as of the date of taking, and as such, are entitled to receive the award of just compensation.

IX

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power and authority to condemn for public use the tract enumerated in Paragraph II hereinabove, as such tract is described in the Declaration of Taking filed herein, and such tract, to the extent of the estate described and for the uses and purposes indicated in such Declaration of Taking, are condemned and title thereto is vested in the United States of America, as of the date of the aforesaid instrument and all defendants herein and all other persons interested in the described estate so taken in such tract are forever barred from asserting any claim thereto.

X

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that on the date of taking, the owners of the estate condemned herein in the subject tract were the defendants whose names appear in Paragraph I, above. The right to just compensation for the estate taken in the subject tract is vested in the parties so named and their respective interests appear therein.

XI

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendants do have and recover of and from the plaintiff, United States of America, for the subject tract, judgment in the total sum of \$125.00; and, it appearing that the

plaintiff heretofore deposited \$125.00 into the Registry of this Court upon the filing of the Declaration of Taking to the credit of said defendants, which said sum has heretofore been disbursed by order of this Court.

Entered this 19 day of November 1962.

ALLEN E. BARROW

---

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

---

W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judg't on Motion  
(Option)

United States of America,  
Plaintiff,  
  
vs.  
  
332.71 Acres of Land, More or Less,  
Situate in Creek and Osage Counties,  
Oklahoma, and Thomas E. Mann, et al,  
and Unknown Owners,  
  
Defendants.

Civil No. 5018  
Tract No. 1605

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by the defendant and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant Jess J. Hooper a/k/a Jesse J. Hopper entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendant and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$150.00, inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No. 1605 as such estate and said tract is described in the complaint and declaration of taking heretofore filed in this cause.

The Court further finds that the above-named defendant was the sole owner of the above-captioned tract on the date of taking; that he is entitled to the entire award therefor; and that the contract and agreement is a valid one.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tract and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the complaint and declaration of taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. 1605 is the sum of \$150.00, inclusive of interest.

(C) The Clerk of the Court is hereby directed and authorized to draw a check upon the funds in the registry of this Court in the amount of \$150.00 made payable to Jess J. Hooper and cause payment to be made.

Entered this 14<sup>th</sup> day of November 1962.

ALLEN E. HENNING

JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judg't on Motion  
(Option)

United States of America,  
Plaintiff,  
vs.  
529.99 Acres of Land, More or Less,  
Situate in Creek, Osage and Pawnee  
Counties, Oklahoma, and J. O. Smith,  
et al, and Unknown Owners,  
Defendants.

Civil No. 5021

Tracts Nos. F-609, &  
F-609E-1 &  
E-2

FILED

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by the defendants and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendants Pearl B. Jackson, Pearl B. Jackson Company, a trust estate, L. B. Jackson, Jr., trustee and their attorney Randall West entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendants and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$780.00, inclusive of interest, would be awarded as just compensation for the taking of the estates to be condemned in Tracts Nos. F-609, and F-609 E-1 and E-2 as such estates and said tracts are described in the complaint and declaration of taking heretofore filed in this cause.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tracts on the date of taking; that they are entitled to the entire award therefor; and that the contract and agreement is a valid one.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tracts and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estates set forth in the complaint and declaration of taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tracts Nos. F-609 and F-609E-1 and E-2 is the sum of \$780.00, inclusive of interest.

(C) The Clerk of the Court is hereby directed and authorized to draw a check upon the funds in the registry of this Court in the amount of \$780.00 made payable to Pearl B. Jackson Company, a trust estate, and L. B. Jackson, Jr., trustee and cause payment to be made.

Entered this 19<sup>th</sup> day of November 1962.

ALLEN E. BARROW

APPROVED:

JUDGE, United States District Court

W. R. THIXTON, JR.  
W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 494.35 Acres of Land, More or Less, )  
 Situate in Pawnee and Creek Counties, )  
 Oklahoma, and E. W. Pogue, et al, and )  
 Unknown Owners, )  
 )  
 Defendants. )

Civil No. 5051

Tracts Nos. 1332, 1339,  
1341, 1343, 1348 & 1350

FILED

NOV 15 1962

AMENDMENT TO JUDGMENT ON MOTION

NOBLE C. HOFF  
Clerk, U. S. District Court

On this day this cause comes on for consideration on the motion by the plaintiff for an amendment to the judgment heretofore entered on November 15, 1962.

The Court finds that, through inadvertence, the judgment in this cause heretofore entered directed and authorized the Court Clerk to distribute the sum of \$280.00 unto Edith Stephens Schuler, where, in fact, this sum had previously been disbursed to said Edith Stephens Schuler by order of this Court dated December 7, 1960.

The Court also finds that the judgment hereinabove referred to is true and correct in all particulars, except for the necessity of deleting from that judgment that portion of the last paragraph wherein the Court Clerk is directed and authorized to distribute the sum of \$280.00 to Edith Stephens Schuler.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED, that the judgment hereinabove referred to, filed November 15, 1962, is found to be true and correct in all particulars, except for the amendment above referred to which deletes and strikes from said judgment that portion of the last paragraph directing and authorizing the Court Clerk to distribute the sum of \$280.00 to Edith Stephens Schuler.

Entered this 14 day of November 1962.

ALLIED BUSINESS

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judgment on Motion  
(Option)

United States of America,  
Plaintiff,

v.

605.86 Acres of Land, More Or Less,  
Situate in Osage and Pawnee Counties,  
Oklahoma, and Albert Perkins, et al,  
and Unknown Owners,

Defendants.

Civil No. 5056

Tract(s) No(s) 2709

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option(s) granted by the defendant(s) and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant(s) Charles E. Yarbrough a/k/a Charles F. Yarbrough a/k/a C. E. Yarbrough

entered into a contract and agreement, as evidenced by (an) option(s) for the purchase of land granted by said defendant(s) and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$ 27,500.00..... inclusive of interest, would be awarded as just compensation for the taking of the estate(s) to be condemned in Tract(s) No(s) 2709

as such estate(s) and said tract(s) are described in the complaint and declaration of taking heretofore filed in this cause.

The Court further finds that the above-named defendant(s) (was) (were) the sole owner(s) of the above-captioned tract(s) on the date of taking; that (he) (they) (is) (are) entitled to the entire award therefor; and that the contract and agreement is a valid one.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tract(s) and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate(s) set forth in the complaint and declaration of taking in and to the land(s) hereinabove referred to, as said tract(s) (is) (are) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s). 2709

is the sum of \$ 27,500.00....., inclusive of interest, which sum has heretofore been disbursed by order(s) of this Court.

Entered this 11th day of November 1962 .

APPROVED:

W. R. TILKTON, JR.  
W. R. TILKTON, JR.

Assistant U. S. Attorney

\_\_\_\_\_  
JUDGE, United States District Court

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

895.36 Acres of Land, More or Less,  
Situate in Creek and Pawnee Counties,  
Oklahoma, and Ray Spess, et al, and  
Unknown Owners,

Defendants.

Civil No. 5105

Tract No. 2413

FILED

NOV 20 1962

J U D G M E N T

On August 16, 1961, this cause, as to Tract No. 2413, came on for

trial, and the parties having waived a jury, the case was tried to the Court, before the Honorable Royce H. Savage, Judge of the United States District Court for the Northern District of Oklahoma. The plaintiff, United States of America, appeared by Perry A. Krohn, Assistant United States Attorney, for the Northern District of Oklahoma. The defendants, Helen R. Alburty, now Breeden, individually and as Administratrix of the Estate of Grover C. Alburty, deceased, and as guardian ad litem appointed by this Court for Norma Jean Alburty, Donna Lou Alburty, Grover Columbus Alburty, Jr., James Samuel Alburty, and Johnny Lee Alburty, minors, appeared by their attorney, John Q. McCabe. The defendant, Helen Carolyn Alburty, now Vaughn, appeared by her attorney, David H. Sanders. After hearing the evidence and being fully advised in the premises, the Court finds:

II

The Court has jurisdiction of the parties and the subject matter of this action. This judgment applies only to the estate condemned in Tract No. 2413, as such tract and the estate taken therein are described in the Declaration of Taking filed herein.

III

Service of process has been perfected either personally or by publication notice as provided by Rule 71A of the Federal Rules of Civil Procedure on all parties defendant in this case who are interested in the subject tract.

IV

The Acts of Congress set out in Paragraph 2 of the Complaint filed herein give the United States of America the right, power and authority to condemn for public use the subject tract, as such tract is particularly described in such Complaint. Pursuant thereto, on January 18, 1961, the United States

of America filed its Declaration of Taking of the estates in such described land, and title to such property should be vested in the United States of America, as of the date of filing of such instrument.

V

Simultaneously with the filing of the Declaration of Taking herein, there was deposited in the Registry of this Court, as estimated compensation for the taking of the subject tract, the sum of \$25.00.

VI

Just compensation for the estate condemned herein in Tract No. 2413 this Court finds and fixes to be in the total sum of \$25.00.

VII

The defendants named in Paragraph I, above, as owners of the subject tract are the only defendants asserting any interest in the estate condemned in said tract, all other defendants having either disclaimed or defaulted; the named defendants are the owners of such estate, as of the date of taking, and as such, are entitled to receive the award of just compensation.

IX

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power and authority to condemn for public use the tract enumerated in Paragraph II hereinabove, as such tract is described in the Declaration of Taking filed herein, and such tract, to the extent of the estate described and for the uses and purposes indicated in such Declaration of Taking, are condemned and title thereto is vested in the United States of America, as of the date of the aforesaid instrument and all defendants herein and all other persons interested in the described estate so taken in such tract are forever barred from asserting any claim thereto.

X

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that on the date of taking, the owners of the estate condemned herein in the subject tract were the defendants whose names appear in Paragraph I, above. The right to just compensation for the estate taken in the subject tract is vested in the parties so named and their respective interests appear therein.

XI

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendants do have and recover of and from the plaintiff, United States of America, for the subject tract, judgment in the total sum of \$25.00; and, it appearing that the

plaintiff heretofore deposited \$25.00 into the Registry of this Court upon the filing of the Declaration of Taking to the credit of said defendants, which said sum is now on deposit and should be disbursed to said owners at this time. Therefore, the Clerk of the Court is hereby authorized and directed to draw checks on the funds in the Registry of this Court in the following amounts, and cause payment to be made.

Helen Carolyn Alburty, now Vaughn - - - - - \$1.38  
Helen R. Alburty, now Breeden, individually and as  
guardian ad litem for Norma Jean Alburty, Donna  
Lou Alburty, Grover Columbus Alburty, Jr., James  
Samuel Alburty and Johnny Lee Alburty, minors - - - - - \$23.62

Entered this 17 day of November 1962.

ALLEN E. BARROW  
-----  
UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.  
-----  
W. R. THIXTON, JR.  
Assistant U. S. Attorney

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

Jackson R. Lohman and  
Norma June Lohman, )  
Plaintiffs, )  
vs. ) No. 5222 Civil  
United States of America, )  
Defendant. )

JUDGMENT

On October 1, 1962, the above matter was heard by the Court and taken under advisement.

Upon consideration of the evidence introduced at said hearing and briefs and authorities submitted, the Court is of the opinion that the defendant should prevail herein.

In this connection, the Court finds that the evidence does not establish that the plaintiff, Jackson R. Lohman, was engaged as a sole proprietor in the "loan and investment business," as claimed in the Complaint, during the period involved within the meaning of the pertinent provisions of the Internal Revenue Code of 1954.

Nether, the Court believes and finds from the evidence that the plaintiff, Jackson R. Lohman, was in the retail car business during said period. Moreover, the specific loan to his retail car business was a non-business bad debt as defined by Sec. 116 (d) (2) of the Internal Revenue Code of 1954. The evidence fails to establish that the plaintiff, Jackson R. Lohman, had a business separate and distinct from that of the retail car business during said period. *Nicholson vs. Commissioner*, 218 F. 2nd, 246, (C. A. 10th Cir.) Further, the loan to the retail car business corporation, of which the plaintiff, Jackson R. Lohman, was a stockholder and half-owner and the circumstances under which it was lent, used, accounted for, partially repaid and otherwise handled, is more indicative of a contribution to the corporation's capital than of a

transaction connected with a separate "loan and investment business" owned and operated by the plaintiff, Jackson H. Lohmaz. *Berwind vs. Commissioner of Internal Revenue*, 211 F. 2nd, 575 (C. A. 3rd); *Skarda vs. Commissioner*, 250 F. 2nd, 429, (C. A. 10th).

Accordingly, IT IS ORDERED that judgment is rendered for the defendant and the Complaint of plaintiff is dismissed.

Dated, this 21 day of November, 1962.

by Fred Daugherty  
United States District Judge.

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

PUBLIC SERVICE COMPANY OF OKLAHOMA, )  
an Oklahoma corporation, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
A 120-foot wide easement and right- )  
of-way for electric power transmission )  
line purposes to be located upon, over )  
and across certain tracts of land in )  
Creek and Tulsa Counties, Oklahoma; et )  
al., )  
 )  
Defendants. )

Civil No. 5351

FILED

NOV 23 1962

U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OKLAHOMA

FINAL DECREE AUTHORIZING TAKING IN CONDEMNATION

NOW, on this the 21st day of November, 1962, this cause comes on for hearing pursuant to Order of this Court upon Motion of Plaintiff filed therein, for Final Decree. Plaintiff appearing by its attorney, Robert L. Lawrence, and Defendants appearing by Sam E. Taylor, Assistant United States Attorney for the Northern District of Oklahoma, and Crowe, Therman + Brock being notified but appearing not having asked exceptions by telephone.

All parties having announced ready for hearing, the Court's attention was drawn to each and every one of the following pleadings heretofore filed in this proceeding, to-wit:

The Complaint and Application for Order directing manner of service, verified under oath; Order of this Court dated February 26, 1962, directing manner of Service of Notice and fixing date for appointment of Commissioners; Notice by the Clerk of the Court to the Area Director, Muskogee Area Office, Bureau of Indian Affairs, Department of the Interior, Muskogee, Oklahoma and to Emma Jacobs, Creek Roll No. M-454; Linda Anderson, now Battles, Creek and Cherokee not enrolled; May Anderson, Creek and Cherokee not enrolled; Hattie Lewis, now Anderson, Creek Roll No. 30869; and Angus Valley Farms,

a co-partnership, Notice to the Attorney General and to the United States Attorney for the Northern District of Oklahoma by attorney for Plaintiff; Affidavit of Service of Notice executed under oath by Alton McKnight, Agent of Plaintiff; Affidavit of Mailing and Delivery of Notice executed under oath by Robert L. Lawrence, attorney for Plaintiff; and Entry of Appearance of Defendants Emma Jacobs, Hattie Lewis, now Anderson, May Anderson, now Dover, Linda Anderson, now Battles, and the United States of America; Entry of Appearance of Angus Valley Farms, a co-partnership; Order of this Court appointing Commissioners, dated 23rd day of March, 1962; Oath of Commissioners executed April 4, 1962; Report of Commissioners filed April 5, 1962; Motion for Final Decree Confirming Taking in Condemnation, filed July 5, 1962; Motion to Dismiss filed by Defendants on October 3, 1962; and Order of this Court denying Motion to Dismiss, filed November 8, 1962.

WHEREUPON Plaintiff, in fulfillment of its stipulation herein made, in open Court tenders additional damages as follows, to-wit:

Tract No. 1 - \$357.00. Tract No. 2 - \$84.00. And introduces its evidence in support of Motion for Final Decree and its authority to condemn the rights-of-way herein sought, and, after hearing argument of Counsel for Defendants, both sides having rested,

THE COURT FINDS: That the matters set out in the verified Complaint herein filed by Plaintiff are true and correct and said Plaintiff, a corporation organized under the laws of the State of Oklahoma, authorized and qualified to furnish light, heat and power by electricity, engaged in the generation and production of electricity for light, heat and power purposes and for the distribution and sale thereof throughout Eastern and Southwestern Oklahoma, characterized by the laws of the State of Oklahoma as a public service corporation, and operating as such, is therefore authorized, by the laws of the State of Oklahoma, to exercise the right of eminent

domain to acquire rights-of-way for electric power transmission and distribution and it further appearing that the taking and use of an easement and right-of-way for said purposes is a taking and use for a public purpose and that said Plaintiff should be granted the relief prayed in its said Complaint; and that this Court has proper jurisdiction of this cause by reason of the Act of Congress of March 3, 1901, Chapter 832, §3, 31 Stat. 1084, 25 USCA #357; and that Notice of this proceeding has been served according to law and order of this Court upon all parties in interest in and to the land involved herein, and including the United States of America which is an interested party by reason of the fact that this matter affects the title to certain Creek Indian lands previously allotted in fee with certain restraints on alienation which are still in effect with respect to said land; and that all necessary parties to this cause are now properly before the Court for final disposition of this proceeding; and all parties hereto having waived their right to trial by jury by reason of the fact that no written demand therefor was filed in this cause in the time allowed by law; that the easement and right-of-way sought to be condemned by Plaintiff herein will not, in any manner, constitute a burden or encumbrance on the mineral interests in said land involved herein.

THE COURT FURTHER FINDS: That the description of the land upon, over and across which Plaintiff condemns said easement and right-of-way, together with the owners thereof, Defendants herein, and the reasonable and adequate damages occurring to said lands as a result of said appropriation of said easement and right-of-way is as follows:

TRACT NO. 1:

The Northeast Quarter of the Northeast Quarter AND the South Half of the Northeast Quarter of Section 33, Township 19 North, Range 11 East, in Tulsa County, Oklahoma, to construct upon, over and across said lands a double pole electric power transmission line, the center line of which is described as follows:

Entering said tract at a point approximately 147 feet South of the Northeast corner thereof, running in a Southwesterly direction on a straight line and leaving said tract at a point approximately 473 feet North of the center of the Northeast Quarter of said Section 33 and re-entering said tract at a point approximately 911 feet North of the Southwest corner of the said Northeast Quarter, and leaving said tract at a point approximately 1113 feet North of the Southwest corner thereof. Traversing said tract a total distance of approximately 119 rods.

Including the location of three (3) type "A" or straight-through H-frame structures.

TO THE OWNERS THEREOF: The Heirs of Andrew Anderson, Creek Roll No. 2819, deceased, being Hattie Lewis, now Anderson, Cherokee Roll No. 30869; May Anderson, Creek and Cherokee, not enrolled; and Linda Anderson, now Battles, Creek and Cherokee, not enrolled.

TOTAL DAMAGES AWARDED: Five Hundred Ninety-Five Dollars (\$ 595.00 ).

TO THE TENANT: Angus Valley Farms, a co-partnership.  
No damage to the leasehold estate.

TRACT NO. 2-

The Northwest Quarter of Section 26, Township 18 North, Range 10 East, Creek County, Oklahoma, to construct upon, over and across said lands a doublepole H-frame transmission line, the center line of which is described as follows:

Entering said tract at a point approximately 1503 feet South of the Northeast corner thereof, running in a Southwesterly direction on a straight line and leaving said tract at a point approximately 791 feet West of the Southeast corner thereof. Traversing said tract a total distance of approximately 84 rods.

Including the location of two (2) type "A" tangent or straight-through H-frame structures.

TO THE OWNER THEREOF: Emma Jacobs, Creek Roll No. M-454

TOTAL DAMAGES AWARDED: One hundred sixty-eight Dollars (\$ 168.00 ).

THE COURT FURTHER FINDS that the nature of the property rights with respect to the lands so taken and the use and the extent of the taking are:

A perpetual right-of-way and easement 120 feet in width for the purpose of erecting, operating, and maintaining, upon, over and across the route and across the lands

hereinbefore fully described, an electric power transmission line, consisting of double pole H-frame structures carrying wires and fixtures, operating initially at 138 thousand volts, carrying, for transmission, electric power and energy, and telephone and telegraph messages necessary in the operation thereof, together with the right and privilege of ingress and egress for the purpose of constructing, operating, maintaining, removing and reconstructing said electric power transmission line, at any time, and including also the right to cut down, trim and remove trees or brush and to prohibit the placement of or remove other obstacles which may in Plaintiff's judgment interfere with or endanger said line, its maintenance or operation within an area of Sixty (60) feet on either side of the center line thereof, BUT RESERVING, nevertheless, to the landowners, lessees and tenants of said lands, at all times, the right to make any use of said lands, including the One Hundred Twenty (120) foot width of said easement, as is not inconsistent with or dangerous to the operation and maintenance of said electric power transmission line.

THE COURT FURTHER FINDS that in compliance with the Commissioner's Report, filed herein, Plaintiff has heretofore paid into the Depository of this Court the sum of \$238.00 for the owners of Tract No. 1 and \$84.00 for the owners of Tract No. 2.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the entry upon and taking forthwith of said perpetual easement and right-of-way, as found and described hereinabove, upon, over and across said land, as hereinbefore set out, by Plaintiff, for construction, operation, maintenance, reconstruction or removal of this electric power

transmission line, all as prayed for in said Complaint, is hereby authorized and confirmed in all things and said Plaintiff, Public Service Company of Oklahoma, is hereby vested with said perpetual easement and right-of-way, together with perpetual right of ingress and egress, all free and clear of any and all claims of Defendants herein who are hereby perpetually enjoined and barred from hereafter claiming adversely to Plaintiff's said rights, privileges and estate ordered, adjudged, decreed and granted herein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that Plaintiff pay into the Depository of this Court the sum of Four hundred and fifty one Dollars (\$ 451.00 ), as additional damages and the Clerk of this Court thereafter make payable to the Treasurer of the United States of America and transmit to the Area Director, Muskogee Area Office, Bureau of Indian Affairs, Department of the Interior, Muskogee, Oklahoma, the sum of Seven hundred sixty three Dollars (\$ 763.00 ), to be there distributed to and for the use of the owners according to their interests, all as provided by law.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the perpetual easement and right-of-way taken by the Plaintiff and described herein and the operation of said electric power transmission line does not include any interest in and will not, in any way, constitute a burden or encumbrance upon the mineral interest in said land, and further that the damages awarded herein shall not be construed as concluding the rights of any Defendant, to the extent of their interests therein, if entitled to claim, sue for and recover damages, if any, that may occur in the future, occasioned by the maintenance of said electric power transmission line.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the cost of this proceeding be taxed against the Plaintiff and the case be closed. To all of which Defendants except and exceptions allowed.

Luther Bohanan  
Luther Bohanan, Judge of the United States District Court for the Northern District of Oklahoma

APPROVED FOR PLAINTIFF:

Robert L. Lawrence  
Robert L. Lawrence  
Attorney

APPROVED FOR DEFENDANTS:

Crowe, Thieman & Froebe,  
Attorneys

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United States Attorney for  
the Northern District of  
Oklahoma  
Sgt. Sam W. Wright

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 C. E. Hollis and Georgia E. Hollis, )  
 et al, )  
 )  
 Defendants. )

Civil No. 3360

FILED

NOV 11 1962

COURT HOUSE  
MUSKOGEE, OKLAHOMA

DEFICIENCY JUDGMENT

Now on this 21 day of Nov, 1962, there coming on for hearing the Motion of the plaintiff herein for leave to enter a Deficiency Judgment, which Motion was filed on the 6th day of November 1962, and a copy of such Motion was mailed to the Defendants, C. E. Hollis and Georgia E. Hollis at their last known address.

The Court, being fully advised and upon consideration of such Motion, finds that the fair and reasonable market value of the mortgaged premises as of the date of the Marshal's sale herein, to-wit, the 11th day of October 1962, was \$4,250.00. The Court further finds that the aggregate amount of the judgment rendered herein, together with interest and costs as of the date of sale amounted to \$5,012.90, and that the plaintiff is accordingly entitled to a Deficiency Judgment against the Defendants, C. E. Hollis and Georgia E. Hollis, for such amount less the market value of the property in the sum of \$4,250.00, as above determined, to-wit, in the sum of \$762.90.

It is Therefore, ORDERED, ADJUDGED and DECREED by the Court that the Plaintiff, United States of America, have and recover from the Defendants, C. E. Hollis and Georgia E. Hollis, a Deficiency Judgment in the sum of \$762.90.

*121 J. E. Doughty Jr.*  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Jdgm't for Amount  
of Deposit

United States of America, )  
 )  
 ) Plaintiff, )  
 vs. )  
 )  
 21.69 Acres of Land, More or Less, )  
 Situate in Pawnee County, Oklahoma, )  
 and Frank J. Weimond, et al, and )  
 Unknown Owners, )  
 )  
 ) Defendants. )

Civil No. 4837  
Tract(s) No(s). 1594

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation(s) entered into by and between the plaintiff and the defendant(s) therein named, which stipulation(s) (is) (are) tendered herewith for filing herein.

The Court finds that plaintiff and **Mrs. E. C. Kelly, formerly Mrs. Ben B. Massenburg, Mrs. Betty Ann Massenburg Funk, formerly Betty Ann Harshburger, Ben B. Massenburg, Jr., and Billy Ned Massenburg** defendant(s) herein, ~~(was)~~, (have), by the stipulation(s) above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate(s) in Tract(s) No(s). 1594, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 20.00....., inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract(s) upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract(s). The Court further finds that the above-named defendant(s) ~~(was)~~(were) the sole owner(s) of the captioned tract(s) on the date of taking, and they are entitled to the entire award therefor, and that all of these defendants have authorized payment to be made to Mrs. E. C. Kelly.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate(s) set forth in the Complaint and Declaration of Taking in and to the land(s) hereinabove referred to, as said tract(s) (is) ~~(are)~~ described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s). 1594 is the sum of \$20.00....., inclusive of interest, ~~not to exceed the amount of the deposit made by the plaintiff in the Registry of this Court.~~

(C) The Clerk of the Court is directed and authorized to draw a check on the funds in the registry of this Court in the amount of \$20.00, made payable to Mrs. E. C. Kelly, and cause payment to be made.

Entered this \_\_\_\_\_ day of November 19\_\_ .

WILLIAM E. THIXTON  
JUDGE, United States District Court

APPROVED:  
W. R. THIXTON, JR.  
W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America, )  
 Plaintiff, )  
 vs. )  
 479.40 Acres of Land, More or Less, )  
 Situate in Creek, Osage and Pawnee )  
 Counties, Oklahoma, and Janet )  
 Cunningham, et al, and Unknown Owners, )  
 Defendants. )

Civil No. 4957

Tract No. ~~3098~~ 3008

3008

J U D G M E N T

Public Clerk  
U. S. District Court

On this day this cause came on for hearing upon the application of the United States of America, by its attorney, and in accordance with its Complaint in condemnation, for a judgment determining the ownership and the just compensation to be awarded the former owners of Tract(s) No(s). 3008, which is more particularly described in the Declaration of Taking filed herein;

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract(s), that none of said parties defendant nor their attorneys have appeared or answered, and said parties defendant are in default at this time. The Court also finds that the plaintiff is unable to locate said parties defendant, reasonable diligence and inquiry having been made.

The Court further finds, upon the evidence presented that **L. F. Lacy, or his unknown heirs,** was ~~was~~ the sole record owners of the above captioned tract on the date of taking, and are entitled to receive the (entire) ~~part~~ award therefor.

The Court further finds, upon the evidence presented, that the amount of \$ 50.00, inclusive of interest, is just compensation for the taking of the estate(s) by the plaintiff in Tract(s) No(s). 3008, as such estate(s) and said tract(s) are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED:

A. The vesting in the plaintiff of title to the estate(s) set forth in the Complaint and Declaration of Taking in and to the land(s) hereinabove referred to, as said tract(s) (is) ~~are~~ described therein, is hereby confirmed:

B. The sole record owner(s) of the estate(s) taken in Tract(s) No(s). 3008 ~~was~~ was **L. F. Lacy, or his unknown Owners,**

and as such are entitled to receive that portion of the award applied to (their) ~~part~~ respective interest;

C. The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s) 3008 is the sum of \$ 50.00, inclusive of interest;

D. The Clerk of the Court is hereby authorized and directed to retain the funds on deposit for ~~three~~ (this) tract(s) for a period of five years from the date of this Judgment, unless said deposit is properly claimed by the defendant owner set forth above, and in event said deposit is not claimed, the Court Clerk is directed, without further order of this Court, to return said deposit, five years from this date, into the United States Treasury.

Entered this 23<sup>rd</sup> day of 1962.

APPROVED:

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

W. B. THIXTON, JR.  
W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judgment on Motion  
(Option)

United States of America,  
Plaintiff,  
v.

Civil No. 5042

63.09 Acres of Land, More or Less,  
Situate in Tulsa, Creek and Pawnee  
Counties, Oklahoma, and D. W.  
Franchot and Company, et al and  
Unknown Owners,

Tract(§) No(§) A-165

Defendants.

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option(§) granted by the defendant(§) and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant(§) **D. W. Franchot and Company**

entered into a contract and agreement, as evidenced by (an) option(§) for the purchase of land granted by said defendant(§) and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$350.00...., inclusive of interest, would be awarded as just compensation for the taking of the estate(§) to be condemned in Tract(§) No(§) A-165

as such estate(§) and said tract(§) are described in the complaint and declaration of taking heretofore filed in this cause.

The Court further finds that the above-named defendant(§) (was) (~~was~~) the sole owner(§) of the above-captioned tract(§) on the date of taking; that (he) (~~she~~) (is) (~~was~~) entitled to the entire award therefor; and that the contract and agreement is a valid one.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tract(§) and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate(§) set forth in the complaint and declaration of taking in and to the land(§) hereinabove referred to, as said tract(§) (is) (~~was~~) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(§) No(§). A-165

is the sum of \$ 350.00....., inclusive of interest, which sum has heretofore been disbursed by order(s) of this Court.

Entered this 23<sup>rd</sup> day of November 1962 .

APPROVED:

W. R. THIXTON, JR.  
W. R. THIXTON, JR.

Assistant U. S. Attorney

ALLEN E. BARROW

JUDGE, United States District Court

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Jdgm't for Amount  
of Deposit

United States of America,  
Plaintiff,  
vs.  
685.86 Acres of Land, More or Less,  
Situate in Osage and Pawnee Counties,  
Oklahoma, and Albert Perkins, et al  
and Unknown Owners,  
Defendants.

Civil No. 5056

Tract(s) No(s). 2704, E-1 and E-2

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation(✕) entered into by and between the plaintiff and the defendant(s) therein named, which stipulation(✕) (is) (~~are~~) tendered herewith for filing herein.

The Court finds that plaintiff and **Thomas H. Dodge, Superintendent of Osage Agency, Pawhuska, Oklahoma in Behalf of Walter A. Hopper, Jr., unallotted restricted Osage, a minor** defendant(✕) herein, (has), (~~have~~), by the stipulation(✕) above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate(✕) in Tract(s) No(s). **2704 and E-1 and E-2**, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ **3,600.00**... , inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract(s) upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract(s). The Court further finds that the above-named defendant(✕) (was)(~~are~~) the sole owner(✕) of the captioned tract(s) on the date of taking, and they are entitled to the entire award therefor.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate(✕) set forth in the Complaint and Declaration of Taking in and to the land(✕) hereinabove referred to, as said tract(s) (~~is~~)(are) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s). **2704 and E-1 and E-2** is the sum of \$ **3,600.00**..... , inclusive of interest, which sum has heretofore been disbursed by Order(s) of this Court.

Entered this 23 day of November 1962

ALLEN E. BARROW  
JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.  
W. R. THIXTON, JR.  
Assistant U. S. Attorney

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

AGENTS FOR THE CHANSON COMPANY,  
a foreign corporation,

Plaintiff,

CIVIL ACTION  
1987

**FILED**

BEVERLY RAY WOODS, et al.,

Defendants.

NOV 17 1987

NOBLE C. HOOD  
JUDICIAL CLERK OF COURT  
U.S. District Court

In accordance with the provisions of the law, the undersigned  
has caused this judgment to be entered for the reasons  
stated in the pleadings.

WITNESSETH my hand and seal this 37th day of October, 1987.

12/ Allen E. Barrow

United States District Judge

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

BERNICE JOHNSON

vs.

O. D. BOLT

Civil No. 5464

FILED

NOV 27 1962

WALTER C. HOON  
Clerk U.S. District

ORDER OF DISMISSAL

On October 5, 1962, the Court entered an order sustaining motion of plaintiff to dismiss on terms and defendant to recover an attorney's fee of \$150.00 and costs of this action; and it now appearing that the terms have been complied with.

IT IS ORDERED, ADJUDGED and DECREED, that this action be and is dismissed without prejudice.

Dated at Tulsa, Oklahoma, this 27 day of November, 1962.

191 *Allen E. Burrow*  
United States District Judge

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

THE UNITED STATES OF AMERICA FOR THE  
USE OF ABC TRUCKING COMPANY,

Complainant,

vs.

JEFFREY CONTRACTORS, INC., NATIONAL  
SURETY CORPORATION, and KENNETH COOKSON,  
WILMA COOKSON and GERALD TRICE, co-partners,  
d/b/a COOKSON STONE COMPANY,

Defendants.

No. 5499

FILED ✓

NOV 27 1962

NOTICE OF DISMISSAL

NOBLE C. HOOD  
Clerk, U. S. District

Comes now the complainant, ABC Trucking Company and respectfully represents and shows to the Court as follows:

- (1) That defendant herein has paid and satisfied the claim of the complainant.
- (2) That all costs incurred have been paid.
- (3) That no pleading has been filed subsequent to the filing of the Complaint.
- (4) That this action should be by the Court dismissed.

WHEREFORE, the complainant, ABC Trucking Company, hereby dismisses the above captioned cause of action.

EVER, POWERS & GOTCHER

*Deryl A. Gotcher*

Deryl A. Gotcher  
325 Beacon Building  
Tulsa 3, Oklahoma

Attorneys for Complainant.

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

DAVID E. DAVIS,

Plaintiff,

-vs-

HENRY J. JACKSON, JR., FRANCIS  
WILLIAM WOODRUFF, and  
ELLIOTT WOODRUFF,

Defendants.

NO. 513

FILED ✓

NOV 28 1962

NOBLE C. HOOKER  
Clerk, U. S. District Court

ORDER OF DISMISSAL

Now on this 28th day of November, 1962, the above entitled cause came on for hearing on Stipulation for Dismissal and it appearing to the Court that said cause has been fully and finally settled and the Court being well and fully advised in the premises.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the above entitled cause be and the same is hereby dismissed with prejudice to the filing of a new action at the cost of Defendants.

Noble C. Hooker  
Clerk  
Henry J. Jackson, Jr.

FILED

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

NOV 2 1962

NOBLE C. HOOP  
Clerk, U. S. District

United States of America,	)
	)
Plaintiff,	)
	)
vs.	)
	)
780.51 Acres of Land, More or Less,	)
Situate in Tulsa, Creek and Pawnee	)
Counties, Oklahoma, and Carl H. Abel,	)
Jr., et al, and Unknown Owners,	)
	)
Defendants.	)

Civil No. 4927

Tract No. 2538E

(Subordination of  
Minerals)

J U D G M E N T

On this day this cause came on for hearing upon the application of the United States of America, by its attorney, and in accordance with its Complaint in condemnation, for a judgment determining the ownership and the just compensation to be awarded the former owners of Tract No. 2538E, which is more particularly described in the Declaration of Taking herein filed;

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract.

The Court further finds, upon the evidence presented that the following parties were the sole record owners of the following respective interests in the above-captioned tract on the date of taking, to wit:

Rachel Eaton Besser and Mavis Ann Eaton Muller	- - 1/2	- - \$25.00
Corinne D. Cash	- - - - - 1/8	- - 6.25
Clarence G. Smith and Thesta C. Smith	- - - - - 3/8	- - 18.75
		<u>\$50.00</u>

on the date of taking, and are entitled to receive their proportionate amount of the award therefor.

The Court further finds that plaintiff and Corinne D. Cash, Rachel Eaton Besser and Mavis Ann Eaton Muller, defendants herein, have by the stipulations on file herein agreed that the just compensation to be paid by the plaintiff for the taking of the estates in Tract No. 2538E, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$50.00, inclusive of interest.

The Court further finds that Clarence G. Smith and Thesta C. Smith, defendants herein have not appeared nor have they answered, and that said

parties are in default at this time. The Court also finds that the plaintiff is unable to locate said parties defendant, reasonable diligence and inquiry having been made.

The Court further finds, upon the evidence presented, that the amount of \$50.00, inclusive of interest, is just compensation for the taking of the estate by the plaintiff in Tract No. 2538E, as such estate and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED:

A. The vesting in the plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

B. The sole record owners of the estate taken in Tract No. 2538 were Rachel Eaton Besser and Mavis Ann Eaton Muller, having stipulated as to their one-half interest; Corinne D. Cash, having stipulated as to her one-eighth interest; and Clarence G. Smith and Thesta C. Smith, owners of a three-eighths interest who are in default, and as such are entitled to receive that portion of the award applied to their respective interest;

C. The just compensation to be paid by the plaintiff for the taking of Tract No. 2538E is the sum of \$50.00, inclusive of interest, of which the sum of \$31.25 has been disbursed by previous orders of this Court, the balance of \$18.75 remaining on deposit to be applied to the 3/8th interest owned by Clarence C. Smith and Thesta C. Smith;

D. The Clerk of the Court is hereby authorized and directed to retain the balance of the funds on deposit for this tract for a period of five years from the date of this Judgment, unless said deposit is properly claimed by the defendant owners set forth above, and in event said deposit is not claimed, the Court Clerk is directed, without further order of this Court, to return said deposit, five years from this date, into the United States Treasury.

Entered this 19 day of November 1962.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judgment

United States of America,

Plaintiff,

vs.

287.25 Acres of Land, More or Less,  
Situate in Creek, Osage and Pawnee  
Counties, et al, and Unknown Owners,

Defendants.

Civil No. 4999

Tracts Nos. 1526 &  
1532

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulations entered into by the defendants therein named and the plaintiff, which stipulations are tendered herewith for filing herein.

The Court finds that plaintiff and Orval A. Smelser, natural guardian for Barbara Smelser, an incompetent minor, Otto Lewis Keith, Thelma Keith Wolfe, K. C. Wolfe, Wanda Mae Smelser, now Box, and William E. Dunn, guardian for Pauline Dunn, an incompetent, defendants herein, have, by the stipulations above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estates in Tracts Nos. 1526 and 1532, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$200.00 and \$4,070.00, respectively, inclusive of interest. The sum of \$200.00 and \$4,070, respectively, was deposited into the registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tracts.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estates set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tracts Nos. 1526 and 1532, is the sum of \$200.00 and \$4,070.00, respectively, inclusive of interest; or a total of \$4,270.00 for both tracts, inclusive of interest which sum has been heretofore disbursed by orders of this Court.

Entered this 27<sup>th</sup> day of November 1962.

APPROVED:

W. R. THIXTON, JR.  
W. R. THIXTON, JR.  
Assistant U. S. Attorney

ALLEN E. BARROW  
JUDGE, United States District Court

FILED  
Judgment on Motion.

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

NOV 27 1961

United States of America, )  
Plaintiff, )  
vs. )  
494.35 Acres of Land, More or Less, )  
Situate in Pawnee and Creek Counties, )  
Oklahoma, and E. W. Pogue, et al, and )  
Unknown Owners, )  
Defendants. )

CIVIL NO. 50514

Tracts Nos. 2917, E-1  
Through E-4

J U D G M E N T

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by certain defendants and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein, and for judgment upon stipulations entered into by certain other defendants and the plaintiff, which stipulations are on file in this case.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendants, L. W. Bredehoft, E. H. Bredehoft, C. C. Bredehoft, Roy Horner, Carl A. Bengtson, Elsie Wight, L. H. Bengtson, and Mary Yeates, entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendants and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$3,325.00, inclusive of interest, would be awarded as just compensation for the taking of the estates to be condemned in Tracts Nos. 2917, 2917E-1 through E-4, as such estates and said tracts are described in the Complaint and Declaration of Taking heretofore filed in this cause.

The Court further finds that defendants Helen McCauley and Estella Bengtson Brownlee have by the stipulations above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estates in Tracts Nos. 2917 and 2917E-1 through E-4, is the total sum of \$3,325.00; and the Court further finds that Olof B. Bengtson, defendant herein, has previously adopted the option contract above referred to, which act is set forth in the motion for distribution filed on January 24, 1961, and that Olof B. Bengtson signed the motion thereby ratifying the option contract as though he had executed the same.

The Court further finds that of all the above-named defendants, Carl A. Bengtson, L. H. Bengtson, Elsie Wight, Mary Yeates, Helen McCauley, and Estella Bengtson Brownlee were the sole heirs of Emma Bengtson, deceased,

owner of an undivided 1/4th interest in the tracts herein acquired by the plaintiff, and that Olof B. Bengtson was the husband of the deceased owner Emma Bengtson, and as such are entitled to receive that portion of the award which is applied toward their 1/4th interest.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tracts on the date of taking; that they are entitled to the entire award therefor; and that the contract and agreement is a valid one.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tracts and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

A. The vesting in plaintiff of title to the estates set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tracts Nos. 2917 and 2917E-1 through E-4 is the sum of \$3,325.00, inclusive of interest, which sum has heretofore been disbursed by orders of this Court.

Entered this 29 day of November 1962.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

W. E. FULTON, JR.

W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America, )  
Plaintiff, )  
vs. )  
127.72 Acres of Land, More or Less, )  
Situat e in Creek and Pawnee Counties, )  
Oklahoma, and Walter Holmes, et al, )  
and Unknown Owners, )  
Defendants. )

Civil No. 5093

**FILED**

NOV 20 1962

NOBLE C. HOOD  
Clerk U. S. District Court

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by a certain defendant and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein, and for judgment upon stipulation entered into by and between the plaintiff and certain other defendants therein named, which stipulation has heretofore been filed in this case.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant Marsha Lincoln entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendant and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$1,900.00, inclusive of interest, would be awarded as just compensation for the taking of the estates to be condemned in Tracts Nos. 2317, 2317E-1 through E-4, as such estates and said tracts are described in the Complaint and Declaration of Taking heretofore filed in this cause.

The Court finds that plaintiff and Gertrude A. Kriegel, Thomas E. Lincoln, William G. Lincoln, Charles F. Lincoln, Shirley M. Kenyon, Lyle E. Neal, and Donna Jean Neal, now Jamito, defendants herein, have, by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estates in Tracts Nos. 2317, 2317E-1 through E-4, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$1,900.00, inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

The Court also finds that the above defendants owned the following respective fractional interests in these tracts valued accordingly as set forth below, to wit:

Marsha E. Lincoln	1/3	\$ 633.33
Gertrude A. Kriegel	2/21	180.95
Thomas E. Lincoln	2/21	180.95
William G. Lincoln	4/21	361.91
Charles F. Lincoln	2/21	180.95
Shirley M. Kenyon	2/21	180.95
Lyle E. Neal	1/21	90.48
Donna Jean Neal, now Jamito	1/21	90.48
	Total	\$1,900.00

The Court further finds that the above-named defendants were the sole owners of the above-captioned tracts on the date of taking; that they are entitled to the entire award therefor; and that the contract and agreement is a valid one; and that the stipulation is proper, valid and binding in all respects.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tracts and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

A. The vesting in plaintiff of title to the estates set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tracts Nos. 2317, 2317E-1 through E-4 is the sum of \$1,900.00, inclusive of interest, which sum has heretofore been disbursed by orders of this Court.

Entered this 27 day of November 1962.

*MURIEL E. BARNUM*  
 \_\_\_\_\_  
 UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

\_\_\_\_\_  
 W. R. THIXTON, JR.  
 Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Jdgm't for Amount  
of Deposit

United States of America,  
  
Plaintiff,  
  
vs.  
  
21.30 Acres of Land, More or Less,  
Situate in Pawnee County, Oklahoma,  
and H. B. Hawley, et al, and Unknown  
Owners,  
  
Defendants.

Civil No. 5126  
  
Tracts Nos. 1355  
1385 &  
1589

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NOV 28 1968

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation entered into by and between the plaintiff and the defendants therein named, which stipulation is tendered herewith for filing herein.

The Court finds that plaintiff and Orlan G. Snitker, Marcus F. Reynolds, Lowell E. Reynolds, Effie Snitker Henderson, William A. Reynolds, John James Reynolds defendants herein have by the stipulation above referred to agreed that the just compensation to be paid by the plaintiff for the taking of the estates in Tracts Nos. 1355, 1385, 1589 as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of <sup>\$1,200.00</sup> ~~\$950.00~~ of which \$375.00 (Tract No. 1355), \$15.00 (Tract No. 1385) \$530.00 (Tract No. 1589), inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tracts. The Court further finds that the above-named defendants were the sole owners of the captioned tracts on the date of taking, and they are entitled to the entire award therefor.

The Court also finds that the record owner of these tracts was W. A. Snitker, deceased and that his heirs are as follows, owning that respective undivided interest set forth,

- Orlan G. Snitker.....1/3
- Effie S. Henderson.....1/3
- Marcus F. Reynolds.....1/12
- William A. Reynolds.....1/12
- Lowell H. Reynolds.....1/12
- John James Reynolds.....1/12

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estates set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tracts Nos. 1355, 1385, and 1589, is the sum of \$920.00, inclusive of interest, which sum has heretofore been disbursed by Orders of this Court.

Entered this 29<sup>th</sup> day of November 1962.

ALLEN E. BARROW  
JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.  
W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judgment on Motion  
(Option)

United States of America,  
Plaintiff,  
v.

Civil No. 5126

21.30 Acres of Land, More or Less,  
Situate in Pawnee County, Oklahoma  
and H. B. Hawley, et al., and Unknown  
Owners,

Tract(s) No(s) 1088

Defendants.

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option(s) granted by the defendant(s) and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant(s) **W. E. Lauener and Clark D. Bryson**

entered into a contract and agreement, as evidenced by (an) option(s) for the purchase of land granted by said defendant(s) and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$ 20.00..... inclusive of interest, would be awarded as just compensation for the taking of the estate(s) to be condemned in Tract(s) No(s) 1088

as such estate(s) and said tract(s) are described in the complaint and declaration of taking heretofore filed in this cause.

The Court further finds that the above-named defendant(s) ~~(was)~~ (were) the sole owner(s) of the above-captioned tract(s) on the date of taking; that ~~(she)~~ (they) ~~(was)~~ (are) entitled to the entire award therefor; and that the contract and agreement is a valid one.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tract(s) and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate(s) set forth in the complaint and declaration of taking in and to the land(s) hereinabove referred to, as said tract(s) (is) ~~(are)~~ described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s). 1088

is the sum of \$ 20.00....., inclusive of interest. ~~which is the amount of the award as determined by the court in this case.~~

(C) The Clerk of the Court is hereby directed and authorized to draw a check on the funds in the registry of this Court in the amount of \$20.00 made payable to the above owners and cause payment to be made.

Entered this 29<sup>th</sup> day of November 196 2 .

APPROVED:

W. R. TELIXON, JR.

Assistant U. S. Attorney

ALLEN E. BARROW  
JUDGE, United States District Court

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

FILED

NOV 24 1962

Civil No. 5359  
Tracts Nos. 3504,  
3504E-1 Thru E-3

United States of America, )  
Plaintiff, )  
vs. )  
181.15 Acres of Land, More or Less, )  
Situate in Osage and Pawnee Counties, )  
Oklahoma, and Nathan Rosenberg, et al, )  
and Unknown Owners, )  
Defendants. )

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation entered into by the defendant therein named and the plaintiff, which stipulation is tendered herewith for filing herein.

The Court finds that plaintiff and Carl Dickinson, defendant herein, have, by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tracts Nos. 3504, 3504E-1 through E-3, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$9,400.00, inclusive of interest. The sum of \$8,550.00, was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tracts.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

- A. The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;
- B. The just compensation to be paid by the plaintiff for the taking of Tracts Nos. 3504, 3504E-1 through E-3, is the sum of \$9,400.00, inclusive of interest; and
- C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$850.00, without interest.
- D. Upon receipt of the deficiency of \$850.00, the Clerk of the Court is hereby directed and authorized to draw a check on the funds in the Registry of this Court in the amount of \$9,400.00 made payable to Carl Dickinson, and cause payment to be made.

Entered this 27 day of November 1962.

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UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

---

W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Jdgm't for Amount  
of Deposit

United States of America, )  
 )  
vs. ) Plaintiff, )  
 )  
780.51 Acres of Land, More or Less, )  
Situat in Tulsa, Creek and Pawnee )  
Counties, Oklahoma and Carl H. Abel, )  
et al and Unknown Owners, )  
 )  
Defendants. )

Civil No. 4927

Tract~~(s)~~ No~~(s)~~. A-142  
(Mineral subordination)

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation~~(s)~~ entered into by and between the plaintiff and the defendant~~(s)~~ therein named, which stipulation~~(s)~~ (is) ~~(was)~~ tendered herewith for filing herein.

The Court finds that plaintiff and **William S. Bailey, Jr.**

defendant~~(s)~~ herein, (has), ~~(owns)~~, by the stipulation~~(s)~~ above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate~~(s)~~ in Tract~~(s)~~ No~~(s)~~. A-142, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ **35.00**...., inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract~~(s)~~ upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract~~(s)~~. The Court further finds that the above-named defendant~~(s)~~ (was) ~~(was)~~ the sole owner~~(s)~~ of the captioned tract~~(s)~~ on the date of taking, and they are entitled to the entire award therefor.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate~~(s)~~ set forth in the Complaint and Declaration of Taking in and to the land~~(s)~~ hereinabove referred to, as said tract~~(s)~~ (is) ~~(was)~~ described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract~~(s)~~ No~~(s)~~. A-142 is the sum of \$ **36.00**....., inclusive of interest, which sum has heretofore been disbursed by Order~~(s)~~ of this Court.

Entered this 11 day of **November** 1962

ALLEN E. BARKER  
JUDGE, United States District Court

APPROVED:  
W. R. THIXTON, JR.

Assistant U. S. Attorney

United States of America,  
 vs.  
 685.86 Acres of Land, More or Less,  
 Situate in Osage and Pawnee Counties,  
 Oklahoma and Albert Perkins, et al,  
 and Unknown Owners,  
 Defendants.

Plaintiff,

Civil No. 5056

Tract No. 2026

J U D G M E N T

On this day this cause came on for hearing upon the application of the United States of America, by its attorney, and in accordance with its Complaint in condemnation, for a judgment determining the ownership and the just compensation to be awarded the former owners of Tract No. 2026, which is more particularly described in the Declaration of Taking filed herein;

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract, that none of said parties defendant nor their attorneys have appeared or answered, and said parties defendant are in default at this time. The Court also finds that the plaintiff is unable to locate said parties defendant, reasonable diligence and inquiry having been made.

The Court further finds, upon the evidence presented that Emma P. Barr was the sole record owner of the above captioned tract on the date of taking, and is entitled to receive the entire award therefor.

The Court further finds, upon the evidence presented, that the amount of \$25.00, inclusive of interest, is just compensation for the taking of the estate by the plaintiff in Tract No. 2026, as such estate and said tract is described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED:

A. The vesting in the plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

B. The sole record owner of the estate taken in Tract No. 2026 was Emma P. Barr and as such is entitled to receive that portion of the award applied to her respective interest;

C. The just compensation to be paid by the plaintiff for the taking of Tract No. 2026 is the sum of \$25.00, inclusive of interest;

D. The Clerk of the Court is hereby authorized and directed to retain the funds on deposit for this tract for a period of five years from date of this Judgment, unless said deposit is properly claimed by the defendant owner set forth above, and in event said deposit is not claimed, the Court Clerk is directed, without further order of this Court, to return said deposit, five years from this date, into the United States Treasury.

Entered this 6<sup>th</sup> day of November 1962.

APPROVED:

ALLEN E. BARCO

UNITED STATES DISTRICT JUDGE

W. R. THINTON, JR.

W. R. THINTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

DEC 10 1962

NOBLE C. MOORE  
Clerk, U. S. District Court

United States of America,

Plaintiff,

vs.

436.66 Acres of Land, More or Less,  
Situate in Nowata County, Oklahoma,  
and Wanda Dean Shipley, et al, and  
Unknown Owners,

Defendants. )

Civil Action No. 4870

Tracts Nos.: V-2200E  
V-2214E  
V-2259E-1  
V-2259E-2  
V-2259E-3

J U D G M E N T

1.

Now, on this 3rd day of Dec., 1962, this matter comes on for disposition on application of plaintiff, United States of America, for entry of judgment on stipulations agreeing upon just compensation, and the Court, after having examined the files in this action and being advised by counsel for plaintiff, finds:

2.

This judgment applies only to the estates condemned in the tracts enumerated in the caption above, as such estates and tracts are described in the Declaration of Taking filed in this action.

3.

The Court has jurisdiction of the parties and subject matter of this action.

4.

Service of Process has been perfected either personally, or by publication notice, as provided by Rule 71A of Federal Rules of Civil Procedure on all parties defendant in this cause who are interested in subject tract.

5.

The Acts of Congress set out in paragraph 2 of the Complaint herein give the United States of America the right, power, and authority to condemn for public use the estates described in paragraph 2 herein. Pursuant thereto, on March 1, 1960, the United States of America has filed its Declaration of Taking of such described property, and title to the described estates in such property should be vested in the United States of America as of the date of filing the Declaration of Taking.

6.

On filing of the Declaration of Taking, there was deposited in the Registry of this Court, as estimated compensation for the taking of certain estates in the subject tracts certain sums of money, and part of these deposits has been disbursed, as set out in paragraph 14 below.

7.

On the date of taking in this action, the owners of the estates taken in subject tracts were the defendants whose names are shown in paragraph 14 below. Such named defendants are the only persons asserting any interest in the estates taken in such tracts, all other persons having either disclaimed or defaulted, and such named defendants are entitled to receive the just compensation for the estates taken in these tracts.

8.

The owners of the subject tracts and the United States of America have executed and filed herein Stipulations As To Just Compensation wherein they have agreed that just compensation for the estates condemned in subject tracts is in the amounts shown as compensation in paragraph 14 below, and such stipulations should be approved.

9.

A Stipulation for Exclusion of Property, executed by the owners of Tract No. V-2200E and the United States of America, was filed herein on November 29, 1962, whereby certain improvements, situated on such tract, were excluded from the taking in this case, and such stipulation should be approved.

10.

The awards fixed by this judgment will cause deficiencies in the deposits for some of the subject tracts but will create a surplus in the deposit for one of the subject tracts, as shown in paragraph 14 below. The surplus in the deposit for Tract No. V-2200E should be used to satisfy the deficiencies in the deposits for the other tracts.

11.

It Is, Therefore, ORDERED, ADJUDGED, AND DECREED that the United States of America has the right, power, and authority to condemn for public use the tracts named in paragraph 2 herein, as such tracts are particularly described in the Complaint and Declaration of Taking filed herein; and such

tracts, with the exception of the property excluded by paragraph 12, to the extent of the estates described and for the uses and purposes described in such Declaration of Taking, are condemned and title thereto is vested in the United States of America, and all defendants herein and all other persons interested in such estates are forever barred from asserting any claim thereto.

12.

It Is Further ORDERED, ADJUDGED, AND DECREED that the Stipulation for Exclusion of Property mentioned in paragraph 9 above is hereby confirmed, and title to the improvements covered by such Stipulation remains vested in the defendant owners.

13.

It Is Further ORDERED, ADJUDGED, AND DECREED that on the date of taking, the owners of the estates condemned herein in subject tracts were the defendants whose names appear below in paragraph 14, and the right to just compensation for the estates taken herein in these tracts is vested in the parties so named.

14.

It Is Further ORDERED, ADJUDGED, AND DECREED that the Stipulations As To Just Compensation, mentioned in paragraph 8 above, hereby are confirmed; and the sums therein fixed are adopted as the awards of just compensation for the estates condemned in subject tracts as follows:

TRACT NO. V-2200E

Owners:

Wanda Dean Shipley and  
Robert Eugene Gaut (Marie Crouch is Guardian ad Litem)

Deposited as estimated compensation	-----	\$3,500.00
Award of just compensation		
pursuant to stipulation	----- \$3,050.00	\$3,050.00
(Also by stipulation, title		
to improvements was		
reserved by owners)		
Disbursed to owners	----- <u>\$3,050.00</u>	
Deposit surplus	-----	\$450.00
-----		

TRACT NO. V-2214E

Owners:

Florence Sloan  
Curtis Sloan  
Fred Sloan  
Leona Hickman Slocter and  
Robert Lynn Hickman

The First National Bank of Nowata - Holds a mortgage, but has agreed the award should be paid to the above-named owners.

Award of just compensation pursuant to stipulation	- - - - -	\$175.00	\$175.00
Deposited as estimated compensation	- - - - -		\$125.00
Disbursed to owners	- - - - -	None	
Balance due to owners	- - - - -	<u>\$175.00</u>	
Deposit deficiency	- - - - -		\$50.00
- - - - -			

TRACTS NOS. V-2259E-1, V-2259E-2 AND V-2259E-3

Owners:

Florence Sloan  
Curtis Sloan  
Fred Sloan  
Leona Hickman Slocter and  
Robert Lynn Hickman

Award of just compensation pursuant to stipulation	- - - - -	\$325.00	\$325.00
Deposited as estimated compensation	- - - - -		\$200.00
Disbursed to owners	- - - - -	None	
Balance due to owners	- - - - -	<u>\$325.00</u>	
Deposit deficiency	- - - - -		\$125.00
- - - - -			

15.

It Is Further ORDERED that the Clerk of this Court shall transfer from the deposit for Tract No. V-2200E certain sums as follows:

\$50.00 to the deposit for Tract No. V-2214E

\$125.00 to the deposit for Tracts Nos. V-2259E-1, E-2 and E-3

The balance of the surplus in the deposit for such Tract No. V-2200E, in the amount of \$275.00, shall be left on deposit until further order of this Court.

After such transfers in the deposits have been made, the Clerk of this Court then shall disburse from the deposits for the subject tracts,

to the owners, jointly, the balance due such owners, as shown in paragraph  
14 above.

ALLEN E. BROWN

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UNITED STATES DISTRICT JUDGE

APPROVED:

*Hubert A. Marlow*

---

HUBERT A. MARLOW  
Assistant U. S. Attorney



UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judgment on Motion  
(Option)

United States of America,  
Plaintiff,  
v.

Civil No. 5021

529.99 Acres of Land, More or Less,  
Situate in Creek, Osage, and Pawnee  
Counties, Oklahoma, and J. O. Stith,  
et al, and Unknow. Owners,

Tract(s) No(s) 1939

Defendants.

FILED  
DEC 11 1962

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by the defendant(s) and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant(s)

John Q. McCabe and Doris McCabe entered into a contract and agreement, as evidenced by (an) option for the purchase of land granted by said defendant(s) and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$ 450.00...., inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No 1939

as such estate and said tract are described in the complaint and declaration of taking heretofore filed in this cause.

The Court further finds that the above-named defendant(s) (were) the sole owner(s) of the above-captioned tract on the date of taking; that (they) (are) entitled to the entire award therefor; and that the contract and agreement is a valid one.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tract and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the complaint and declaration of taking in and to the land hereinaabove referred to, as said tract (is) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. 1939

is the sum of \$ 450.00....., inclusive of interest, which sum has heretofore been disbursed by order of this Court.

Entered this 11 day of December 1962 .

APPROVED:

ALLEN C. FARRROW  
JUDGE, United States District Court

W. P. THILTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,	)
	)
Plaintiff,	)
	)
vs.	)
	)
63.09 Acres of Land, More or Less,	)
Situate in Tulsa, Creek and Pawnee	)
Counties, Oklahoma, and D. W. Franchot	)
& Co., et al, and Unknown Owners,	)
	)
Defendants.	)

Civil No. 5042

Tract No. 1522

**FILED**

DEC - 4 1962

NOBLE C. HOOD  
Clerk, U. S. District Court

JUDGMENT ON MOTION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by the defendant and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant Jessie L. Day, widow of George Day, deceased, (record owner) entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendant and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$25.00, inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No. 1522 as such estate and said tract are described in the complaint and declaration of taking heretofore filed in this case.

The Court finds that plaintiff and Mary Elizabeth Stewart nee Day, Georgia L. Breshears, and Mary Lou Zickefoose, sole heirs of George Day, deceased, defendants herein, have by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tract No. 1522, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$25.00, inclusive of interest, and that these parties have directed and authorized that payment of the entire award be made to Jessie L. Day.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tract on the date of taking; that they are entitled to the entire award therefor; and that the contract and agreement is a valid one, and that the stipulation is binding and lawful in all respects.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tract and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the complaint and declaration of taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. 1522 is the sum of \$25.00, inclusive of interest, which sum has heretofore been disbursed by order of this Court.

Entered this 27<sup>th</sup> day of December 1962.

ALLEN E. BARROW  

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JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.

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W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Jdgm't for Amount  
of Deposit

United States of America, )  
Plaintiff, )  
vs. )  
40.80 Acres of Land, More or Less, )  
Situate in Creek, Osage and Pawnee )  
Counties, Oklahoma, and G. B. Cooper, )  
et al, and Unknown Owners, )  
Defendants. )

Civil No. 5139

Tract(s) No(s). I-906E-4

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation(s) entered into by and between the plaintiff and the defendant(s) therein named, which stipulation(s) (is) (~~are~~) tendered herewith for filing herein.

The Court finds that plaintiff and G. B. Cooper,

defendant(s) herein, (has), (~~have~~), by the stipulation(s) above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate(s) in Tract(s) No(s). I-906E-4, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 50.00, inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract(s) upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract(s). The Court further finds that the above-named defendant(s) (was)(~~were~~) the sole owner(s) of the captioned tract(s) on the date of taking, and they are entitled to the entire award therefor.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate(s) set forth in the Complaint and Declaration of Taking in and to the land(s) hereinabove referred to, as said tract(s) (is)(~~are~~) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s). I-906E-4 is the sum of \$ 50.00, inclusive of interest, which sum has heretofore been disbursed by Order(s) of this Court.

Entered this 6 day of December 1962.

ALLEN E. BARROW

JUDGE, United States District Court

APPROVED:

W. R. THURMON, JR.

W. R. THURMON, JR. Attorney  
Assistant U. S. Attorney

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

McADAMS DRILLING COMPANY,  
A corporation,

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

CIVIL NO. 5347

AMENDED JUDGMENT

This action came on for trial before the Court and a jury, the Honorable Luther Bohanon presiding, and the issues having been duly tried and the jury on June 29, 1962, having rendered a verdict for the plaintiff to recover of the defendant for the taxable period January 1, 1956 through March 31, 1959, FICA and withholding tax in the amount of \$2,030.52 plus interest assessed and paid thereon of \$418.37 and for the taxable period 1956 through 1958, FUTA tax in the amount of \$569.48 plus interest assessed and paid thereon of \$103.81, or a total tax and assessed interest of \$3,122.18.

IT IS ORDERED, ADJUDGED, AND DECREED that the plaintiff, McAdams Drilling Company, a corporation, recover of the defendant, United States of America, the sum of Three Thousand--One Hundred and Twenty-Two Dollars, and Eighteen Cents (\$3,122.18), together with statutory interest and costs as allowable according to law.

Dated at Tulsa, Oklahoma, this 3rd day of ~~November~~ <sup>December</sup>, 1962.

Luther Bohanon  
Judge of the United States  
District Court

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judgm't for Amount  
of Deposit

United States of America,  
Plaintiff,

vs.

21.30 Acres of Land, More or Less,  
Situate in Pawnee County, Oklahoma,  
and H. B. Hawley, et al, and Unknown  
Owners,

Defendants.

Civil No. 5126

Tract No. 1246

**FILED**

DEC - 6 1962

JUDGMENT ON STIPULATION

**NOBLE C. HOOD**  
Clerk, U. S. District Court

On this day this cause comes on for consideration on the stipulations entered into by and between the plaintiff and the defendants therein named, which stipulations are tendered herewith for filing herein.

The Court finds that plaintiff and Aimee Morrison, Adelyne R. Morrison, Mindella Modjeska, Erma Morrison Blum, Issac F. Morrison and Gus S. Morrison, owners of a 6/7 interest and Sidney M. Wolf, Lillian Roberts, Hannah Ruth Wolf Frank, Rebecca Wolf Roosth and Jerome M. Wolf, heirs of Rose Morrison Wolfe, deceased, owner of a 1/7 interest herein defendants herein, have, by the stipulations above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estates in Tract No. 1246, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$15.00, inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract. The Court further finds that the above-named defendants were the sole owners of the captioned tract on the date of taking, and they are entitled to the entire award therefor.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. 1246, is the sum of \$15.00, inclusive of interest, which sum has heretofore been disbursed by Orders of this Court.

Entered this 4<sup>th</sup> day of December 1962.

ALLEN E. BARROW  
JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.  
W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

69.74 Acres of Land, More or Less,  
Situate in Creek County, Oklahoma,  
and Jennie Mann, et al, and Unknown  
Owners,

Defendants.

Civil No. 4780

Tract No. 1618

**FILED**

DEC -7 1962

NOBLE C. HOOD  
Clerk, U. S. District Court

J U D G M E N T

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the options granted by a certain defendant and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein, and for judgment upon the stipulation entered into by other defendants and the plaintiff, which stipulation is tendered herewith for filing herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant Donnie May Taylor, entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendant and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$3,000.00, inclusive of interest, would be awarded as just compensation for the taking of her interest in the estate to be condemned in Tract No. 1618 as such estate and said tract are described in the complaint and declaration of taking heretofore filed in this cause.

The Court finds that plaintiff and Thelma Lane, Ruth Parham, Mary Millard, H. C. Vickers, and Mrs. J. C. Vickers, the heirs of J. C. Vickers, deceased, defendants herein have, by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of their interest in the estate in Tract No. 1618, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the sum of \$100.00, inclusive of interest. The sum of \$3,100.00, was deposited into the registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tract on the date of taking; that they are

entitled to the entire award therefor; and that the contract and agreement is a valid one; that the stipulation is valid and binding on all parties.

The Court further finds that service of process has been perfected, either personally or by publication of notice, on all parties defendant having compensable interests in the subject tract and that a copy of a motion for judgment has been served on all parties making an appearance and demanding notice of all proceedings.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate set forth in the complaint and declaration of taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. 1618 is the sum of \$3,100.00, inclusive of interest, of which \$3,000.00 has heretofore been disbursed to Donnie Mae Taylor by previous order of this Court, there remaining on balance the sum of \$100.00;

(C) The Clerk of the Court is hereby authorized and directed to draw a check upon the funds in the Registry of this Court in the amount of \$100.00, made payable to Mrs. J. C. Vickers, pursuant to the request of the party defendants and to cause payment to be made.

Entered this 17 day of December 1962.

ALLEN E. BARROW

JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.  
\_\_\_\_\_  
W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Royce R. Jackson, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 State Farm Mutual Automobile )  
 Insurance Company, )  
 )  
 Defendant. )

Civil Action No. 5449

**FILED**

DEC -7 1962

ORDER REMANDING

NOBLE C. HOOD  
Clerk, U. S. District Court

This cause came on for hearing before the Court, the Honorable Allen E. Barrow presiding, on November 13, 1962 on plaintiff's oral motion to remand the cause to the District Court of Mayes County, Oklahoma, and was taken under advisement.

NOW, on this 7th day of December, 1962, pursuant to regular setting and notice to parties, and the Court having heard the argument of counsel, and being fully advised, upon consideration entered an order remanding the cause to the District Court of Mayes County, State of Oklahoma

IT IS ORDERED AND ADJUDGED that the motion of plaintiff to remand this cause to the District Court of Mayes County, Oklahoma, be and it is hereby sustained and the cause is remanded to the District Court of Mayes County, Oklahoma for further proceedings.

Dated at Tulsa, Oklahoma, this 7th day of December, 1962.

NOBLE C. HOOD, CLERK

By *Ben B. Ballenger*  
Ben B. Ballenger  
Deputy

FILED

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

NOV 20 1962

Patricia Lee Arfick, a minor by  
Donald R. Arfick, guardian ad litem,

NOBLE G. HOOD  
Clerk, U. S. Dist.

Plaintiff,

No. 1417  
CIVIL

The Atchison, Topeka and Santa Fe  
Railway Company, a corporation, et al.,

Defendants.

ORDER OF DISMISSAL

Now, on this 20th day of December, 1962, comes on  
for hearing the stipulation of dismissal of plaintiff and  
defendants in the above entitled cause. For good cause shown,  
the court finds, after due consideration, that said dismissal  
should be approved.

IT IS, THEREFORE, ORDERED that this cause be, and  
the same is hereby dismissed without prejudice, at the cost  
of the defendants.

*Allen E. Barnes*

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

APPROVED AS TO FORM:

*Donald R. Arfick*  
\_\_\_\_\_  
Attorney for Plaintiff

AGENCY VERIFIED SERVICE

*Allen E. Barnes*  
\_\_\_\_\_  
Attorney for Defendants.

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

MIDWESTERN DEVELOPMENTS, INC.,  
Plaintiff,  
vs.  
THE CITY OF TULSA, OKLAHOMA,  
a municipal corporation,  
Defendant.

CIVIL NO. 5478

FILED

DEC 7 1962

NOBLE C. HOOD  
Clerk, U. S. District Court

ORDER OF DISMISSAL

This action came on for hearing before the court,  
the Honorable Allen E. Barrow presiding, on December 7, 1962,  
on the motion of the defendant, The City of Tulsa, Oklahoma,  
a municipal corporation, to dismiss, and the court having  
ordered that the motion be sustained,

IT IS ORDERED that this action be and it is hereby  
dismissed.

Dated at Tulsa, Oklahoma, this 7th day of December,  
1962.

NOBLE C. HOOD, CLERK

By Margie Davis  
Deputy

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

DEC 10 1962

United States of America,	)	
	)	NOBLE C. HOOD
Plaintiff,	)	Clerk, U. S. District Court
	)	
vs.	)	Civil No. 4731
	)	
12.40 Acres of Land, More or Less,	)	
Situate in Creek and Pawnee Counties,	)	Tract(s) No(s). C-341
Oklahoma, and Gertrude Hambley, et al,	)	
and Unknown Owners,	)	
	)	
Defendants.	)	

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary defendant(s) having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open court, and it appearing to the Court that none of the party defendant(s), Mrs. George Applegate, Mrs. June L. Haskins, Mrs. Gladys E. Lemmons, Everett Applegate, and Jack Applegate, Heirs of George Applegate, deceased, nor their attorney(s) were present, nor did they appear in their own behalf or in behalf of any of the defendant(s), but (were) ~~(was)~~ in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interest(s) in the subject tract(s),

Mrs. George Applegate, Mrs. June L. Haskins, The Court further finds, upon the evidence presented, that Mrs. Gladys E. Lemmons, Everett Applegate, & Jack Applegate, Heirs of George Applegate, deceased, were the sole owner(s) of the above captioned tract(s) on the date of taking; that ~~(he)~~(they)~~(was)~~(are) entitled to receive the ~~(part)~~(entire) award therefor,

The Court further finds, upon the evidence presented, that the amount of \$275.00, inclusive of interest, is just compensation for the taking of the estate(s) to be condemned in Tract(s) No(s). C-341 as such estate(s) and said tract(s) are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED AND DECREED:

(A) The vesting in plaintiff of title to the estate(s) set forth in the Complaint and Declaration of Taking in and to the land(s) hereinabove referred to, as said tract(s) (is)~~(are)~~ described therein, is hereby confirmed;

(B) The sole owner(s) of the estate(s) taken in Tract(s) No(s). C-341 were, Mrs. George Applegate, ~~(Mrs.)~~(Mrs.) Mrs. June L. Haskins, Mrs. Gladys E. Lemmons, Everett Applegate, & Jack Applegate, Heirs of George Applegate, deceased, and as such (are)~~(is)~~ entitled to receive the (entire)~~(part)~~ award therefor;

(C) The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s) C-341 is the sum of \$275.00, inclusive of interest, which sum has been heretofore disbursed by order(s) of this Court, to Mrs. George Applegate, widow of George Applegate, deceased, upon and by request of all party defendants.

Executed this <sup>3<sup>rd</sup></sup> day of December 1962.

APPROVED:

UNITED STATES DISTRICT JUDGE

W. R. THIXTON, JR.

W. R. THIXTON, JR., Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

DEC 10 1962

United States of America,  vs.  6.17 Acres of Land, More or Less, Situate in Pawnee County, Oklahoma, and R. B. Sullivan, et al, and Unknown Owners,	Plaintiff,       Defendants.	) ) ) ) )	NOBLE C. HOGG Clerk, U. S. District Court  Civil No. 4835   Tracts Nos. 1303 and 1426
---	---	-----------------------	--

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary defendants having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open court, and it appearing to the Court that none of the party defendants, Walter T. Akers, Jr., Stanley Akers, and First National Bank of Akron, Ohio, Trustee for Marjorie S. Walker Wyckoff, et al, nor their attorneys were present, nor did they appear in their own behalf or in behalf of any of the defendants, but were in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tracts.

The Court further finds, upon the evidence presented, that Walter T. Akers, Jr., Stanley Akers, and First National Bank of Akron, Ohio, Trustee for Marjorie S. Walker Wyckoff, et al, were the sole owners of the above captioned tracts on the date of taking; that they are entitled to receive the entire award therefor,

The Court further finds, upon evidence presented, that the amount of \$30.00 (Tract No. 1303, \$15.00; and Tract No. 1426, \$15.00), inclusive of interest, is just compensation for the taking of the estates to be condemned in Tracts Nos. 1303 and 1426, as such estates and said tracts are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED AND DECREED:

A. The vesting in plaintiff of title to the estates set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;

B. The sole owners of the estates taken in Tracts Nos. 1303 and 1426 were Walter T. Akers, Jr., Stanley Akers, and First National Bank of Akron, Ohio, Trustee for Marjorie S. Walker Wyckoff, et al, and as such are entitled to receive the entire award therefor;

C. The just compensation to be paid by the plaintiff for the taking of Tracts Nos. 1303 and 1426 is the sum of \$30.00 (Tract No. 1303, \$15.00; and Tract No. 1426, \$15.00), inclusive of interest.

D. The Clerk of this Court is hereby authorized and directed to draw checks on the funds in the Registry of this Court in the amounts hereinafter set forth, and payable to the order of the following named payees:

Walter T. Akers, Jr. - - - - -	\$10.00
Stanley Akers - - - - -	\$10.00
First National Bank of Akron, Ohio, Trustee for Marjorie S. Walker Wyckoff, et al - - - - -	<u>\$10.00</u>
Total	\$30.00

Executed this 30 day of December 1962.

ALLEN E. FARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

DEC 10 1962

United States of America,	)
Plaintiff,	)
vs.	)
6.17 Acres of Land, More or Less,	)
Situate in Pawnee County, Oklahoma,	)
and R. B. Sullivan, et al, and	)
Unknown Owners,	)
Defendants.	)

NOBLE C. HOOD  
Clerk, U. S. District Court  
Civil No. 4835

Tract No. 1442

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary defendants having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open court, and it appearing to the Court that none of the party defendants, John A. Orris, only heir of C. W. Orris, deceased, nor his attorney were present, nor did he appear in his own behalf or in behalf of any of the defendants, but was in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract.

The Court further finds, upon the evidence presented, that John A. Orris, only heir of C. W. Orris, deceased, was the sole owner of the above captioned tract on the date of taking; that he is entitled to receive the entire award therefor,

The Court further finds, upon the evidence presented, that the amount of \$15.00, inclusive of interest, is just compensation for the taking of the estate to be condemned in Tract No. 1442, as such estate and said tract are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED AND DECREED:

A. The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

B. The sole owner of the estate taken in Tract No. 1442 was John A. Orris, only heir of C. W. Orris, deceased, and as such is entitled to receive the entire award therefor;

C. The just compensation to be paid by the plaintiff for the taking of Tract No. 1442 is the sum of \$15.00, inclusive of interest.

D. The Clerk of this Court is hereby authorized and directed to draw a check on the funds in the Registry of this Court in the amount hereinafter set forth, and payable to the order of the following-named payee:

John A. Orris - - - - - \$15.00

Executed this 3<sup>rd</sup> day of December 1962.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Default Judgment &  
Judgment on Option

United States of America, )  
 )  
Plaintiff, )  
vs. )  
 )  
234.94 Acres of Land, More or Less, )  
Situat in Tulsa, Creek and Pawnee )  
Counties, Oklahoma, and Clifford Ward, )  
et al, and Unknown Owners, )  
 )  
Defendants. )

Civil No. 4836

Tracts Nos. E-517 and  
E-517E

**FILED**

J U D G M E N T

DEC 10 1962

On this day this cause came on for hearing upon the ~~Notice of HOOD~~  
Clerk, U. S. District Court  
the United States of America, by its attorney, and in accordance with its  
Complaint in condemnation, for a judgment determining the ownership and the just  
compensation to be awarded the former owners of Tracts Nos. E-517 and E-517E,  
which is more particularly described in the Declaration of Taking filed herein.

The Court finds that the Declaration of Taking and Complaint were  
duly filed and that the Court has jurisdiction of the parties and the subject  
matter of this action, that service of process has been perfected either  
personally or by publication of notice, as prescribed by Rule 71A of the Federal  
Rules of Civil Procedure, on all parties defendant having compensable interests  
in the subject tracts, that of said parties defendant, Ira J. Anderson, address  
unknown, owner of an undivided 1/2 interest in these tracts, is in default at  
this time, having neither appeared nor answered, the plaintiff being unable to  
locate said defendant, reasonable diligence and inquiry having been made.

The Court finds that prior to the institution of the above proceeding  
the United States of America and the defendant Pearl B. Jackson Company, owner  
of an undivided 1/2 interest in these tracts, entered into a contract and agree-  
ment, as evidenced by an option for the purchase of land granted by said  
defendant and accepted on behalf of the plaintiff by the Corps of Engineers,  
Department of the Army, wherein it was agreed that the amount of \$335.00,  
inclusive of interest, would be awarded as just compensation for the taking of  
the estates to be condemned in Tracts Nos. E-517 and E-517E, as such estates  
and said tracts are described in the Complaint and Declaration of Taking hereto-  
fore filed in this cause.

The Court further finds, upon the evidence presented that Pearl B.  
Jackson Company and Ira J. Anderson, each owners of an undivided 1/2 interest,  
the former having executed an option agreement and the latter, Ira J. Anderson,  
in default, were the sole record owners of the above captioned tracts on the  
date of taking, and are entitled to receive the entire award therefor.

The Court further finds, upon the evidence presented, that the amount of \$335.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in Tracts Nos. E-517 and E-517E, as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED:

A. The vesting in the plaintiff of title to the estates set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;

B. The sole record owners of the estates taken in Tracts Nos. E-517 and E-517E were Pearl B. Jackson Company and Ira J. Anderson, the latter being in default at this time, and as such are entitled to receive that portion of the award applied to their respective interest;

C. The just compensation to be paid by the plaintiff for the taking of Tracts Nos. E-517 and E-517E is the sum of \$335.00, inclusive of interest;

D. The Clerk of the Court is hereby authorized and directed to retain the funds on deposit for these tracts that is applied to the 1/2 interest owned by Ira J. Anderson, for a period of five years from the date of this judgment, unless said deposit is properly claimed by the defendant owner set forth above, and in event said deposit is not claimed, the Court Clerk is directed, without further order of this Court, to return said deposit, five years from this date, into the United States Treasury. The Clerk of the Court is also hereby directed and authorized to draw a check upon the funds in the Registry of this Court, in the amount of \$167.50, which is applied to the 1/2 interest owned by Pearl B. Jackson Company, made payable to Pearl B. Jackson Company, and cause payment to be made.

Entered this *7th* day of *December* 1962.

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.  
W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

21.69 Acres of Land, More or Less,  
Situate in Pawnee County, Oklahoma,  
and Frank J. Weinond, et al, and  
Unknown Owners,

Defendants.

Civil No. 4837

Tract No. 1568

FILED

NOTED CLERK  
U.S. DISTRICT COURT

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary defendants having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open Court, and it appearing to the Court that none of the party defendants, Ed T. Comer and Lucille Comer, nor their attorneys were present, nor did they appear in their own behalf or in behalf of any of the defendants, but were in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract,

The Court further finds, upon the evidence presented, that Ed T. Comer and Lucille Comer, were the sole owners of the above-captioned tract on the date of taking; that they are entitled to receive the entire award therefor,

The Court further finds, upon the evidence presented, that the amount of \$105.00, inclusive of interest, is just compensation for the taking of the estate to be condemned in Tract No. 1568 as such estate and said tract are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED AND DECREED:

(A) The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The sole owners of the estate taken in Tract No. 1568 were Ed T. Comer and Lucille Comer and as such are entitled to receive the entire award therefor;

(C) The just compensation to be paid by the plaintiff for the taking of Tract No. 1568 is the sum of \$105.00, inclusive of interest, which sum has been heretofore disbursed by order of this Court.

Entered this 3rd day of December, 1962.

ALLEN E. BARRETT

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.  
W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,  
  
Plaintiff,  
  
vs.  
  
234.10 Acres of Land, More or Less,  
Situate in Tulsa and Pawnee Counties,  
Oklahoma, and Joe Wilson, et al, and  
Unknown Owners,  
  
Defendants.

Civil No. 4897

Tract No. A-125E-3

FILED

1987-1-20

NOBLE C. HALL  
Clerk

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary

defendants having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open court, and it appearing to the Court that none of the party defendants, Thomas L. Bartley and Norman Lee Bartley, nor their attorneys were present, nor did they appear in their own behalf or in behalf of any of the defendants, but were in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract,

The Court further finds, upon the evidence presented, that Thomas L. Bartley and Norman Lee Bartley were the sole owners of the above-captioned tract on the date of taking; that they are entitled to receive the entire award therefor,

The Court further finds, upon the evidence presented, that the amount of \$50.00, inclusive of interest, is just compensation for the taking of the estate to be condemned in Tract No. A-125E-3 as such estate and said tract are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED AND DECREED:

(A) The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The sole owners of the estate taken in Tract No. A-125E-3 were Thomas L. Bartley and Norman Lee Bartley and as such are entitled to receive the entire award therefor;

(C) The just compensation to be paid by the plaintiff for the taking of Tract No. A-125E-3 is the sum of \$50.00, inclusive of interest;

(D) The Clerk of the Court is directed and authorized to draw a check on the funds in the registry of this Court in the amount of \$50.00, made payable to Thomas L. Bartley and Norman Lee Bartley.

Entered this 3rd day of December, 1962.

ALLEN E. BARROW

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UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

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W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

FILED ✓

United States of America, )  
Plaintiff, )  
vs. )  
284.43 Acres of land, More or Less, )  
Situate in Creek, Ceege and Pawnee )  
Counties, Oklahoma, and Ernest R. )  
Anthon, et al, and Unknown Owners, )  
Defendants. )

Civil No. 4951

NOBLE C. HOOD  
Clerk, U. S. District Court

Tract(x) No(s). E-532E

JUDGMENT ON STIPULATION AND ORDER OF DISTRIBUTION

On this day this cause comes on for consideration on the <sup>option and</sup> stipulation(s) entered into by and between the plaintiff and the defendant(s) therein named, which stipulation(s) ~~(is)~~ (are) tendered herewith for filing herein. (option and)

Margaret Vance, William M. Vance and Cyrus B. Vance, co-executors of the ~~and~~ Estate of Samuel E. Vance, deceased, and William B. Bailey (and option), defendant(s) herein, ~~(has)~~ (have), by the stipulation(s) above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate(s) in Tract(x) No(s). E 532E, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 110.00, inclusive of interest, which amount was deposited into the registry of this Court as estimated just compensation for said tract(x) upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract(x). The Court further finds that the above-named defendant(s) ~~(was)~~ (were) the sole owner(s) of the captioned tract(x) on the date of taking, and they are entitled to the entire award therefor.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(A) The vesting in plaintiff of title to the estate(x) set forth in the Complaint and Declaration of Taking in and to the land(x) hereinabove referred to, as said tract(x) (is) ~~(is)~~ described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(s) No(x). E-532E, is the sum of \$110.00, inclusive of interest; ~~sum~~ of which sum the amount of \$82.50 has heretofore been disbursed by order of this Court.

(C) The Clerk of this Court is hereby authorized and directed to draw (a) check (x) on the funds in the registry of this Court in the amount(x) hereinafter set forth, payable to the order of the following named payee(s) and to mail the check(x) to said payee(s) at the following address(es):

Margaret Vance, William M. Vance, and Cyrus B. Vance,  
co-executors of the Estate of Samuel E. Vance, deceased - - - \$27.50

Entered this 7<sup>th</sup> day of December, 1962.

PHILIP E. GARROW

APPROVED:

JUDGE, United States District Court

ROBERT P. SANTEE

ROBERT P. SANTEE ~~XXXXXXXXXX~~  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,  
Plaintiff,

vs.

332.71 Acres of Land, More or Less,  
Situate in Creek and Cseage Counties,  
and Thomas E. Mann, et al, and Unknown  
Owners,

Defendants.

Civil No. 5018

Tract No. 1601

FILED

DEC 1 1957

NOBLE C. HOOD  
Clerk, U. S. District Court

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary defendants having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and the cause being called in open court, and, it appearing to the Court that none of the party defendants; namely, Jesse J. Hooper and Ella P. Hooper nor their attorneys were present, nor did they appear in thier own behalf or in behalf of any of the defendants, but were in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendant Thomas E. Mann entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendants and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$25.00, inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No. 1601 as such estate and said tract are described in the complaint and declaration of taking heretofore filed in this cause.

The Court further finds, upon the evidence presented, that Thomas E. Mann was the sole owner of the above captioned tract on the date of taking; that he is entitled to receive the entire award therefor,

The Court further finds, upon the evidence presented, that the amount of \$25.00, inclusive of interest, is just compensation for the taking of the estate to be condemned in Tract No. 1601 as such estate and said tract is described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED AND DECREED:

(A) The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

(B) The sole owner of the estate taken in Tract No. 1601 was Thomas E. Mann and as such is entitled to receive the entire award therefor;

(C) The just compensation to be paid by the plaintiff for the taking of Tract No. 1601 is the sum of \$25.00, inclusive of interest;

(D) The Clerk of the Court is directed and authorized to draw a check on the funds in the registry of this Court in the amount of \$25.00, made payable to Thomas E. Mann.

Executed this *3rd* day of December, 1962.

ALLEN E. BARROW  

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UNITED STATES DISTRICT JUDGE

APPROVED:

*W. R. THIXTON, JR.*  

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W. R. THIXTON, JR.  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

DEC 10 1962

United States of America,  
Plaintiff,  
vs.  
529.99 Acres of Land, More or Less,  
Situate in Creek, Osage and Pawnee  
Counties, Oklahoma, and J. O. Stith,  
et al, and Unknown Owners,  
Defendants.

NOBLE C. HOOD  
Clerk, U. S. District Court  
Civil No. 5021

Tract No. 1059

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary defendants having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open court, and it appearing to the Court that none of the party defendants, Charlotte Pringle Thomas, Margaret Thomas Beazley, or any other unknown heirs of J. E. Pringle, deceased, nor their attorneys were present, nor did they appear in their own behalf or in behalf of any of the defendants, but were in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract,

The Court finds that prior to the institution of the above proceeding the United States of America and the defendants Elmer C. Nunley and Dova Nunley entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendants and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$8,525.00, inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No. 1059, as such estate and said tract are described in the Complaint and Declaration of Taking heretofore filed in this cause.

The Court further finds, upon the evidence presented, that Elmer C. Nunley and Dova Nunley were the sole owners of the above captioned tract on the date of taking; that they are entitled to receive the entire award therefor, and that the contract and agreement is valid and binding upon the parties thereto.

The Court further finds, upon the evidence presented, that the amount of \$8,525.00, inclusive of interest, is just compensation for the taking of the estate to be condemned in Tract No. 1059, as such estate and said tract are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED AND DECREED:

A. The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

B. The sole owners of the estate taken in Tract No. 1059 were Elmer C. Nunley and Dova Nunley, and as such are entitled to receive the entire award therefor;

C. The just compensation to be paid by the plaintiff for the taking of Tract No. 1059 is the sum of \$8,525.00, inclusive of interest, which sum has been heretofore disbursed by orders of this Court.

Executed this 3<sup>rd</sup> day of December 1962.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant United States Attorney

United States of America,	Plaintiff,	}	NOBLE C. HOOD
vs.			Clerk, U. S. District Court
494.35 Acres of Land, More or Less,		}	Civil No. 5051
Situate in Pawnee and Creek Counties,			Tract No. 1390
Oklahoma, and E. W. Pogue, et al, and Unknown Owners,	Defendants.		

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary defendants having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open court, and it appearing to the Court that none of the party defendants, Walter T. Akers, Jr., Stanley Akers, and First National Bank of Akron, Ohio, Trustee for Marjorie S. Walker Wyckoff, nor their attorneys were present, nor did they appear in their own behalf or in behalf of any of the defendants, but were in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract,

The Court further finds, upon the evidence presented, that Walter T. Akers, Jr., Stanley Akers, and First National Bank of Akron, Ohio, Trustee for Marjorie S. Walker Wyckoff, were the sole owners of the above captioned tract on the date of taking; that they are entitled to receive the entire award therefor,

The Court further finds, upon the evidence presented, that the amount of \$35.00, inclusive of interest, is just compensation for the taking of the estate to be condemned in Tract No. 1390, as such estate and said tract are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED:

A. The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

B. The sole owners of the estate taken in Tract No. 1390 were Walter T. Akers, Jr., Stanley Akers, and First National Bank of Akron, Ohio, Trustee for Marjorie S. Walker Wyckoff, and as such are entitled to receive the entire award therefor;

C. The just compensation to be paid by the plaintiff for the taking of Tract No. 1390 is the sum of \$35.00, inclusive of interest.

D. The Clerk of this Court is hereby authorized and directed to draw checks on the funds in the Registry of this Court in the amounts hereinafter set forth, and made payable to the order of the following named payees:

Walter T. Akers, Jr. - - - - -	\$11.67
Stanley Akers - - - - -	\$11.67
First National Bank of Akron, Ohio, Trustee for Marjorie S. Walker Wyckoff - - - - -	\$11.66
Total	<u>\$35.00</u>

Executed this 3<sup>rd</sup> day of December 1962.

ALLEN E. BARROW  
-----  
UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

-----  
W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

DEC 10 1962

United States of America,

Plaintiff,

vs.

494.35 Acres of Land, More or Less,  
Situate in Pawnee and Creek Counties,  
Oklahoma, and E. W. Fogue, et al, and  
Unknown Owners,

Defendants.

NOBLE C. HOOD  
Clerk, U. S. District Court

Civil No. 5051

Tract(s) No(s). 2544E

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary defendant(s) having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open court, and it appearing to the Court that none of the party defendant(s), Leslie C. Skoien, Lena L. Skoien, Shelby W. Cunningham, May Spess, and Ed Sissy,

nor their attorney(s) were present, nor did they appear in their own behalf or in behalf of any of the defendant(s), but (were)(was) in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interest(s) in the subject tract(s),

The Court further finds, upon the evidence presented, that Leslie C. Skoien and Lena L. Skoien were the sole owner(s) of the above captioned tract(s) on the date of taking; that ~~(he)~~(they)~~(she)~~(are) entitled to receive the ~~(part)~~(entire) award therefor,

The Court further finds, upon the evidence presented, that the amount of \$ 75.00, inclusive of interest, is just compensation for the taking of the estate(s) to be condemned in Tract(s) No(s). 2544E, as such estate(s) and said tract(s) are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED AND DECREED:

(A) The vesting in plaintiff of title to the estate(s) set forth in the Complaint and Declaration of Taking in and to the land(s) hereinabove referred to, as said tract(s) (is)(are) described therein, is hereby confirmed;

(B) The sole owner(s) of the estate(s) taken in Tract(s) No(s) 2544E (were)(was) Leslie C. Skoien and Lena L. Skoien, and as such (are)(was) entitled to receive the (entire)(part) award therefor;

(C) The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s) 25 44E is the sum of \$ 75.00, inclusive of interest, which sum has been heretofore disbursed by order(s) of this Court.

Executed this 10<sup>th</sup> day of December 1962.

APPROVED:

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

W. R. THIXTON, JR., Assistant U. S. Attorney



The Court further finds, upon the evidence presented, that the amount of \$1,600.00, inclusive of interest, is just compensation for the taking of the estates to be condemned in Tracts Nos. 2933-1, 2 and E-1 thru E-3, as such estates and the tracts are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED AND DECREED:

A. The vesting in plaintiff of title to the estates set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;

B. The sole owners of the estates taken in Tracts Nos. 2933-1, 2 and E-1 thru E-3 were Lela S. Boles and the Estate of E. D. Taylor, deceased, and as such are entitled to receive the entire award therefor;

C. The just compensation to be paid by the plaintiff for the taking of Tracts Nos. 2933-1, 2 and E-1 thru E-3 is the sum of \$1,600.00, inclusive of interest, of said sum the amount of \$800.00 has heretofore been disbursed unto Lela S. Boles, for her one-half interest, there remaining on deposit the sum of \$800.00 to be applied to the one-half interest of the E. D. Taylor Estate.

D. The Clerk of the Court is hereby authorized and directed to retain the funds on deposit, the sum of \$800.00, for these tracts for a period of five years from the date of this Judgment, unless said deposit is properly claimed by the Heirs or legal representatives of E. D. Taylor, deceased, the defendant owner set forth above, and in event said deposit is not claimed, the Court Clerk is directed, without further order of this Court, to return said deposit, five years from this date, into the United States Treasury.

Entered this 3<sup>rd</sup> day of December 1962.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA }  
I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE ORIGINAL AS FILED IN THE COURT.  
BY: *M. L. Davis*  
CLERK

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

DEC 10 1962

United States of America,	Plaintiff,	}
vs.		
685.86 Acres of Land, More or Less, Situate in Osage and Pawnee Counties, Oklahoma, and Albert Perkins, et al, and Unknown Owners,	Defendants.	}

NOBLE C. HOOD  
Clerk, U. S. District C  
Civil No. 5098

Tract. No. 3322

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary defendants having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open court, and it appearing to the Court that none of the party defendants, Jack Drummond and Corby Lee Strate, a minor, Restricted Indian, his natural guardian Philes Jo Nantekes, and the Osage Indian Agency, nor their attorneys were present, nor did they appear in their own behalf or in behalf of any of the defendants, but were in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract,

The Court further finds, upon the evidence presented, that Jack Drummond, a one-half interest, and Corby Lee Strate, a minor Restricted Indian, a one-half interest, were the sole owners of the above captioned tract on the date of taking; that they are entitled to receive the entire award therefor,

The Court further finds, upon the evidence presented, that the amount of \$1,000.00, inclusive of interest, is just compensation for the taking of the estate to be condemned in Tract No. 3322, as such tract and estate are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED:

A. The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

B. The sole owners of the estate taken in Tract No. 3322 were Jack Drummond and Corby Lee Strate, and as such are entitled to receive the entire award therefor;

C. The just compensation to be paid by the plaintiff for the taking of Tract No. 3322 is the sum of \$1,000.00, inclusive of interest, of which amount, the sum of \$500.00 has heretofore been disbursed to Jack Drummond by previous order of this Court, there now remaining on deposit the sum of \$500.00;

D. The Clerk of the Court is hereby authorized and directed to draw a check upon the funds in the Registry of this Court in the amount of \$500.00, made payable to the Superintendent of the Osage Agency for the benefit and use of Corby Lee Strate, a minor, Restricted Osage Indian, and to cause payment to be made.

Entered this 3<sup>rd</sup> day of December 1962.

ALLEN E. BARROW

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UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

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W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,  
vs. Plaintiff,

685.86 Acres of Land, More or Less,  
Situate in Osage and Pawnee Counties,  
Oklahoma, and Albert Perkins, et al,  
and Unknown Owners,

Defendants.

Civil No. 5056

Tract No. 2102

**FILED**

DEC 10 1962

J U D G M E N T

NOBLE C. HOOD  
Clerk, U. S. District Court

On this day this cause came on for pre-trial hearing, all necessary

defendants having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open court, and it appearing to the Court that none of the party defendants, H. L. Summers, and the heirs or legal representatives of the Estate of G. C. Alburty, deceased, nor their attorneys were present, nor did they appear in their own behalf or in behalf of any of the defendants, but were in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract,

The Court further finds, upon the evidence presented, that H. L. Summers and G. C. Alburty, deceased, were the sole owners of the above captioned tract on the date of taking; that they are entitled to receive the entire award therefor,

The Court further finds, upon the evidence presented, that the amount of \$25.00, inclusive of interest, is just compensation for the taking of the estate to be condemned in Tract No. 2102, as such estate and said tract are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED:

A. The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

B. The sole owners of the estate taken in Tract No. 2102 were H. L. Summers and G. C. Alburty, deceased, and as such are entitled to receive the entire award therefor;

C. The just compensation to be paid by the plaintiff for the taking of Tract No. 2102 is the sum of \$25.00, inclusive of interest;

D. The Clerk of the Court is hereby authorized and directed to draw a check upon the funds in the Registry of this Court in the amount of \$12.50, made payable to John Q. McCabe, attorney for the G. C. Alburty Estate, and to cause payment to be made. The Clerk of the Court is further authorized and directed to retain the balance of the funds on deposit, the sum of \$12.50, for the interest of H. L. Summers, for a period of five years from the date of this Judgment, unless said deposit is properly claimed by said H. L. Summers, and in event said sum is not claimed, the Clerk of the Court is directed, without further order of this Court, to return said amount, \$12.50, five years from this date, into the United States Treasury.

Entered this 3<sup>rd</sup> day of December 1962.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

DEC 10 1962

United States of America, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 685.86 Acres of Land, More or Less, )  
 Situate in Osage and Pawnee Counties, )  
 Oklahoma, and Albert Perkins, et al, )  
 and Unknown Owners, )  
 )  
 Defendants. )

NOBLE C. HOOD  
Clerk, U. S. District Court  
  
Civil No. 5056  
  
Tract(s) No(s). 2051

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary defendant(s) having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open court, and it appearing to the Court that none of the party defendant(s), Mrs. Jack Drummond, Fred Whiting, and Osage County by the Board of County Commissioners, nor their attorney(s) were present, nor did they appear in their own behalf or in behalf of any of the defendant(s), but (were) ~~were~~ in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interest(s) in the subject tract(s),

The Court further finds, upon the evidence presented, that Mrs. Jack Drummond ~~was~~ ~~was~~ the sole owner(s) of the above captioned tract(s) on the date of taking; that ~~she~~ ~~(she)~~ (is) ~~(was)~~ entitled to receive the ~~(part)~~ (entire) award therefor, she

The Court further finds, upon the evidence presented, that the amount of \$ 25.00, inclusive of interest, is just compensation for the taking of the estate(s) to be condemned in Tract(s) No(s). 2051 as such estate(s) and said tract(s) are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED AND DECREED:

(A) The vesting in plaintiff of title to the estate(s) set forth in the Complaint and Declaration of Taking in and to the land(s) hereinabove referred to, as said tract(s) (is) ~~(was)~~ described therein, is hereby confirmed;

(B) The sole owner(s) of the estate(s) taken in Tract(s) No(s). ~~(was)~~ (was) Mrs. Jack Drummond

and as such ~~(was)~~ (is) entitled to receive the (entire) ~~(part)~~ award therefor;

(C) The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s) 2051 is the sum of \$25.00, inclusive of interest, which sum has been heretofore disbursed by order(s) of this Court.

Executed this <sup>10th</sup> day of December 1962.

APPROVED:

ALLEN L. BARSON  
UNITED STATES DISTRICT JUDGE

W. R. THIXTON, JR., Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

DEC 10 1962

United States of America,	Plaintiff,	}
vs.		
685.86 Acres of Land, More or Less, Situat in Osage and Pawnee Counties, Oklahoma, and Albert Perkins, et al, and Unknown Owners,	Defendants.	

NOBLE C. HOOD  
Clerk U.S. District Court

Tract No. 2007

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary defendants having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open court, and it appearing to the Court that defendants, Albert Perkins and Hazel Perkins were present, and that none of the other defendants, nor their attorneys were present, nor did they appear in their own behalf or in behalf of any of the defendants, but were in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tracts,

The Court further finds, upon the evidence presented, that Albert Perkins and Hazel Perkins were the sole owners of the above captioned tracts on the date of taking; that they are entitled to receive the entire award therefor,

The Court further finds, upon the evidence presented, that the amount of \$100.00, inclusive of interest, is just compensation for the taking of the estate to be condemned in Tract No. 2007, as such estate and said tract are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED:

A. The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

B. The sole owners of the estate taken in Tract No. 2007 were Albert Perkins and Hazel Perkins, and as such are entitled to receive the entire award therefor;

C. The just compensation to be paid by the plaintiff for the taking of Tract No. 2007, is the sum of \$100.00, inclusive of interest;

D. The Clerk of this Court is hereby authorized and directed to draw a check upon the funds in the Registry of this Court in the amount of \$100.00 made payable to Albert Perkins and Hazel Perkins, and to cause payment to be made.

Executed this 3<sup>d</sup> day of December 1962.

ALLEN E. BARROW  

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UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.  

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W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

DEC 10 1962

United States of America,	Plaintiff,	}
vs.		
21.30 Acres of Land, More or Less, Situate in Pawnee County, Oklahoma, and H. B. Hawley, et al, and Unknown Owners,	Defendants.	}

NOBLE C. HOOD  
Clerk, U. S. District Court  
Civil No. 5126

Tracts Nos. 1039 & 1084

J U D G M E N T

On this day this cause came on for pre-trial hearing, all necessary defendants having been given notice by mail of the setting of this cause on the pre-trial docket of this date, and, the cause being called in open court, and it appearing to the Court that none of the party defendants, Walter T. Akers, Jr., Stanley Akers, and First National Bank of Akron, Ohio, Trustee for Marjorie S. Walker Wyckoff, nor their attorneys were present, nor did they appear in their own behalf or in behalf of any of the defendants, but were in default, the Court proceeded, upon motion of the plaintiff, to hear the matter as to the issue of ownership and just compensation.

The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action, that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tracts.

The Court further finds, upon the evidence presented, that Walter T. Akers, Jr., Stanley Akers, and First National Bank of Akron, Ohio, Trustee for Marjorie S. Walker Wyckoff, were the sole owners of the above captioned tracts on the date of taking; that they are entitled to receive the entire award therefor,

The Court further finds, upon the evidence presented, that the amount of \$30.00 (Tract No. 1039 - \$15.00, and Tract No. 1084 - \$15.00), inclusive of interest, is just compensation for the taking of the estates to be condemned in Tracts Nos. 1039 and 1084, as such estates and said tracts are described in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED:

A. The vesting in plaintiff of title to the estates set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;

B. The sole owners of the estates taken in Tracts Nos. 1039 and 1084 were, Walter T. Akers, Jr., Stanley Akers, and First National Bank of Akron, Ohio, Trustee for Marjorie S. Walker Wyckoff, and as such are entitled to receive the entire award therefor;

C. The just compensation to be paid by the plaintiff for the taking of Tracts Nos. 1039 and 1084 is the sum of \$30.00 (Tract 1039 - \$15.00, and Tract No. 1084 - \$15.00), inclusive of interest;

D. The Clerk of the Court is hereby authorized and directed to draw checks on the funds in the Registry of this Court in the amounts hereinafter set forth, and payable to the order of the following named payees:

Walter T. Akers, Jr. - - - - -	\$10.00
Stanley Akers - - - - -	\$10.00
First National Bank of Akron, Ohio, Trustee for Marjorie S. Walter Wyckoff - - - - -	\$10.00
Total	\$30.00

Executed this 31 day of December 1962.

ALLEN E. BARROW  
UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

W. R. THIXTON, JR.  
Assistant United States Attorney



Entered this 7 day of December 1962.

ALLEN E. BARROW

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UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

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W. R. THIXTON, JR.  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

DEC 10 1962

NOBLE C. HOOD  
Clerk, U. S. District Court

United States of America,  
vs. Plaintiff,

Civil No. 5446

768.22 Acres of Land, More or Less,  
Situate in Osage and Pawnee Counties,  
Oklahoma, and Floyd Hazelrigg, et al,  
and Unknown Owners,

Tract No. H-856

Defendants.

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the stipulation entered into by the plaintiff and the defendants therein named, which stipulation is tendered herewith for filing herein.

The Court finds that plaintiff and Floyd and Norene Hazelrigg and the Mannford State Bank, defendants herein, have, by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tract No. H-856, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$10,325.00, inclusive of interest. The sum of \$9,150.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract.

The Court also finds that the entire amount of the original deposit, \$9,150.00, was disbursed to these parties defendant, and that subsequent thereto, said parties defendant refunded the amount of \$3,150.00, which was deposited into the Registry of the Court Clerk, thereby retaining the sum of \$6,000.00. The Court further finds that these parties defendant have stipulated with the plaintiff for the exclusion of the improvements located upon this tract, said improvements having the salvage value of \$4,325.00, said stipulation having been heretofore filed in this case; and the Court further finds that the amount of \$6,000.00 retained by said parties defendant is the total net amount payable to them by the plaintiff for the taking of the estate in Tract No. H-856, all pursuant to the terms and conditions of the stipulations heretofore presented and filed in this case.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

A. The vesting in plaintiff of title to the estate set forth in the Complaint and Declaration of Taking in and to the land hereinabove referred to, as said tract is described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tract No. H-856 is the sum of \$10,325.00, inclusive of interest, and the reservation by the above-named defendants of the right to remove on or before December 31, 1962, the buildings located thereon, having a total salvage value of \$4,325.00; the total sum of \$10,325.00, stipulated to as just compensation, to be reduced by the sum of \$4,325.00, net amount payable to these defendants being \$6,000.00.

C. The Clerk of the Court is hereby ordered and directed to refund the balance of the funds on deposit in this case, by drawing a check in the amount of \$3,150.00, made payable to the Treasury of the United States, and forwarding said check to the local representative of the Corps of Engineers, United States Army.

Entered this 7 day of December 1962.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THEXTON, JR.

W. R. THEXTON, JR.  
Assistant United States Attorney