

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

William F. Tucker, Administrator )  
with Will annexed of the Estate )  
of Harry L. Fitzgerald, Sr., Deceased, )  
vs. )  
The Texaco Company, a corporation. )

No. 4614-Civil

**FILED**

ORDER OVERRULING PLAINTIFF'S MOTION <sup>FILED</sup> 1963  
FOR NEW TRIAL

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

Upon considering the plaintiff's Motion for New Trial and  
brief filed therewith, the Court finds that said Motion should be  
denied.

IT IS, THEREFORE, ORDERED that the Motion for New Trial filed  
herein by the plaintiff is hereby overruled.

Dated, this 28 day of February, 1963.

(s) *Fred Daugherty*  
Fred Daugherty  
United States District Judge

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

PIPELINE LOCAL NO. 798,  
TULSA, OKLAHOMA UNITED ASSOCIATION  
OF JOURNEYMEN AND APPRENTICES OF THE  
PLUMBING AND PIPE FITTING INDUSTRY  
OF THE UNITED STATES AND CANADA,  
  
Plaintiff  
  
vs.  
  
VADCO & TAYLOR CONSTRUCTION  
COMPANY, INC.,  
  
Defendant.

Civil No. 5443

FILED

MAR 11 1963

JUDGMENT

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

This matter came on for hearing on this 4<sup>th</sup> day of  
March, 1963 before me, the undersigned District Judge. The complainant  
being represented by William K. Powers of the firm of Dyer, Powers,  
and Cotcher and the defendant by Roy L. Sullivan, of the firm of  
McInnis and Sullivan, one of its attorneys of record. The Court has  
fully considered the pleadings herein filed by the respective parties  
and has heard the evidence offered by each. Being fully advised in  
the premises, the Court makes the following findings of fact, con-  
clusions of law and enters its order.

FINDINGS

1. The Defendant was properly served with summons and has entered  
its appearance in this matter and venue lies in this District.  
The Court has jurisdiction of the issues presented by the pleadings  
and of the matters at issue by virtue of Title 29, U.S.C.A. Sec. 185,  
sometimes referred to as Section 301 of The Labor Management Relations

Act as well as by virtue of the Declaratory Judgment Act, Title 28, U.S.C.A., Section 2201 and there is an actual justiciable controversy between the parties herein. Each of the parties reserve the right to avail itself of the provisions of Title 28, Section 2202 U.S.C.A.

3. By virtue of the statements and evidence submitted by the parties to the Court, each of the parties waives any right or claim for money damages against the other such claims being more fully set forth in their respective Complaint and Cross-Claim herein filed.

4. That D. B. Vaughn, President of Defendant corporation, on or about October 6, 1961 executed the letter entitled "Acceptance of Agreement" attached to Plaintiff's Complaint marked Exhibit "B". By execution of said letter the Defendant corporation and the Complainant Union are each bound by the contract attached to Complainant's Complaint marked Exhibit "A". It is understood that each of the parties as provided in said contract, reserves the right to challenge and question whether or not any work now being performed or contemplated to be performed in the future comes within the coverage of said contract as provided for under the terms of Paragraph I, sub-divisions (A) through (E) both inclusive. The parties announced in open Court they have amended and supplemented Article XII of said contract marked Exhibit "A" and each will comply with said Article as amended.

#### CONCLUSIONS OF LAW

This Court has venue of the action herein filed. By reason of the issues raised in the pleadings, this Court, under the Statutes above cited has jurisdiction of the issues between the parties and a justiciable controversy exists.

#### ORDER

1. There exists between the parties herein an actual justiciable controversy and by virtue of the above cited Statutes, this Court

has jurisdiction to try the issues submitted.

2. The claims of the respective parties for the recovery of money damages as against the other is set aside and dismissed.

3. The contract attached to the Complaint marked Exhibit "A" is binding on both of the parties herein subject to the right of each to challenge and question whether or not any work now being performed or in the future contemplated to be performed by the Defendant comes within the coverage of said contract as provided by the terms of Paragraph I, sub-divisions (A) through (E) both inclusive.

4. Should any dispute arise between the parties in the future, each will comply with Article XII of Exhibit "A" entitled "Procedure for Settlement of Grievances and Disputes", as the same has been amended by the parties herein under date of March 1, 1963.

Entered this 21 day of March, 1963.

Allen E. Robinson  
JUDGE OF THE DISTRICT COURT

APPROVED AS TO FORM:

DYER, POWERS, AND GITCHER

BY William K. Powers

Attorneys for Plaintiff

MCINNIS AND SULLIVAN

BY Roy L. Sullivan

Roy L. Sullivan

Tom Hieronymus  
Tom Hieronymus

Attorneys for Defendant

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Judgment on Motion  
(Option)

United States of America,  
  
Plaintiff,  
  
vs.  
  
1,334.58 Acres of Land, More or Less,  
Situate in Tulsa County, Oklahoma and  
J. O. Alexander, et al, and Unknown  
Owners,  
  
Defendants.

Civil No. 4335

Tracts Nos. A-117-1  
A-117-2  
A-117E

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 a judgment upon stipulations entered into by other defendants and the plaintiff, which stipulations are tendered herewith for filing herein.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendants Cora B. McKee and James R. McKee 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 \$2,400.00, inclusive of interest, would be awarded as just compensation for the taking of the estates to be condemned in Tracts Nos. A-117 A-117-1, A-117-2, and A-117E 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 George Campbell, Floyd Ashby, D. Howard Cramer and A. A. Howe defendants herein, have, by the stipulations above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of their lessee interests in the oil, gas and other minerals in the estates in Tracts Nos. A-117-2 and A-117E, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$168.12, inclusive of interest. The Court also finds that Cora B. McKee and James R. McKee have refunded the sum of \$20.00 due to an overpayment, and that the net amount payable by the plaintiff to Cora B. McKee and James R. McKee, pursuant to the terms and conditions of the option contract, is the net sum of \$2,380.00, which has heretofore been disbursed. That there is a balance

of \$20.00 and that a deficiency of \$148.12 will be required to completely compensate the lessee interests mentioned above.

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; that the contract and agreement is a valid one; that the stipulations referred to are lawful 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 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. A-117-1, A-117-2 and A-117E is the sum of \$2,548.12, inclusive of interest, of which amount the sum of \$2,380.00 has been disbursed by previous order of this Court, there remaining upon deposit the sum of \$20.00, requiring a deficiency of \$148.12 to be deposited by the plaintiff.

(C) The plaintiff shall forthwith deposit into the registry of this Court the deficiency in the amount of \$148.12, without interest.

(D) Upon receipt of this deficiency the Clerk of the Court is hereby directed and authorized to draw checks in the following amounts made payable to the following payees and to cause payment to be made:

D. H. Cramer.....	\$112.50
A. A. Howe.....	\$5.62
Floyd F. Ashby.....	\$25.00
George Campbell.....	\$25.00
TOTAL	<u>\$168.12</u>

Entered this *1st* day of *March* 1963.

ALLEN E. BARRO  
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.

261.61 Acres of Land, More or Less,  
Situate in Nowata County, Oklahoma,  
and Earnest Brannan, et al, and  
Unknown Owners,

Defendants.

CIVIL ACTION NO. 4873

Tracts Nos.: W-2308  
W-2311

FILED

MAR - 1963

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

J U D G M E N T

1.

NOW, on this 1st day of March, 1963, 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, finis:

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 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 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 3, 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 owners of the estates taken in 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 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 below, and such stipulation should be approved.

9.

A deficiency exists between the amount deposited as estimated compensation for 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 owners. 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 Declaration of Taking, are condemned and title thereto is vested in the United States of America, as of the date of filing such 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 subject tracts were the defendants whose names appear below in paragraph 12, and the right to just compensation for the estates taken herein in these tracts is vested in the parties 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. W-2308 AND W-2311

Owners of both tracts:

Harold Aymer	- - - - -	1/6
(This defendant is now deceased and Eunice J. Aymer, as administratrix, is entitled to receive the compensation for this interest.)		
Muriel Aymer McClintock	- - - - -	1/6
Glenn Aymer	- - - - -	1/6
(This defendant is incompetent, and R. N. Aymer, as his guardian, is entitled to receive the compensation for this interest.)		
R. N. Aymer	- - - - -	1/6
Esther Aymer Gainer	- - - - -	1/6
Edith Nell Caldwell	- - - - -	1/6

Awards of just compensation:

For Tract No. W-2308	- - - - -	\$400.00	
For Tract No. W-2311	- - - - -		\$400.00
Total Award	- - - - -		\$800.00

Deposited as estimated compensation:

For Tract No. W-2308	- - - - -	\$350.00
For Tract No. W-2311	- - - - -	\$350.00

Disbursed to owners for both tracts - - - - - \$700.00

Balance due to owners - - - - - \$100.00

Deposit deficiency:

As to Tract No. W-2308	- - - - -	\$50.00
As to Tract No. W-2311	- - - - -	\$50.00

13.

It Is Further ORDERED 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 sum of \$100.00, 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 the subject tracts certain sums as follows:

To Eunice J. Aymer, administratrix of the estate of Harold Aymer, deceased - - - -	\$16.67
To Muriel Aymer McClintock - - - - -	\$16.67
To R. N. Aymer, guardian of Glenn Aymer, an incompetent - - - - -	\$16.67
To R. N. Aymer - - - - -	\$16.67
To Esther Aymer Gainer - - - - -	\$16.66
To Edith Nell Caldwell - - - - -	\$16.66

ALLEN E. SARROW

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.

493.75 Acres of Land, More or Less,  
Situat in Rogers and Nowata Counties,  
Oklahoma, and Ivoy Byrd, et al, and  
Unknown Owners,

Defendants.

CIVIL ACTION NO. 5000

Tract No. 5611-6

(Lessor Interest Only)

FILED

MAR 11 1963

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

J U D G M E N T

1.

NOW, on this 1st day of March, 1963, 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 lessor interest in the estate condemned in Tract No. 5611-6, as such estate and tract are described in the Complaint and 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 August 19, 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 none of this deposit has been disbursed, as set out in paragraph 12 below.

7.

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

8.

The owners of the lessor interest in the estate taken in 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 lessor interest in the estate condemned in subject tract is in the amount shown as compensation in paragraph 12 below, and such stipulation should be approved.

9.

A deficiency exists between the amount deposited as estimated compensation for subject tract 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 owners. 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 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 lessor interest in 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 the date of filing such Declaration of Taking, and all defendants herein and all other persons interested in such lessor interest 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 lessor interest in the estate condemned herein in subject tract were the defendants whose names appear below in paragraph 12, and the right to just compensation for the lessor interest in the estate taken herein in this tract is vested in the parties 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 lessor interest in the estate condemned in subject tract as follows:

TRACT NO. 5611-6

Owners of lessor interest:

Delores Rozzell	- - - - -	1/3
Marcus Dale	- - - - -	1/3
Carlie Ethel Dale	- - - - -	1/3

Award of just compensation for lessor interest, pursuant to stipulation	- - - - -	\$3,595.00	\$3,595.00
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Deposited as estimated compensation for lessor interest	- - - - -		\$3,525.00
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Disbursed to owners	- - - - -	<u>None</u>	
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Balance due to owners	- - - - -	\$3,595.00	<u>          </u>
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Deposit deficiency	- - - - -		\$70.00
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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 the subject tract, the deficiency sum of \$70.00. The Clerk of this Court then shall disburse from the deposit for the subject tract certain sums as follows:

To Delores Rozzell	- - - - -	\$1,198.34
To Marcus Dale	- - - - -	\$1,198.33
To Carlie Ethel Dale	- - - - -	\$1,198.33

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

United States of America,

Plaintiff,

vs.

46.54 Acres of Land, More or Less,  
Situate in Creek, Osage and Pawnee  
Counties, Oklahoma, and Nora Hall  
Green, et al, and Unknown Owners,

Defendants.

Civil No. 5123

Tract No. 3039

JUDGMENT ON STIPULATION AND ORDER OF DISTRIBUTION

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 Patience McNulty and Dale Archer McNulty, 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. 3039, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$134.23 for their interests, inclusive of interest. 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 an undivided  $23,021/147,640$  interest in the captioned tract on the date of taking, and they are entitled to a partial 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 an undivided  $23,021/147,640$  interest in Tract No. 3039 is the sum of \$134.23, inclusive of interest;

(C) 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 herein-after set forth, payable to the order of the following named payees and to

mail the checks to said payees at the following addresses:

Patience McNulty.....\$123.50

Dale Archer McNulty..... \$10.73

c/o Curtis P. Harris  
Attorney at Law  
515 Leonhardt Building  
Oklahoma City, Oklahoma

Entered this 1<sup>st</sup> day of March, 1963.

WILEN E. BARROW  
JUDGE, United States District Court

APPROVED:

ROBERT P. SAMTEE  
ROBERT P. SAMTEE  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

46.54 Acres of Land, More or Less,  
Situate in Creek, Osage and Pawnee  
Counties, Oklahoma, and Nora Hall  
Green, et al, and Unknown Owners,

Defendants.

Civil No. 5123

Tract No. 3039

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 Bessie M. Johnson, Mildred M. Adams, Eugene C. Mullendore, Robert Lee Lunsford, Lillian Lunsford Brewer 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 \$900.00, inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No. 3039 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 defendants were the sole owners of an undivided 124,619/147,640 interest in the above-captioned tract on the date of taking; that they are entitled to part of the 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. 3035 is the sum of \$900.00, inclusive of interest, of which sum these defendants interests have heretofore been disbursed by order of this Court.

Entered this *1st* this day *March* 1963.

~~W. E. B. Rapp~~  
JUDGE, United States District Court

APPROVED:

ROBERT P. SANTEE  
ROBERT P. SANTEE  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF AMERICA

Judg't on Motion  
(Option)

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(x) No(x) 1378

FILED  
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(x) 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)  
**Joe M. Fuchs, et ux**

entered into a contract and agreement, as evidenced by (an) option(x) 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 \$ 30.00 inclusive of interest, would be awarded as just compensation for the taking of the estate(x) to be condemned in Tract(x) No(x) 1378

as such estate(x) and said tract(x) 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(x) 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(x) 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(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) 1378

is the sum of \$ 30.00, inclusive of interest,  
~~which is the amount of the award as based on the value of the land(x) of the tract(x)~~

(C) 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, payable to the order of the following named payees:  
Joe M. Fuchs and Ella J. Fuchs.....\$30.00

Entered this 1<sup>st</sup> day of March 1963

APPROVED: W. Allen E. Hoover  
JUDGE, United States District Court

ROBERT F. SANTEE  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,	)	Civil No. 5126
	)	
Plaintiff,	)	Tracts Nos. 1046, 1077, 1078,
	)	1079, 1093, 1094,
vs.	)	1095 and 1096
	)	
21.30 Acres of Land, More or Less,	)	
Situate in Pawnee County, Oklahoma	)	
and H. B. Hawley, et al, and Unknown	)	
Owners,	)	
	)	
Defendants.	)	

JUDGMENT ON STIPULATION AND ORDER OF DISTRIBUTION

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

The Court finds that plaintiff and Iva Mae Lamb, 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 estates in Tracts Nos. 1046, 1077, 1078, 1079, 1093, 1094, 1095 and 1096, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$120.00, 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 tracts. The Court further finds that the above-named defendant was the sole owner of the captioned tracts 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 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. 1046, 1077, 1078, 1079, 1093, 1094, 1095 and 1096, is the sum of \$120.00, inclusive of interest; and the 1960 ad valorem taxes on Tract No. 1077 are outstanding in the amount of \$1.10;

(C) 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 herein-after set forth, payable to the order of the following named payees and to mail the checks to said payees at the following addresses:

Iva Mae Lamb.....\$118.90  
2080 East 5th Street  
Stockton, California

County Treasurer..... \$1.10  
Fawnee County  
Fawnee, Oklahoma

Entered this 12<sup>th</sup> day of March 1963.

ALLEN E. BARROW  
JUDGE, United States District Court

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Def. Jdgm't  
with res.  
of imp.

United States of America,  
  
Plaintiff,  
  
vs.  
  
482.54 Acres of Land, More or Less,  
Situate in Creek, Osage and Pawnee  
Counties, and H. J. Yarbrough, et al,  
and Unknown Owners,  
  
Defendants.

Civil No. 5219

Tracts Nos. 2928  
2928E

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 Jerry Vaughn and Vernell Vaughn, 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. 2928 and 2928E, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$18,100.00, inclusive of interest. The sum of \$15,300.00, 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 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. 2928 and 2928E, is the sum of \$18,100.00, inclusive of interest, and the reservation by the above-named defendants of the right to remove on or before March 1, 1963, the improvements located thereon, having a total salvage value of \$600.00 to be deducted from the total award, the net amount payable by the plaintiff being \$17,500.00.

(C) The plaintiff shall forthwith deposit into the registry of this Court the deficiency in the amount of \$2,200.00, without interest.

(D) Upon receipt of this deficiency of \$2,200.00 the Clerk of the Court is hereby directed and authorized to draw a check in the amount of \$17,500.00 made payable to Jerry Vaughn and Vernell Vaughn, and to cause payment to be made.

Entered this 1<sup>st</sup> day of March, 1963.

STEVEN 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

Deficiency Judgment  
Without Res of Imps

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

Civil No. 5219  
Tract(s) No(s). 4233  
4233E  
4233E-2

JUDGMENT ON STIPULATION

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

The Court finds that the plaintiff and Clarence L. Kelso and Murphy V. Kelso and their attorney Charles S. Woodson

, defendant(s) herein, 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). 4233, 4233E, 4233E-2, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 4,875.00, inclusive of interest. The sum of \$4,075.00, 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).

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) (are)(is) described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s). 4233, 4233E, 4233E-2, is the sum of \$4,875.00, inclusive of interest; and

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$800.00, without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw (a) check(s) on the funds in the Registry of this Court in the amount(s) hereinafter set forth, payable to the order of the following named payee(s):

Clarence L. Kelso and  
Murphy V. Kelso.....\$4,875.00

~~Notation of this court is retained for the entry of further and appropriate orders, decrees, etc.~~

Entered this 1st day of March 1963.

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

Partial Judg't on  
Motion (Option)

United States of America,	)	
	)	
Plaintiff,	)	Civil No. 5352
	)	
vs.	)	
	)	
418.73 Acres of Land, More or Less,	)	Tract No. 4001
Situate in Pawnee, Osage and Creek	)	
Counties, Oklahoma and F. Jerome	)	
McNulty, et al, and Unknown Owners.	)	
	)	
Defendants.	)	

PARTIAL 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 Bessie M. Johnson, Mildred M. Adams, and Eugene C. Mullendore 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 \$3,850.00, inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No. 4001 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 defendants were the owners of the following fractional interests on the date of taking and as such entitled to receive that portion of the total award set forth next to each interest, all as follows:

<u>Owner</u>	<u>Interest</u>	<u>Amount</u>
Bessie M. Johnson	22,533/73,820	\$1,175.19
Mildred M. Adams	22,281/73,820	\$1,162.04
Eugene C. Mullendore	6,985/73,820	\$ 364.29
		<u>\$2,701.52</u>

The Court also finds that these owners are entitled to receive that part of the total award as set forth above; 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, WHEREFORE, 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 the interests as set forth above, in Tract No. 4001 is the total sum of \$2,701.52, inclusive of interest, which sum has heretofore been disbursed by order of this Court.

Entered this *1st* day of March, 1963.

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 United States Attorney

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

Mary Grace Baugh, etc.

vs.

Yellow Transit Freight Lines, Inc.,  
a corporation, and Herman V.  
Wickman

Civil No. 5533

JUDGMENT

This action came on for hearing before the court and a jury, the Honorable Allen E. Barrow presiding, and the issues having been duly tried, and the jury on March 5, 1963, having rendered a verdict for the plaintiff to recover of the defendant damages in the amount of Forty-One Thousand, Five Hundred (\$41,500.00) Dollars,

IT IS ORDERED AND ADJUDGED that the plaintiff, Mary Grace Baugh, recover of the defendants Yellow Transit Freight Lines, Inc., a corporation and Herman V. Wickman, the sum of Forty-One Thousand, Five Hundred (\$41,500.00) Dollars, with interest thereon at the rate of 6% pre annum from the date hereof until paid, and her cost of action.

Dated at Tulsa, Oklahoma, this 5th day of March, 1963.

NOBLE C. HOOD, CLERK

By \_\_\_\_\_  
Deputy

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

CALVIN HOUSTON,

Plaintiff,

vs.

MISSOURI-KANSAS-TEXAS  
RAILROAD COMPANY, a corpor-  
ation,

Defendant.

CIVIL NO. 5358

**FILED**

1963

J U D G M E N T

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

This action came on for trial before the court and a jury, the Honorable Fred Daugherty, presiding, and the issues having been duly tried and the jury on March 6, 1963, having rendered a verdict for the defendant,

IT IS ORDERED AND ADJUDGED that the plaintiff take nothing, that the action is dismissed on the merits, and that the defendant, Missouri-Kansas-Texas Railroad Company, recover of the plaintiff, Calvin Houston, its costs of action.

Dated at Tulsa, Oklahoma, this 6th day of March, 1963.

NOBLE C. HOOD, CLERK

By   
Deputy

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

FUEL COX, )  
Plaintiff, )  
-VS- )  
WOOLF BROS., INC., et al, )  
Defendants. )

NO. 5510

*AW*

ORDER OF DISMISSAL

Upon motion of Plaintiff, showing this cause has been compromised as to the Defendants, Karl and Freida Ebenstein, this cause is hereby dismissed with prejudice as to the said Defendants.

*Allen E. Barrow*  
JUDGE

OK *[Signature]*  
Attorney for Plaintiff

OK *[Signature]*  
Attorney for Defendants,  
Ebensteins

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Oscar R. Helton,

Plaintiff,

vs.

Anthony J. Celebrezze, Secretary  
of Health, Education and Welfare,

Defendant.

Civil Action No. 5544

FILED

O R D E R

On this 6th day of March, 1962, the motion of the United States of America to remand this action to the Secretary of Health, Education and Welfare of the United States for further action by the Secretary coming on for hearing and the court being fully advised in the premises finds that the motion should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that this action be and the same is remanded to the Secretary of Health, Education and Welfare, pursuant to Title 42, U.S.C., Section 405(g) for further action by the Secretary.

William F. Garrison  
UNITED STATES DISTRICT JUDGE

APPROVED:

John M. Inel  
John M. Inel  
United States Attorney

James P. Goepfinger  
James P. Goepfinger  
Attorney for Plaintiff



UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America, )
Plaintiff, ) Civil No. 5126
vs. )
21.30 Acres of Land, More or Less, )
Situate in Pawnee County, Oklahoma )
and H. B. Hawley, et al and Unknown )
Owners, ) Defendants.) Tract(s) No(s). 1018

JUDGMENT ON STIPULATION AND ORDER OF DISTRIBUTION

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) (were) tendered herewith for filing herein.

The Court finds that plaintiff and County Commissioners of Pawnee County, Oklahoma, 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). 1018, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$10.00, 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). 1018 is the sum of \$ 10.00, inclusive of interest; and

(C) The Clerk of this Court is hereby authorized and directed to draw (a) check (s) on the funds in the registry of this Court in the amount(s) hereinafter set forth, payable to the order of the following named payee(s) and to mail the check(s) to said payee(s) at the following address(es):

County Commissioners of Pawnee County, Oklahoma.....\$10.00
Pawnee, Oklahoma

Entered this 7th day of March, 1963.

APPROVED:

ROBERT P. SANTEE
ROBERT P. SANTEE
Attorney

ALLEN E. BARROW
JUDGE, United States District Court

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America, )  
Plaintiff, )  
vs. ) CIVIL NO. 5208  
)  
54.21 Acres of Land, More or Less, ) Tract(x) No(x) 1412  
Situate in Pawnee, Osage and Creek )  
Counties, Oklahoma and M. E. Soule, )  
et al and Unknown Owners, )  
)  
Defendants. )

JUDGMENT ON OPTION AND STIPULATION

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) **Belva Hindman Jones** and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein, and on the stipulation(s) entered into by the defendant(s) **D. O. Anderson** and the plaintiff, which stipulation(s) (was)(is) tendered herewith for filing herein or which stipulation(s) (was)(has) previously been filed.

**OPTION:** The Court finds that prior to the institution of the above proceeding the United States of America and the defendant(s) **Belva Hindman Jones** 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 for her interest** inclusive of interest, would be awarded as just compensation for the taking of the estate(s) to be condemned in Tract(s) No(s) **1412** as such estate(s) and said tract(s) are described in the complaint and declaration of taking heretofore filed in this cause.

**STIPULATION:** The Court finds that plaintiff and defendant(s) **D. O. Anderson** (have)(has) 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) **1412**, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause is the (total) sum of \$ **40.00 for all interests**, inclusive of interest.

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

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 sum of \$ **20.00**, 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.

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) (was)(is) described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s) **1412**

is the sum of \$ **40.00 for all interests**, inclusive of interest;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$ 20.00 without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw (or) check(s) on the funds in the Registry of this Court in the amount(s) hereinafter set forth, payable to the order of the following named payee(s):

Belva Hindman Jones.....\$20.00  
D. O. Anderson.....\$20.00

Jurisdiction of this cause is retained for the entry of further and appropriate orders and decrees.

Entered this 7<sup>th</sup> day of March 196 3.

ALLEN E. BARROW  
UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE  
ROBERT P. SANTEE  
Assistant United States Attorney

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America,  
Plaintiff,  
vs.  
54.21 Acres of Land, More or Less,  
Situate in Pawnee, Osage and Creek  
Counties, Oklahoma and M. B. Scule,  
et al and Unknown Owners,  
Defendants.

CIVIL NO. 5208

Tract(s) No(s) 1414

JUDGMENT ON OPTION AND STIPULATION

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) **Belva Hindman Jones** and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein, and on the stipulation(s) entered into by the defendant(s) **D. O. Anderson** and the plaintiff, which stipulation(s) (are)(is) tendered herewith for filing herein or which stipulation(s) (have)(has) previously been filed.

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

**Belva Hindman Jones** 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 \$ **25.00 for her interests** inclusive of interest, would be awarded as just compensation for the taking of the estate(s) to be condemned in Tract(s) No(s) **1414** as such estate(s) and said tract(s) are described in the complaint and declaration of taking heretofore filed in this cause.

**STIPULATION:** The Court finds that plaintiff and defendant(s) **D. O. Anderson** (have)(has) 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) **1414**, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause is the (total) sum of \$ **50.00 for all interests** inclusive of interest.

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

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 sum of \$ **25.00**, 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.

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) (are)(is) described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s) **1414**

is the sum of \$ **50.00 for all interests**, inclusive of interest;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$ 25.00 without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw (a) check(s) on the funds in the Registry of this Court in the amount(s) hereinafter set forth, payable to the order of the following named payee(s):

Belva Hindman Jones.....\$25.00

D. G. Anderson.....\$25.00

Jurisdiction of this cause is retained for the entry of further and appropriate orders and decrees.

Entered this 7<sup>th</sup> day of March 196 3.

ALLEN E. BARROW  
UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE  
ROBERT P. SANTEE  
Assistant United States Attorney

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America, )  
Plaintiff, )  
vs. ) CIVIL NO. 5208  
54.21 Acres of Land, More or Less, )  
Situate in Pawnee, Osage and Creek ) Tract(x) No(x) 1401  
Counties, Oklahoma and M. B. Soule )  
et al and Unknown Owners, )  
Defendants. )

JUDGMENT ON OPTION AND STIPULATION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option(x) granted by the defendant(s)

**Belva Hindman Jones**  
and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein, and on the stipulation(s) entered into by the defendant(x) **D. O. Anderson** and the plaintiff, which stipulation(s) (was) (is) tendered herewith for filing herein or which stipulation(s) (have) (has) previously been filed.

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

**Belva Hindman Jones**  
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 for her interest inclusive of interest, would be awarded as just compensation for the taking of the estate(x) to be condemned in Tract(s) No(s) 1401 as such estate(s) and said tract(s) are described in the complaint and declaration of taking heretofore filed in this cause.

STIPULATION: The Court finds that plaintiff and defendant(s)

**D. O. Anderson**  
(have) (has) 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) 1401, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause is the (total) sum of \$ 40.00 for all interests inclusive of interest.

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

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 sum of \$ 20.00, 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.

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) (are) (is) described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s) 1401

is the sum of \$ 40.00 for all interests inclusive of interest;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$ 20.00 without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw (x) check(s) on the funds in the Registry of this Court in the amount(s) hereinafter set forth, payable to the order of the following named payee(s):

Belva Hindman Jones.....\$20.00  
1010 John Stine Road, Westlake, Louisiana

D. O. Anderson.....\$20.00  
c/o Mr. Curtis P. Harris, Attorney at Law  
515 Leonhardt Building, Oklahoma City, Oklahoma

Jurisdiction of this cause is retained for the entry of further and appropriate orders and decrees.

Entered this 17<sup>th</sup> day of March 1963.

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

APPROVED:

ROBERT P. SANTEE  
ROBERT P. SANTEE  
Assistant United States Attorney

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America,  
Plaintiff,  
vs.  
54.21 Acres of Land, More or Less,  
Situate in Pawnee, Osage and Creek  
Counties, Oklahoma, and M. B. Soule,  
et al and Unknown Owners,  
Defendants.

CIVIL NO. 5208  
Tract(x) No(x) 1428

FILED

NOTED  
M. B. Soule

JUDGMENT ON OPTION AND STIPULATION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option(x) granted by the defendant(x)

**Belva Hindman Jones**  
and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein, and on the stipulation(x) entered into by the defendant(x) **D. O. Anderson** and the plaintiff, which stipulation(x) ~~(was)~~ (is) tendered herewith for filing herein or which stipulation(x) ~~(has)~~ (has) previously been filed.

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

**Belva Hindman Jones**  
entered into a contract and agreement, as evidenced by (an) option(x) for the purchase of land granted by said defendant(x) and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$15.00 for her interests inclusive of interest, would be awarded as just compensation for the taking of the estate(x) to be condemned in Tract(x) No(x) 1428 as such estate(x) and said tract(x) are described in the complaint and declaration of taking heretofore filed in this cause.

STIPULATION: The Court finds that plaintiff and defendant(x) **D. O. Anderson** (have) ~~(has)~~ 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) 1428, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause is the (total) sum of \$ 30.00 for all interests inclusive of interest.

The Court further finds that the above-named defendant(s) were the sole owners of the above-captioned tract(x) on the date of taking; that they are entitled to the entire award therefor; and the option contract and stipulation(x) are valid.

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 sum of \$ 15.00, 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.

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) ~~(was)~~ (is) described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tract(x) No(x) 1428

is the sum of \$ 30.00 for all interests, inclusive of interest;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of **\$15.00** without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw ~~(a)~~ check(s) on the funds in the Registry of this Court in the amount(s) hereinafter set forth, payable to the order of the following named payee(s):

**Belva Hindman Jones.....\$15.00**

**D. O. Anderson.....\$15.00**

Jurisdiction of this cause is retained for the entry of further and appropriate orders and decrees.

Entered this <sup>7<sup>th</sup></sup> day of **March** 196**3**.

ALLEN E. BARROW  
UNITED STATES DISTRICT JUDGE

APPROVED:

**ROBERT P. SANTEE**

ROBERT P. SANTEE  
Assistant United States Attorney

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

United States of America, )  
Plaintiff, )  
vs. )  
10.83 Acres of Land, More or Less, )  
Situate in Pawnee and Osage Counties, )  
Oklahoma, and Belva Hindman Jones, )  
et al and Unknown Owners, )  
Defendants. )

CIVIL NO. 5230  
Tract(x) No(x) 1253

FILED

SEP 17 1963

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

JUDGMENT ON OPTION AND STIPULATION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option(x) granted by the defendant(x)

**Belva Hindman Jones** and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein, and on the stipulation(x) entered into by the defendant(x) **D. O. Anderson** and the plaintiff, which stipulation(x) (xxx)(is) tendered herewith for filing herein or which stipulation(x) (xxxx)(has) previously been filed.

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

**Belva Hindman Jones** entered into a contract and agreement, as evidenced by (an) option(x) for the purchase of land granted by said defendant(x) and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$ 15.00 for her interests inclusive of interest, would be awarded as just compensation for the taking of the estate(x) to be condemned in Tract(x) No(x) 1253 as such estate(x) and said tract(x) are described in the complaint and declaration of taking heretofore filed in this cause.

STIPULATION: The Court finds that plaintiff and defendant(x) **D. O. Anderson** (have) (has) 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) 1253, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause is the (total) sum of \$ 30.00 for all interests inclusive of interest.

The Court further finds that the above-named defendant(s) were the sole owners of the above-captioned tract(x) on the date of taking; that they are entitled to the entire award therefor; and the option contract and stipulation(x) are valid.

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 sum of \$ 15.00, 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.

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) (xxxx)(is) described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tract(x) No(x) 1253 is the sum of \$ 30.00 for all interests inclusive of interest;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$ **15.00** without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw (2) check(s) on the funds in the Registry of this Court in the amount(s) hereinafter set forth, payable to the order of the following named payee(s):

**Belva Hindman Jones.....\$15.00**  
**D. O. Anderson.....\$15.00**

Jurisdiction of this cause is retained for the entry of further and appropriate orders and decrees.

Entered this 7<sup>th</sup> day of **March** 196 **3**.

**ALLEN E. BARROW**

---

UNITED STATES DISTRICT JUDGE

APPROVED:

**ROBERT P. SANTEE**

---

**ROBERT P. SANTEE**  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

FILED ✓

1963

United States of America, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
344.42 Acres of land, More or Less, )  
Situat in Creek and Pawnee Counties, )  
Oklahoma, and Cornelia C. Holmes, )  
et al, and Unknown Owners, )  
 )  
Defendants. )

MOBLE C. HOOD  
Civil No. 5414 District Court  
Tracts Nos. 4214, E-1  
thru E-5

FINAL 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, as set out below, entered into a contract and agreement, 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 \$450.00, inclusive of interest, would be awarded as just compensation for the taking of the estates to be condemned in Tracts Nos. 4214, 4214E-1 thru E-5, 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 below-named defendants were the sole owners of the above-captioned tracts on the date of taking, their respective interests being shown below; 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. 4214, 4214E-1 thru E-5 is the sum of \$450.00, inclusive of

interest, of which sum \$37.50 has been disbursed to National Bank of Tulsa, as Executor of the Estate of J. C. Parks, deceased; 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, payable to the order of the following-named payees:

	<u>Interest</u>	<u>Amount</u>
Helen Lovett Waters - - - - -	1/50 - - - - -	\$ 9.00
Gertrude Lovett Sullivan - - - - -	1/50 - - - - -	9.00
Roy W. Lovett - - - - -	1/50 - - - - -	9.00
Ralph Lovett - - - - -	1/300 - - - - -	1.50
Frankie Horn, Administrator of		
Estate of E. T. Humphrey, dec'd -	1/150 - - - - -	3.00
Lula May and Harold Engle - - - -	1/150 - - - - -	3.00
Marjorie and George Richardson -	1/150 - - - - -	3.00
Mary K. Worrell - - - - -	5/96 - - - - -	23.44
Roy O. Kelly - - - - -	5/96 - - - - -	23.44
Ernest C. Kelly - - - - -	5/96 - - - - -	23.44
Kelly Brothers, a business trust -	5/12 - - - - -	187.50
Vera A. Davis - - - - -	5/288 - - - - -	7.81
David M. Taylor - - - - -	5/288 - - - - -	7.81
Beverly June Davis - - - - -	5/288 - - - - -	7.81
Eloise Bagby - - - - -	5/72 - - - - -	31.25
Lorraine Black - - - - -	5/72 - - - - -	31.25
Samuel A. Schrader, Jr. - - - - -	5/72 - - - - -	31.25
		-----
		\$ 412.50

Entered this *7th* day of March 1963.

ALLEN E. BARROW  
 \_\_\_\_\_  
 UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE  
 \_\_\_\_\_  
 ROBERT P. SANTEE  
 Assistant United States Attorney



UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Deficiency Judgment  
Without Res of Imps

United States of America,  
Plaintiff,  
vs.  
Certain Land in the City of Tulsa,  
County of Tulsa, State of Oklahoma,  
and Consumers Oil Stations, Inc.,  
et al and Unknown Owners,  
Defendants.

Civil No. 5514  
~~Trust (s) No (s)~~  
PARCEL NO. 24

JUDGMENT ON STIPULATION

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

The Court finds that the plaintiff and **Ann Blackmore and Hollis E. Crowe**

, defendant(s) herein, 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 ~~Trust (s) No (s)~~ Parcel No. 24, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 63,200.00, inclusive of interest. The sum of \$ 57,500.00, was deposited into the Registry of this Court as estimated just compensation for said ~~Trust (s)~~ Parcel upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this act.on. 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 ~~Trust (s)~~ parcel.

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 ~~Trust (s)~~ ~~(s)~~(is) described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of ~~Trust (s) No (s)~~ Parcel No. 24, is the sum of \$ 63,200.00, inclusive of interest; ~~and the sum of \$57,500.00 has previously been withdrawn by the owners;~~

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$ 5,700.00, without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw (a) check~~(s)~~ on the funds in the Registry of this Court in the amount~~(s)~~ hereinafter set forth, payable to the order of the following named payee(s):

**Ann Blackmore and Hollis E. Crowe.....\$5,700.00**

Jurisdiction of this cause is retained for the entry of further and appropriate orders and decrees.

Entered this 7<sup>th</sup> day of **March** 196 **3**.

ALLEN E. BARROW  
UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF AMERICA

Judg't on Motion  
(Option)

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(~~s~~) No(~~s~~) 1327

FILED

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)

**Board of County Commissioners of Pawnee County, State of Oklahoma**

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~~) 1327

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) (~~was~~) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(~~s~~) No(~~s~~) 1327

is the sum of \$ 20.00, inclusive of interest, which sum has heretofore been disbursed by order(~~s~~) of this Court.

Entered this 3<sup>rd</sup> day of March 1963 .

APPROVED: ALLEN E. BARROW  
JUDGE, United States District Court

ROBERT P. SANTEE ROBERT P. SANTEE  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF AMERICA

Judg't on Motion  
(Option)

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(s) No(s) 1318

FILED

MAR 3 1963

JUDGMENT ON MOTION

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

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)

**Board of County Commissioners of Pawnee County, State of Oklahoma**

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) 1318

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) 1318

is the sum of \$ 20.00, inclusive of interest, which sum has heretofore been disbursed by order(s) of this Court.

Entered this 8<sup>th</sup> day of March 1963 .

APPROVED:

ALLEN E. BARROW  
JUDGE, United States District Court

ROBERT P. SANDER  
~~ROBERT P. SANDER~~  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF AMERICA

Judg't on Motion  
(Option)

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~~(s)~~ No~~(s)~~ 1306

FILED

JUDGMENT ON MOTION

NOTICE CLERK  
U.S. DISTRICT COURT

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)  
Board of County Commissioners of Pawnee County, State of Oklahoma

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 \$25.00, inclusive of interest, would be awarded as just compensation for the taking of the estate~~(s)~~ to be condemned in Tract~~(s)~~ No~~(s)~~ 1306

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) ~~(do)~~ (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)~~ 1306

is the sum of \$25.00, inclusive of interest, which sum has heretofore been disbursed by order~~(s)~~ of this Court.

Entered this 8<sup>th</sup> day of March 196 3 .

ALLEN E. BARROW

APPROVED:

JUDGE, United States District Court

ROBERT P. SANTEE  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

FILED

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.)

Civil No. 5359

Tract(x) No(x). 1008

JUDGMENT ON STIPULATION AND ORDER OF DISTRIBUTION

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

The Court finds that plaintiff and Josephine Rosenberg, defendant herein, (has), (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. 1008, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 10.00, 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 (was) the sole owner 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. 1008 is the sum of \$ 10.00, inclusive of interest;

(C) 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, payable to the order of the following named payee and to mail the check to said payee at the following address:

Josephine Rosenberg.....\$10.00
c/o Jack Fleischaker, attorney
714 First National Building
Joplin, Missouri

Entered this 3rd day of March, 1963.

ALLEN E. BARROW

JUDGE, United States District Court

APPROVED:

ROBERT P. SANTI

ROBERT P. SANTI
Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Deficiency Judgment  
Without Res of Imps

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

Civil No. 5219

Tract(s) No(s). 2906-1, 2,  
E-1 thru E-4

**FILED**

JUDGMENT ON STIPULATION

MAR 21 1963

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

The Court finds that the plaintiff and **Harold Russell Walker**  
and **Alta Mae Walker**, defendant(s) herein,  
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).  
**2906-1, 2, E-1 thru E-4**, as set forth  
and described in the Complaint and Declaration of Taking heretofore filed in  
this cause, is the (total) sum of \$ **1,730.00**, inclusive of interest.  
The sum of \$ **1,575.00**, 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).

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) (are)~~(is)~~ described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking  
of Tract(s) No(s). **2906-1, 2, E-1 thru E-4**, is the sum of  
\$ **1,730.00**, inclusive of interest; ~~and~~

C. The plaintiff shall forthwith deposit into the Registry of this  
Court the deficiency in the amount of \$ **155.00**, without interest.  
Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby  
authorized and directed to draw (a) check~~s~~ on the funds in the Registry of  
this Court in the amount~~(s)~~ hereinafter set forth, payable to the order of the  
following named payee(s):

**Harold Russell Walker & Alta Mae Walker.....\$1,730.00**

Jurisdiction of this cause is retained for the entry of further and  
appropriate orders and decrees.

Entered this *17th* day of *March* 196 *3*.

ALLEN E. BARROW  
UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE  
Assistant United States Attorney

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

Bessie Gaines Norman, . . . Plaintiff, )  
vs. ) No. 5485  
Robert Edward Guess, . . . Defendant. )

DISMISSAL WITH PREJUDICE

Comes now the plaintiff, BESSIE GAINES NORMAN, and dis-  
misses the above styled and numbered cause of action with prejudice to the  
bringing of a future action.

Dated this 9 day of March, 1963.

Bessie Gaines Norman  
Plaintiff  
Frank Leale  
Attorney for Plaintiff

Comes now the defendant, by and through his counsel of record,  
and consents to the dismissal of the above styled and numbered cause of  
action with prejudice to the bringing of any future action.

HUDSON, HUDSON, WHEATON, KYLE & BRETT  
By: Thomas R. Brett  
Attorneys for Defendant

Pursuant to Rule 28, USDC, IT IS HEREBY ORDERED that the  
above styled and numbered cause be dismissed with prejudice.

NANCY S. ADOL, Clerk

By: \_\_\_\_\_  
Deputy

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

FILED ✓

EVERETT LOWRANCE,

Plaintiff,

vs.

UNITED STATES OF AMERICA and  
INTERSTATE COMMERCE COMMISSION,

Defendants,

and

ATCHISON, TOPEKA & SANTA FE  
RY. CO., ET AL.,

Intervening Defendants.

Civil No. 5421

AM

ORDER OF DISMISSAL WITHOUT PREJUDICE

On this 6<sup>th</sup> day of March, 1968, the stipulation of all parties of record in this case to the effect that all parties consent to dismissal without prejudice and without costs to any party has been noted by the Court, and

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, based upon the stipulation, that this matter is hereby dismissed without prejudice and without costs to any party hereto.

*[Signature]*  
UNITED STATES DISTRICT JUDGE

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) 1519

FILED  
MAR 11 1963  
HOLBE C. BOON  
Clerk, U.S. District Court

JUDGMENT ON STIPULATION AND ORDER OF DISTRIBUTION

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 F. W. Tillack and D. O. Anderson

, 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). 1519, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 60.00, 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). 1519 is the sum of \$ 60.00, inclusive of interest; and

(C) The Clerk of this Court is hereby authorized and directed to draw (s) check(s) on the funds in the registry of this Court in the amount(s) hereinafter set forth, payable to the order of the following named payee(s) and to mail the check(s) to said payee(s) at the following address(es):

- F. W. Tillack, P. O. Box 2276, Tulsa, Oklahoma.....\$30.00
- D. O. Anderson, c/o Curtis P. Harris, 515 Leonhardt Bldg., Oklahoma City, Oklahoma.....\$30.00

Entered this 11 day of March, 1963.

ALLEN E. BARDON  
JUDGE, United States District Court

APPROVED:  
ROBERT P. SANTEE  
ROBERT P. SANTEE  
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

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

Civil No. 5295

Tract No. 2328E

FILED

MAR 14 1963

NOBLE C. HOGG  
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 defendants and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein; plaintiff also moves for judgment on default of defendants C. C. Skilling and W. M. Stark to appear.

The Court finds that prior to the institution of the above proceeding the United States of America and the defendants Amyle Peterman, Wanda Peterman, Tommy N. Peterman, Vonnie Peterman, R. H. Haile and Gertie Haile 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. 2328E 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 defendants C. C. Skilling and W. M. Stark have been duly notified by publication of notice; that the addresses of these defendants are unknown; that these defendants are in default.

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 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.

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

Lewis G. Lippel, Sr., Administrator of the  
Estate of Dorris Lippel, deceased,

Plaintiff,

vs.

Herman V. Wickman and Yellow Transit  
Freight Lines, Inc., a Corporation,

Defendants.

No. 5436 Civil

JUDGMENT

This cause comes on for trial on this the 4th day of March, 1963. The parties appeared in person and by their respective counsel of record. And all parties in open court announced to the court the parties, and counsel for the respective parties, consent that the court may enter judgment in this cause in favor of the plaintiff and against the defendants in the sum of \$32,500.

It was further stipulated by and between the parties hereto that Lewis G. Lippel, Sr., is the duly appointed, qualified and acting administrator of the estate of Dorris Lippel, deceased.

It was further stipulated that the only heirs at law and next of kin of the decedent who sustained pecuniary loss in this case are Lewis G. Lippel, Sr., the surviving husband, and Lawrence E. Lippel, son, who was of the age of fifteen years at the time of his mother's death.

It was made to appear that Dorris Lippel was covered by the Workmen's Compensation Act of Oklahoma. That upon her death the sum of \$13,500.00 was paid and that Lewis G. Lippel, Sr., father of the minor, has placed the monies paid upon this death award to the credit of said minor, Lawrence E. Lippel.

It was further made to appear that said minor, through his counsel, has agreed that out of the proceeds of this judgment said minor shall be paid the

sum of \$5,000.00 and his father, Lewis G. Lippel, Sr., the sum of \$27,500.00.

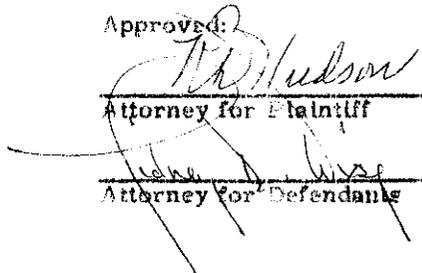
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Lewis G. Lippel, Sr., administrator of the estate of Dorris Lippel, deceased, have and recover judgment against the defendants, Herman V. Wickman and Yellow Transit Freight Lines, Inc., a Corporation, in the sum of Thirty-two Thousand Five Hundred and No/100 (\$32,500.00) Dollars, and the costs of this action.

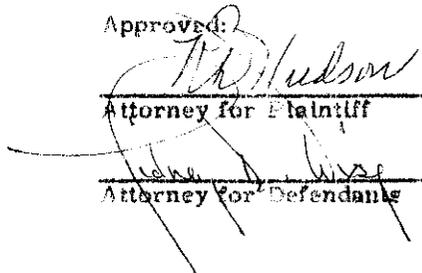
IT IS FURTHER ORDERED AND DIRECTED that the said Lewis G. Lippel, Sr., as administrator of said estate disburse out of the sums received in payment of the judgment herein the sum of Twenty-seven Thousand Five Hundred and No/100 (\$27,500.00) Dollars to himself as surviving husband of the decedent and that he disburse and pay to the said minor, Lawrence R. Lippel the sum of Five Thousand and No/100 (\$5,000.00) Dollars.

For all of which let execution issue.

  
U. S. District Judge

Approved:

  
Attorney for Plaintiff

  
Attorney for Defendants

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

FILED

WILBERT W. HAASE CO.,	)	
an Illinois corporation,	)	
	)	
Plaintiff	)	
	)	
vs	)	
	)	
SOUTHWEST WILBERT VAULT COMPANY,	)	
an Oklahoma corporation, Individually,	)	Civil Action No. 5455
and doing business as SOUTHWEST	)	
WILBERT VAULT COMPANY, CEMSTONE	)	
WILBERT VAULT COMPANY, and WILBERT	)	
VAULT COMPANY, H. T. ROBB and	)	
ROBERT D. SCOTT, Trustee in	)	
Bankruptcy of SOUTHWEST WILBERT	)	
VAULT COMPANY,	)	
	)	
Defendants	)	

FINAL JUDGMENT UPON CONSENT AS TO THE  
 TRUSTEE, ROBERT D. SCOTT, SOUTHWEST WILBERT  
 VAULT COMPANY, AN OKLAHOMA CORPORATION, BANKRUPT,  
 INDIVIDUALLY, AND DOING BUSINESS AS SOUTHWEST WILBERT  
 VAULT COMPANY, CEMSTONE WILBERT VAULT COMPANY,  
 AND WILBERT VAULT COMPANY

---

This cause coming on to be heard on joint motion of the  
 Wilbert W. Haase Co., an Illinois corporation, plaintiff and of  
 Robert D. Scott, Trustee, in behalf of the Southwest Wilbert  
 Vault Company, an Oklahoma corporation, Bankrupt, Individually  
 and doing business as Southwest Wilbert Vault Company, Cemstone  
 Wilbert Vault Company and Wilbert Vault Company, and the court  
 having heard counsel for the plaintiff and counsel for the trustee,  
 and being fully informed and advised in and relative to the matter;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. That the plaintiff's trademark WILBERT and its  
 registrations thereon, as set forth in the complaint, namely,  
 Reg. No. 417,669, registered November 6, 1945 in the United States  
 Patent Office for use of the trademark WILBERT on Burial Vaults;  
 Registration No. 502,902, registered October 12, 1948 in the  
 United States Patent Office for use of the trademark WILBERT on  
 Burial Vaults, with attached Certificate of Correction; and

Registration No. 533,495, registered November 14, 1950 in the United States Patent Office for use of the trademark WILBERT on Burial Vaults, with attached Certificate of Correction, are good and valid at law and all right and title in and to said trademark and in and to said registrations thereon are, and have at all times material hereto been, vested in the plaintiff;

2. That the defendant, Southwest Wilbert Vault Company, an Oklahoma corporation, Bankrupt, Individually and doing business as Southwest Wilbert Vault Company, Cemstone Wilbert Vault Company, and Wilbert Vault Company, has infringed upon plaintiff's rights in and to its trademark WILBERT, and plaintiff's aforesaid Registrations Nos. 417,669, 502,902 and 533,495 thereon, and has competed unfairly with the plaintiff by offering for sale, selling and servicing burial vaults sold under and bearing the trademark WILBERT in the Northern Judicial District of Oklahoma, subsequent to May 5, 1962 and prior to the filing of the complaint herein on August 16, 1962, without the license or consent of the plaintiff;

3. That the territorial license agreement granted by the plaintiff to the Southwest Wilbert Vault Company, an Oklahoma corporation, on October 17, 1955 and as amended on September 1, 1959, and the permission at sufferance granted by the plaintiff to the said Southwest Wilbert Vault Company, an Oklahoma corporation, under and by virtue of a letter dated October 9, 1961 from the plaintiff to the individual defendant, H. T. Robb, as recited in Paragraphs 9(c) and 9(d) of the complaint herein, for the right to manufacture burial vaults under the control of quality of the plaintiff and to offer for sale and to sell and to service such burial vaults under the plaintiff's trademark WILBERT in the following Counties in the State of Oklahoma, namely, Osage, Washington, Nowata, the City of Cleveland in Pawnee County, Tulsa, Rogers, Mayes, Creek, Wagoner, Okmulgee, Muskogee and McIntosh, and to use plaintiff's trademark WILBERT in and as a part of the corporate or tradename of the said Southwest Wilbert Vault Company, an Oklahoma corporation, be, and they are hereby, declared to be null and void and forever cancelled, revoked and terminated;

4. That the defendant, Southwest Wilbert Vault Company, an Oklahoma corporation, Bankrupt, Individually, and doing business as Southwest Wilbert Vault Company, Cemstone Wilbert Vault Company and Wilbert Vault Company, its officers, agents, servants, employees and attorneys, its successors and assigns, and the defendant, Robert D. Scott, Trustee, and all persons in active concert or participation with them, and who receive actual notice of the order of this court by personal service or otherwise, be, and they are hereby, permanently enjoined from directly or indirectly

- (a) using the name or trademark WILBERT in or as a part of any firm or business or trade-name or upon or in reference to concrete burial vaults, or other burial vaults, or upon or in reference to any other article, device, machine, product, or apparatus, used in or relating to the funeral industry or burial vaults sold in connection therewith;
- (b) using the name or trademark WILBERT, or any name or trademark embodying or including the name and trademark WILBERT, upon any delivery truck or other vehicle or upon any other apparatus, device, or thing used in connection with the delivery, transportation, servicing or interment of any burial vault, grave box or other thing used in or relating to the funeral industry or the burial vault industry, or otherwise; and/or
- (c) selling or offering for sale under the name or trademark WILBERT any burial vault, or any other article, device, machine, product or apparatus, sold in the funeral industry or in the burial vault industry;

- ||
- (d) using or employing in connection with the sale or offering for sale of any of the aforesaid products any colorable imitation of the registered trademark WILBERT, owned by the plaintiff;
  - (e) selling or offering for sale in the funeral industry, or in the burial vault industry, any burial vault or other article, device, machine, product or apparatus under or bearing the plaintiff's trademark WILBERT written in the distinctive style or script as registered to the plaintiff under plaintiff's trademark Registrations Nos. 417,669, 502,902 and 533,495;
  - (f) otherwise infringing the common law rights of the plaintiff in and to its aforesaid trademark WILBERT or otherwise infringing plaintiff's statutory rights, in, to and under its aforesaid trademark Registrations Nos. 417,669, 502,902 and 533,495, or any of them, and the plaintiff's trademark as registered thereby;
  - (g) notifying the trade, including funeral directors, and the public in general, orally or in writing, directly or indirectly, that the defendants or either of them are still an authorized licensee of the plaintiff or are still authorized to use the name and trademark WILBERT upon or in reference to burial vaults, or any other article, device, machine, product or apparatus or other products, manufactured by or offered for sale by or sold by the defendants or either of them;

- ||
- (h) in any way interfering with or in any way attempting to interfere with the sale of burial vaults manufactured by and offered for sale by and sold by and duly authorized licensee of the plaintiff under the plaintiff's trademark WILBERT;
  - (i) offering to sell or selling any alleged territorial license or franchise rights or other right or rights claimed by the defendants from the plaintiff relating to the sale or offering for sale of burial vaults under the plaintiff's trademark WILBERT, and from selling or offering to sell any alleged rights claimed by the defendants, or any of them, in and to the corporate name of the defendant-corporation or in or to any of the assumed business names of the defendant-corporation employing or embodying the plaintiff's trademark and tradename WILBERT; and
  - (j) committing any act of unfair competition or otherwise competing unfairly with the plaintiff or plaintiff's licensees.

5. That no costs or attorneys' fees are awarded to the plaintiff or to the said Southwest Wilbert Vault Company, an Oklahoma corporation, Bankrupt, Individually, or doing business as Southwest Wilbert Vault Company, Cemstone Wilbert Vault Company or Wilbert Vault Company, or to the Trustee, Robert D. Scott.

19 Fred Dargatzis  
United States District Judge

Approved as to Form:

Wm. P. Threadgill  
William Threadgill, for Threadgill and O'Donnell,  
Attorneys for Robert D. Scott, Trustee in  
Bankruptcy of Southwest Wilbert Vault Company.

Jack N. Hays  
Jack N. Hays, for Gable, Gotwals and Hays,  
Attorneys for Wilbert W. Haase Co., Plaintiff.

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

First National Bank and Trust Company of )  
Vinita, Administrator of the Estate of )  
Charles H. Collins, deceased, )

Plaintiff, )

vs. )

No. 5458 Civil

Herman V. Wickman and Yellow Transit Freight )  
Lines, Inc., a Corporation, )

Defendants. )

JUDGMENT

Now on this the 4th day of March, 1963, this matter comes on to be heard upon its merits and pursuant to regular setting. The parties appeared and in open court stipulated and consented that the court may enter judgment in this cause in favor of plaintiff, and against the defendants, and each of them, in the sum of \$5,000.00.

It was stipulated and agreed that the court should enter its judgment finding that each of the heirs at law and next of kin of said decedent, to-wit, Nancy Elman, a niece, Frank M. Collins, a nephew, Robert M. Collins, a nephew, and Thomas L. Collins, a nephew, have suffered a pecuniary loss in the sum of \$1,250.00.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that plaintiff have and recover judgment against the defendants, Herman V. Wickman and Yellow Transit Freight Lines, Inc., in the sum of Five Thousand (\$5,000.00) Dollars, and the costs of this action.

IT IS FURTHER ORDERED that plaintiff herein, as administrator of the estate of Charles H. Collins, deceased, disburse the proceeds of this judgment, that is to say \$5,000.00, to each of the heirs at law and next of kin above referred to the sum of \$1,250.00.

For all of which let execution issue.

Approved:

[Signature]  
Attorney for Plaintiff

[Signature]  
Attorney for Defendants

[Signature]  
U. S. District Judge

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 Certain Land in the City of Tulsa, )  
 County of Tulsa, State of Oklahoma, )  
 and Consumers Oil Stations, Inc., )  
 et al and Unknown Owners, )  
 )  
 Defendants. )

Civil No. 5514

Parcel No. 19  
**FILED**

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

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 the plaintiff and William M. Thompson, 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 Parcel No. 19, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$275,000.00, inclusive of interest. The sum of \$242,000.00, was deposited into the Registry of this Court as estimated just compensation for said parcel 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 parcel.

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 parcel is described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Parcel No. 19, is the sum of \$275,000.00, inclusive of interest; and the sum of \$242,000.00 has heretofore been disbursed to defendant;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$33,000.00, without interest. Upon receipt of the last mentioned deficiency, 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, payable to the order of the following named payee:

William M. Thompson.....\$33,000.00  
1502 Thompson Building  
Tulsa, Oklahoma

Jurisdiction of this cause is retained for the entry of further and appropriate orders and decrees.

Entered this *4<sup>th</sup>* day of March, 1963.

ALLEN E. BARKER  
\_\_\_\_\_  
UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE  
\_\_\_\_\_  
ROBERT P. SANTEE  
Assistant United States Attorney

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

The First National Bank & Trust Company  
of Vinita, Oklahoma, Executor of the Estate  
of George M. Reeves, deceased,  
Plaintiff,

vs.

Yellow Transit Freight Lines, Inc., a  
Corporation, and Herman V. Wickman,  
Defendants.

No. 5534 Civil

JUDGMENT

Now on this the 4th day of March, 1963, this matter comes on to be heard upon its merits, and pursuant to regular setting. The parties appeared and in open court announced through their respective counsel that the parties hereto had consented, and do consent, the court may enter judgment in this cause in favor of the plaintiff and against the defendants in the sum of \$25,000.00.

It has been heretofore stipulated that the First National Bank & Trust Company of Vinita, Oklahoma is the duly appointed, qualified and acting executor of the estate of George M. Reeves, deceased.

It was in open court further stipulated that Ollie Mae Reeves, the surviving widow of the deceased, and the only heir at law and next of kin of said deceased, suffered a pecuniary loss as a result of the death of said deceased.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the First National Bank & Trust Company of Vinita, Oklahoma, Executor of the Estate of George M. Reeves, deceased, have and recover judgment against the defendants, Yellow Transit Freight Lines, Inc., and Herman V. Wickman, in the sum of Twenty Five Thousand (\$25,000.00) Dollars, and the costs of this action.

IT IS FURTHER ORDERED that said Executor distribute all the sums paid in satisfaction of this judgment to the said Ollie Mae Reeves, surviving widow.

For all of which let execution issue.

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U. S. District Judge

Approved:

---

Attorney for Plaintiff

---

Attorney for Defendants

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Deficiency Judgment  
Without Res of Imps

United States of America, )  
Plaintiff, )  
vs. )  
21.69 Acres of Land, More or Less, )  
Situates in Pawnee County, Oklahoma, )  
and Frank J. Weinond, et al., and )  
unknown owners, )  
Defendants. )

1963  
Civil No. 4837  
NOBLE C. HO...  
Clerk, U. S. District Court  
Tract(s) No(s). 1500

JUDGMENT ON STIPULATION

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

The Court finds that the plaintiff and First National Bank of Kansas City, Missouri and Dorothea E. Hanke, co-trustees of estate of Frank J. Weinond, deceased; and Frances Ashley, defendant(s) herein, 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). 1500, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 30.00, inclusive of interest. The sum of \$ 15.00, 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).

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) (are)(is) described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s). 1500, is the sum of \$30.00, inclusive of interest; ~~and~~ the sum of \$15.00 has previously been paid to First National Bank and Dorothea E. Henke, co-trustees;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$ 15.00, without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw (a) check(s) on the funds in the Registry of this Court in the amount(s) hereinafter set forth, payable to the order of the following named payee(s):

Frances Ashley . . . . . \$15.00

Jurisdiction of this cause is retained for the entry of further and appropriate orders and decrees.

Entered this 14th day of March, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Deficiency Judgment  
Without Res. of Imps

FILED  
MAR 11 1963  
COURT HOUSE  
MUSKOGEE COUNTY  
OKLAHOMA

United States of America,  
vs.  
21.69 Acres of Land, more or Less,  
Situate in Pawnee County, Oklahoma,  
and Frank J. Weinond, et al., and  
unknown owners,  
Plaintiff,  
Defendants.

Civil No. 4837

Tract(s) No(s). 1501

JUDGMENT ON STIPULATION

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

The Court finds that the plaintiff and Frances Ashley, defendant(s) herein, 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).1501, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 30.00, inclusive of interest. The sum of \$ 15.00, 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).

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) (are)(is) described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of Tract(s) No(s). 1501, is the sum of \$ 30.00, inclusive of interest; and the sum of \$15.00 has previously been paid to Frances Ashley;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$ 15.00, without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw (a) check(s) on the funds in the Registry of this Court in the amount(s) hereinafter set forth, payable to the order of the following named payee(s):

Frances Ashley . . . . . \$15.00

Jurisdiction of this cause is retained for the entry of further and appropriate orders and decrees.

Entered this 11th day of March 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Deficiency Judgment  
Without Res of Imps

United States of America,  
Plaintiff,  
vs.  
21.69 Acres of Land, More or Less,  
Situats in Pawnee County, Oklahoma,  
and Frank J. Weiroud, et al., and  
unknown owners,  
Defendants.

Civil No. 4837

Tract(§) No(§). 1506

JUDGMENT ON STIPULATION

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

The Court finds that the plaintiff and M. H. Soule and Frances Ashley, defendant(s) herein, 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 (ac) in Tract (ac) No (ac). 1506, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 30.00, inclusive of interest. The sum of \$15.00, was deposited into the Registry of this Court as estimated just compensation for said tract (ac) 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 (ac).

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

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

B. The just compensation to be paid by the plaintiff for the taking of Tract (ac) No (ac). 1506, is the sum of \$ 30.00, inclusive of interest; ~~and~~ the sum of \$15.00 has previously been paid to Frances Ashley;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$ 15.00, without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw (a) check (ac) on the funds in the Registry of this Court in the amount (ac) hereinafter set forth, payable to the order of the following named payee (ac):

M. H. Soule . . . . . \$15.00

Jurisdiction of this cause is retained for the entry of further and appropriate orders and decrees.

Entered this 14th day of March, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

Deficiency Judgment  
Without Res of Imps

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). 1514

JUDGMENT ON STIPULATION

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

The Court finds that the plaintiff and Frances Ashley

, defendant(s) herein, 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). 1514, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ 30.00, inclusive of interest. The sum of \$15.00, 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).

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) (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). 1514, is the sum of \$ 30.00, inclusive of interest; ~~and~~ the sum of \$15.00 has previously been paid to Frances Ashley;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$ 15.00, without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw (a) check(s) on the funds in the Registry of this Court in the amount(s) hereinafter set forth, payable to the order of the following named payee(s):

Frances Ashley . . . . . \$15.00

Jurisdiction of this cause is retained for the entry of further and appropriate orders and decrees.

Entered this 14th day of March, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

~~ROBERT P. SANTEE~~  
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

United States of America,	)	
	Plaintiff, )	Civil No. 4837
vs.	)	
	)	
21.69 Acres of Land, More or Less,	)	
Situats in Pawnee County, Oklahoma,	)	
and Frank J. Weinond, et al and	)	
Unknown Owners,	)	
	Defendants.)	Tract( <del>ss</del> ) No( <del>ss</del> ). 1518

JUDGMENT ON STIPULATION AND ORDER OF DISTRIBUTION

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) (~~was~~) (are) tendered herewith for filing herein.

The Court finds that plaintiff and **Belva Hindman Jones, Frances Ashley, Udell Day and D. O. Anderson**, 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~~). **1518**, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the (total) sum of \$ **30.00**, 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) (~~was~~) described therein, is hereby confirmed;

(B) The just compensation to be paid by the plaintiff for the taking of Tract(~~s~~) No(~~s~~). **1518** is the sum of \$ **30.00**, inclusive of interest; ~~was~~

(C) The Clerk of this Court is hereby authorized and directed to draw (~~xx~~) check (s) on the funds in the registry of this Court in the amount(s) hereinafter set forth, payable to the order of the following named payee(s) and to mail the check(s) to said payee(s) at the following address(es):

<b>Frances Ashley, Udell Day and D. O. Anderson . . .</b>	<b>\$15.00</b>
<b>Belva Hindman Jones . . . . .</b>	<b>15.00</b>

Entered this 14th day of March, 1963.

**ALLEN E. BARROW**

JUDGE, United States District Court

APPROVED:  
**ROBERT P. SANTEE**

ROBERT P. SANTEE Attorney

STATE OF TEXAS  
COUNTY OF [illegible]

JOHN [illegible] BOYER et al  
vs  
[illegible]  
[illegible]  
[illegible]  
[illegible]  
[illegible]  
[illegible]

NO. 1252  
FILED

JUDICIAL DISTRICT COURT

[Faint, mostly illegible text, likely a judgment or order]

*Allen E. [illegible]*

[Faint text, possibly a title or address]

*Mr. J. [illegible]*  
*Mr. [illegible]*

*[Signature]*  
[Faint text]

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

NATIONAL BANK OF TULSA, Executor of )  
the Last Will and Testament of BESIM I. )  
DIKMEN, also known as B. I. Dikmen, )  
Deceased, )  
Plaintiff, )  
vs. )  
THE FRANKLIN LIFE INSURANCE )  
COMPANY, an Illinois corporation, )  
Defendant, )  
And Third Party Plaintiff, )  
vs. )  
THELMA IRENE DIKMEN, et al, )  
Third Party Defendants, )

No. 5248

F 10 20

RECEIVED  
CLERK OF DISTRICT COURT

JOURNAL ENTRY OF JUDGMENT

THIS CAUSE came on for trial before the court on October 1st, 1962, and was argued by counsel, and, therefore, on consideration thereof it was ordered, adjudged and decreed as follows:

1. Plaintiff, National Bank of Tulsa, Executor of the Estate of Besim I. Dikmen, deceased, is entitled to the proceeds of The Franklin Life Insurance Company Policy no. 1257039 issued upon the life of Besim I. Dikmen.
2. Defendant, Thelma I. Dikmen, is not entitled to any of the proceeds of The Franklin Life Insurance Company Policy No. 1257039.
3. Defendant, The Franklin Life Insurance Company, is ordered to withhold from its policy No. 1257039 the sum of \$1,900.00 as attorney's fee and to pay the same to Cable, Gotwals and Hays, and to pay to the Clerk of this Court the balance of \$87,582.48, and upon payment of said sum such defendant is released and discharged from any and all liability in connection with such policy and said policy is ordered surrendered and cancelled.

4. The clerk of this court shall pay to James O. Ellison, guardian ad litem, out of the funds to be deposited by The Franklin Life Insurance Company, a fee of \$750.00 and shall then pay the balance of said funds to the plaintiff.

Dated this 15 day of March, 1963.

(s) Fred Laugherty  
United States District Judge

APPROVED AS TO FORM:

T. Austin Cavin  
T. Austin Cavin, Attorney for  
Thelma Irene Dikmen

HOLLEMAN & HOLLEMAN  
225 National Bank of Tulsa Building  
Tulsa 3, Oklahoma

By Wilbur J. Holleman, Jr.  
Wilbur J. Holleman, Jr., Attorney for  
National Bank of Tulsa, Executor of  
the Last Will and Testament of Besim I. Dikmen

APPROVED AS TO FORM:

Ellis Gable  
Ellis Gable, Attorney for  
The Franklin Life Insurance Company

APPROVED AS TO FORM:

James O. Ellison  
James O. Ellison  
Guardian ad litem

