

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

2,551.48 Acres of Land, More or Less,
Situate in Nowata and Rogers Counties,
Oklahoma, and W. F. Graham, et al, and
Unknown Owners,

Defendants.

CIVIL ACTION NO. 4726

Tracts Nos.: E-516-1
E-516-2
E-516E

FILED

APR 15 1963

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

J U D G M E N T

1.

NOW, on this 15th day of April, 1963, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of judgment on a stipulation agreeing upon just compensation, and the Court, after having examined the files in this action and being advised by counsel for plaintiff finds:

2.

This judgment applies only to the estates condemned in the tracts enumerated in the caption above, as such estates and tracts are described in the Complaint and the Declaration of Taking and the amendment thereto filed in Civil Action No. 4726. The estate taken in the subject tracts includes all coal rights therein.

3.

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

4.

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

5.

The Acts of Congress set out in paragraph 2 of the Complaint herein give the United States of America the right, power and authority to condemn for public use the estates described in paragraph 2 herein. Pursuant thereto, on June 30, 1959, the United States of America has filed

its Declaration of Taking of such described property and on August 19, 1960, has filed an amendment to such Declaration of Taking, 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, and the amendment thereto, there was deposited in the Registry of this Court as estimated compensation for the taking of certain estates in the 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, including all coal rights, is in the amount shown as compensation in paragraph 12, and such stipulation should be approved.

9.

A deficiency exists between the amount deposited as estimated compensation for the subject tracts and the amount fixed by the Stipulation As To Just Compensation, and the amount of such deficiency should be deposited for the benefit of the landowners. 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 as amended, filed herein; and such tracts, to the extent of the estates described and for the uses and purposes described in such Declaration of Taking, as amended,

including all coal rights in such tracts, are condemned and title thereto is vested in the United States of America as of the date of filing the Declaration of Taking, and all defendants herein and all other persons interested in such estates are forever barred from asserting any claim thereto.

11.

It Is Further ORDERED, ADJUDGED AND DECREED that on the date of taking, the owners of the estates condemned herein in the subject tracts were the persons whose names appear below in paragraph 12, and the right to just compensation for the 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, is hereby 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. E-516-1, E-516-2, and E-516E

Owners:

W. A. Loy - - - - - 1/4
 Barbara Ellen Barnes - - - - - 1/4
 Calvin H. Loy - - - - - 1/4
 Myron I. Loy - - - - - 1/4

Award of just compensation pursuant to stipulation (including all coal rights) - - - - -	\$15,000.00	\$15,000.00
Deposited as estimated compensation - - - - -		\$11,000.00
Disbursed to owners - - - - -	<u>\$11,000.00</u>	
Balance due to owners - - - - -	\$4,000.00	<u> </u>
Deposit deficiency - - - - -		\$4,000.00

13.

It Is Further ORDERED, ADJUDGED AND DECREED that the United States of America shall deposit in the Registry of this Court in Civil Action No. 4727 to the credit of the subject tracts the total deposit deficiency in the sum of \$4,000.00, and the Clerk of this Court then shall disburse from the deposit for subject tracts, the balance due to the owners as follows:

W. A. Loy - - - - - \$1,000.00
Barbara Ellen Barnes - - - - - \$1,000.00
Calvin H. Loy - - - - - \$1,000.00
Myron I. Loy - - - - - \$1,000.00

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

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

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

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

Defendants.

CIVIL ACTION NO. 4862

Tracts Nos.: X-2436E
X-2438E-1
and X-2438E-2

FILED

J U D G M E N T

1.

Now, on this 15th day of April, 1963, this matter comes on

for disposition on application of plaintiff, United States of America, for entry of judgment on stipulations agreeing upon just compensation, and the Court, after having examined the files in this action and being advised by counsel for plaintiff, finds:

2.

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

3.

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

4.

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

5.

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

6.

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

7.

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

8.

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

9.

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

10.

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

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

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

TRACT NO. X-2436E

Owners:

Heirs of the estates of Readus Nave, alias Moore, and Emma Moore, both deceased. Such heirs are:

Janie Moore Stamps and
Garland Moore

Award of just compensation, pursuant to stipulation	----- \$75.00	\$75.00
Deposited as estimated compensation	-----	\$50.00
Disbursed to owners	----- <u>None</u>	
Balance due to owners	----- \$75.00	-----
Deposit deficiency	-----	\$25.00

TRACTS NOS. X-2438E-1 AND X-2438E-2

Owners:

Heirs of the estates of Readus Nave, alias Moore, and Emma Moore, both deceased. Such heirs are:

Janie Moore Stamps and
Garland Moore

Award of just compensation, pursuant to stipulation	----- \$100.00	\$100.00
Deposited as estimated compensation	-----	\$75.00
Disbursed to owners	----- <u>None</u>	
Balance due to owners	----- \$100.00	-----
Deposit deficiency	-----	\$25.00

It Is Further ORDERED, ADJUDGED AND DECREED that the United States of America shall deposit in the Registry of this Court in this civil action the total deposit deficiency for subject tracts in the sum of \$50.00, and such sum shall be allocated and placed in the deposits for the respective tracts in the amounts of the deposit deficiencies for such tracts as shown in paragraph 12 above.

The Clerk of this Court then shall disburse from the sums on deposit for subject tracts to Janie Moore Stamps and Garland Moore, jointly, the sum of \$175.00.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

Hubert A. Marlow

HUBERT A. MARLOW
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

608.34 Acres of Land, More or Less,
Situate in Nowata and Rogers Counties,
Oklahoma, and Jennie M. Faulkner,
et al, and Unknown Owners,

Defendants.

CIVIL ACTION NO. 4871

Tracts Nos. M-1352E-1
M-1352E-2
M-1352E-3

J U D G M E N T

1.

Now, on this 15th day of April, 1963, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of judgment on the Report of Commissioners, filed herein on February 25, 1963, and the Court, after having examined the files in this action and being advised by counsel for the plaintiff, finds that:

2.

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

3.

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

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 persons who are interested in subject tracts.

5.

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

FILED
NOBLE C. HODGE
Clerk, U. S. District Court

6.

Simultaneously with the filing of the Declaration of Taking, there was deposited in the Registry of this Court as estimated compensation for the taking of the described estate in subject tracts, a certain sum of money, none of which has been disbursed, as set out in paragraph 11 below.

7.

The Report of Commissioners, filed herein on February 25, 1963, is hereby accepted and adopted as a finding of fact as to all tracts covered by such report. The amount of just compensation as to subject tracts, as fixed by the Commission, is set out in paragraph 11 below.

8.

A deficiency exists between the amounts deposited as estimated just compensation for subject tracts and the amounts fixed by the Commission and the Court as just compensation, and a sum of money sufficient to cover such deficiency should be deposited by the Government. This deficiency is set out in paragraph 11 below.

9.

The defendant named in paragraph 11 as owner of subject tracts is the only defendant asserting any interest in the estates condemned herein, all other defendants having either disclaimed or defaulted. The named defendant is the owner of the estate condemned herein in the subject tracts, and as such, is entitled to receive the award of just compensation.

10.

It Is, Therefore, ORDERED, ADJUDGED, AND DECREED that the United States of America has the right, power, and authority to condemn for public use the subject tracts described in paragraph 3 herein, and such property, to the extent of the estate indicated and for the uses and purposes described in the Declaration of Taking filed herein, is condemned, and title thereto is vested in the United States of America as of the date of filing the Declaration of Taking, and all defendants herein and all other persons are barred forever from asserting any claim thereto.

11.

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

in the defendant whose name appears below in this paragraph. The Report of Commissioners of February 25, 1963, is hereby confirmed and the sum therein fixed is adopted as the award of just compensation for subject tracts as shown by the following schedule:

TRACTS NOS. M-1352E-1 THRU M-1352E-3, INCL.

Owner: Elma Mossler

Award of just compensation		
pursuant to Commissioners' Report	- - - - \$800.00	\$800.00
Deposited as estimated compensation	- - - - -	\$475.00
Disbursed to owner	- - - - -	<u>None</u>
Balance due to owner	- - - - -	\$800.00, plus interest
Deposit deficiency	- - - - -	\$325.00

12.

It Is Further ORDERED, ADJUDGED, AND DECREED that the United States of America shall pay into the Registry of this Court for the benefit of the landowner the deposit deficiency for subject tracts, as shown in paragraph 11, together with interest on such deficiency at the rate of six per cent (6%) per annum from March 2, 1960, until the date of deposit of such deficiency sum; and such sum shall be placed in the deposit for subject tracts in this civil action. The Clerk of this Court then shall disburse from the deposit for the subject tracts to Elma Mossler the sum of \$800.00 plus all accrued interest on the deposit deficiency.

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.

370.80 Acres of Land, More or Less,
Situate in Nowata and Rogers Counties,
Oklahoma, and G. M. Williams, et al,
and Unknown Owners,

Defendants.

CIVIL ACTION NO. 4885

Tract No. O-1502

FILED

APR 15 1963
NORMAN O. HODGSON
Clerk, U.S. District Court

J U D G M E N T

1.

Now, on this 15th day of April, 1963, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of judgment on an option contract, wherein the owners have agreed upon the amount of just compensation, and the Court, after having examined the files in this action and being advised by counsel for plaintiff finds:

2.

This judgment applies only to the estate condemned in Tract No. O-1502, as such estate and tract are described in the Complaint and the Declaration of Taking filed in this civil action.

3.

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

4.

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

5.

The Acts of Congress set out in paragraph 2 of the Complaint herein give the United States of America the right, power and authority to condemn for public use the estate described in paragraph 2 herein. Pursuant thereto, on March 9, 1960, the United States of America has 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, none of which has been disbursed, as set out in paragraph 11 below.

7.

On the date of taking in this action, the owners of the estate taken in the subject tract were the defendants whose names are shown in paragraph 11 below. Such named defendants are the only persons asserting any 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 estate taken in this tract.

8.

The owners of the subject tract and the United States of America have executed an option contract, as alleged in the Complaint, wherein they have agreed that just compensation for the estate condemned in subject tract is in the amount shown as compensation in paragraph 11, and such option contract should be approved.

9.

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

10.

It Is Further ORDERED, ADJUDGED AND DECREED that on the date of taking, the owners of the estate condemned herein in the subject tract were the persons whose names appear below in paragraph 11, and the right to just compensation for the estate taken herein in this tract is vested in the parties so named.

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

TRACT NO. 0-1502

Owners:

- G. M. Williams
- Dorothy Williams, a/k/a Dorothy A. Williams
- Aldine E. Bonner and
- C. L. Williams

Award of just compensation, pursuant to option contract - - - - -	\$2,975.00	\$2,975.00
Deposited as estimated compensation - - - - -	<u>\$2,975.00</u>	
Disbursed to owners - - - - -		<u>None</u>
Balance due to owners - - - - -		\$2,975.00
- - - - -		- - - - -

It Is Further ORDERED that the Clerk of this Court shall disburse from the deposit for the subject tract certain sums as follows:

- To: G. M. Williams - - - - - \$743.75
- Dorothy A. Williams - - - - - \$743.75
- Aldine E. Bonner - - - - - \$743.75
- C. L. Williams - - - - - \$743.75

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.

47.94 Acres of Land, More or Less,
Situat in Nowata County, Oklahoma,
and Gabriel A. Blackburn, et al,
and Unknown Owners,

Defendants.

CIVIL ACTION NO. 4947

Tracts Nos. T-2056E-2
and T-2056E-3

FILED

APR 16 1963

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

J U D G M E N T

1.

Now, on this 15th day of April, 1963, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of judgment on the Report of Commissioners filed herein on February 25, 1963, and the Court, after having examined the files in this action and being advised by counsel for the plaintiff, finds that:

2.

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

3.

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

4.

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

5.

The Acts of Congress set out in paragraph 2 of the Complaint filed herein give the United States of America the right, power and authority to condemn for public use the subject tracts of land. Pursuant thereto, on June 9, 1960, the United States of America filed its Declaration of Taking of certain estates in such tracts of land, and title to such property should be vested in the United States of America, as of the date of filing such Declaration of Taking.

6.

On the filing of the Declaration of Taking, there was deposited in the Registry of this Court as estimated compensation for the taking of the described estates in the subject tracts, a certain sum of money and all of this deposit has been disbursed as set out in paragraph 10 below.

7.

The Report of Commissioners filed herein on February 25, 1963, is hereby accepted and adopted as a finding of fact as to all tracts covered by such report. The amount of just compensation as to the subject tracts as fixed by the Commission is set out in paragraph 10 below.

8.

The defendants named in paragraph 10 as owners of subject tracts are the only defendants asserting any interest in the estates condemned herein, all other defendants having either disclaimed or defaulted; the named defendants are the owners of the respective interests in such estates. Ed Redman is the duly appointed administrator of the estate of W. H. Redman, deceased, and, as such, is entitled to receive the just compensation for the subject tracts.

9.

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

10.

It Is Further ORDERED, ADJUDGED AND DECREED that the right to receive just compensation for the estates taken herein in subject tracts is vested in Ed Redman, administrator of the estate of W. H. Redman, deceased; the Report of Commissioners of February 25, 1963, hereby is confirmed and the sum therein fixed is adopted as just compensation for subject tracts as shown by the following schedule:

TRACTS NOS. T-2056E-2 AND T-2056E-3

Owners:

Heirs of the estate of W. H. Redman, deceased.

Ed Redman, administrator of such estate is entitled to receive the award of just compensation.

Award of just compensation, pursuant to Commissioners' Report - - - -	\$175.00	\$175.00
Deposited as estimated compensation - - - - -		<u>\$175.00</u>
Disbursed to owners - " - - - - -	<u>\$175.00</u>	
- - - - -		

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.

144.17 Acres of Land, More or Less,
Situate in Nowata and Rogers Counties,
Oklahoma, and Eugene Simpson, et al,
and Unknown Owners,

Defendants.

CIVIL ACTION NO. 4952

Tracts Nos.: L-1259 and
L-1259E

FILED

APR 13 1963

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

J U D G M E N T

1.

Now, on this 15th day of April, 1963, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of judgment on the Report of Commissioners filed herein on February 27, 1963, and the Court, after having examined the files in this action and being advised by counsel for the plaintiff, finds that:

2.

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

3.

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

4.

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

5.

The Acts of Congress set out in paragraph 2 of the Complaint filed herein give the United States of America the right, power and authority to condemn for public use the subject tracts of land. Pursuant thereto, on June 17, 1960, the United States of America filed its Declaration of Taking of certain estates in such tracts of land, and title to such property should be vested in the United States of America, as of the date of filing such Declaration of Taking.

6.

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

7.

The Report of Commissioners filed herein on February 27, 1963, is hereby accepted and adopted as a finding of fact as to all tracts covered by such report. The amount of just compensation as to the subject tracts as fixed by the Commission is set out in paragraph 11 below.

8.

A deficiency exists between the amount deposited as estimated just compensation for subject tracts and the amount fixed by the Commission and the Court as just compensation, and a sum of money sufficient to cover such deficiency should be deposited by the Government. The deficiency is set out in paragraph 11 below.

9.

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

10.

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

11.

It Is Further ORDERED, ADJUDGED AND DECREED that the right to receive just compensation for the estates taken herein in subject tracts is vested in the defendants whose names appear below in this paragraph; the

Report of Commissioners of February 27, 1963, is hereby confirmed and the sum therein fixed is adopted as just compensation for subject tracts, as shown by the following schedule:

TRACTS NOS. L-1259 AND L-1259E

Owners:

Lillian M. Sweaney and
Xenoclea Coker Wilkinson

Award of just compensation, pursuant to Commissioners' report - - - -	\$1,000.00	\$1,000.00
Deposited as estimated compensation - - - - -		\$750.00
Disbursed to owners - - - - -	<u>\$750.00</u>	
Balance due to owners - - - - -	\$250.00, plus interest	<u> </u>
Deposit deficiency - - - - -		\$250.00

12.

It Is Further ORDERED, ADJUDGED AND DECREED that the United States of America shall pay into the Registry of this Court for the benefit of land-owners the deposit deficiency for the subject tracts in the amount of \$250.00, together with interest on such deficiency at the rate of 6% per annum from June 17, 1960 until the date of deposit of such deficiency sum; and such sum shall be placed in the deposit for subject tracts in this civil action. Upon receipt of such sum, the Clerk of this Court shall disburse from the deposit for the subject tracts the sum of \$250.00, plus all accrued interest thereon, jointly, to Lillian M. Sweaney and Xenoclea Coker Wilkinson.

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.

1,316.38 Acres of Land, More or Less,
Situate in Rogers County, Oklahoma,
and Tim Sharp, et al, and Unknown
Owners,

Defendants.

CIVIL ACTION NO. 4961

Tract No. G-762

FILED

APR 18 1963

NORRIS C. HODGE
Clerk, U. S. District Court

J U D G M E N T

1.

Now, on this 15th day of April, 1963, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of judgment on the Report of Commissioners filed herein on February 27, 1963, and the Court after having examined the files in this action and being advised by counsel for the plaintiff finds that:

2.

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

3.

This judgment applies only to Tract No. G-762, as such tract is described in the Complaint and Declaration of Taking, filed herein.

4.

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

5.

The Acts of Congress set out in paragraph 2 of the Complaint filed herein give the United States of America the right, power and authority to condemn for public use the subject tract of land. Pursuant thereto, on July 8, 1960, the United States of America filed its Declaration of Taking of such tract of land, and title to such tract should be vested in the United States of America.

6.

On the filing of the Declaration of Taking, there was deposited in the Registry of this Court as estimated compensation for the taking of the subject tract a certain sum of money, and none of this deposit has been disbursed as set out in paragraph 11 below.

7.

The Report of Commissioners filed herein on February 27, 1963, hereby is accepted and adopted as a finding of fact as to subject tract. The amount of just compensation as to the subject tract as fixed by the Commission is set out in paragraph 11 below.

8.

A certain deficiency exists between the amount deposited as estimated just compensation for subject tract and the amount fixed by the Commission and the Court as just compensation, and a sum of money sufficient to cover such deficiency should be deposited by the Government. This deficiency is set out in paragraph 11 below.

9.

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

10.

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

11.

It Is Further ORDERED, ADJUDGED AND DECREED that the right to just compensation for the estate taken herein in subject tract is vested in the defendants whose names appear below in this paragraph; the Report of Commissioners of February 27, 1963 hereby is confirmed and the sum

therein fixed is adopted as the award of just compensation for subject tract, as shown by the following schedule:

TRACT NO. G-762

Owners:

1. All that part of this tract located in the ~~E~~^N~~N~~^W~~1/4~~^{1/4} of Section 21, was owned by J. S. Todd.
2. Balance of this tract was owned by the Heirs of the estate of Paul Stritzke, deceased, who are:

Joe Stritzke
George Stritzke
Katherine Stritzke

Award of just compensation for estate taken in entire tract, pursuant to Commissioners' report - - - - -	\$400.00	\$400.00
Deposited as estimated compensation - - - - -		\$225.00
Disbursed to owners - - - - -	<u>None</u>	
Balance due to owners - - - - -	\$400.00, plus interest	<u> </u>
Deposit deficiency - - - - -		\$175.00

12.

It is Further ORDERED, ADJUDGED AND DECREED that the United States of America shall pay into the Registry of this Court for the benefit of the landowners the deposit deficiency for the subject tract as shown in paragraph 11, together with interest on such deficiency at the rate of 6% per annum from July 8, 1960, until the date of deposit of such deficiency sum; and such sum shall be placed in the deposit for subject tract in this civil action. Upon receipt of such sum, the Clerk of this Court shall disburse the entire amount on deposit for subject tract jointly, to J. S. Todd, Joe Stritzke, George Stritzke and Katherine Stritzke.

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.

457.78 Acres of Land, More or Less,
Situate in Nowata and Rogers Counties,
Oklahoma, and George W. Heape, et al,
and Unknown Owners,

Defendants.

CIVIL ACTION NO. 4962

Tract No. G-731

FILED

APR 25 1963

NOBLE C. HENDON
CLERK, U. S. DISTRICT COURT

J U D G M E N T

1.

Now, on this 15th day of April, 1963, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of judgment on the Report of Commissioners filed herein on February 25, 1963, and the Court after having examined the files in this action and being advised by counsel for the plaintiff, finds that:

2.

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

3.

This judgment applies only to Tract No. G-731, as such tract is described in the Complaint and Declaration of Taking, filed herein.

4.

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

5.

The Acts of Congress set out in paragraph 2 of the Complaint filed herein give the United States of America the right, power and authority to condemn for public use the subject tract of land. Pursuant thereto, on July 15, 1960, the United States of America filed its Declaration of Taking of such tract of land, and title to such tract should be vested in the United States of America, as of the date of filing such instrument.

6.

On the filing of the Declaration of Taking there was deposited in the Registry of this Court as estimated compensation for the taking of the subject tract, a certain sum of money and none of this deposit has been disbursed, as set out in paragraph 11 below.

7.

The Report of Commissioners filed herein on February 25, 1963, is hereby accepted and adopted as a finding of fact as to subject tract. The amount of just compensation as to the subject tract, as fixed by the Commission, is set out in paragraph 11 below.

8.

A certain deficiency exists between the amount deposited as estimated just compensation for subject tract and the amount fixed by the Commission and the Court as just compensation, and a sum of money sufficient to cover such deficiency should be deposited by the Government. This deficiency is set out in paragraph 11 below.

9.

The defendant named in paragraph 11 as owner of subject tract is the only defendant asserting any interest in the estate condemned herein, all other defendants having either disclaimed or defaulted; the named defendant is the owner of the estate condemned herein and, as such, is entitled to distribution of just compensation therefor.

10.

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

11.

It Is Further ORDERED, ADJUDGED AND DECREED that the right to just compensation for the estate taken herein in subject tract is vested in the defendant whose name appears below in this paragraph; the Report

of Commissioners of February 25, 1963, hereby is confirmed and the sum therein fixed is adopted as just compensation for subject tract, as shown by the following schedule:

TRACT NO. G-731

Owner:

George W. Heape

Award of just compensation, pursuant to Commissioners' report	- - - - \$1,200.00	\$1,200.00
Deposited as estimated compensation	- - - - - - - - - -	\$1,000.00
Disbursed to owner	- - - - - - - - - -	None
Balance due to owner	- - - - - - - - - -	\$1,200.00, plus interest
Deposit deficiency	- - - - - - - - - -	\$200.00

12.

It Is Further ORDERED, ADJUDGED AND DECREED that the United States of America shall pay into the Registry of this Court for the benefit of the landowner the deposit deficiency for the subject tract, in the amount of \$200.00, together with interest on such deficiency at the rate of 6% per annum from July 15, 1960 until the date of deposit of such deficiency sum; and such sum shall be placed in the deposit for subject tract in this civil action. The Clerk of this Court then shall disburse the entire sum on deposit for Tract G-731 to George W. Heape.

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.

13.70 Acres of Land, More or Less,
Situat e in Nowata and Rogers Counties,
Oklahoma, and Ray H. Ward, et al, and
Unknown Owners,

Defendants.

CIVIL ACTION NO. 4983

Tract No. E-561E

J U D G M E N T

1.

Now, on this 15th day of April, 1963, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of judgment on the Report of Commissioners filed herein on February 25, 1963, and the Court after having examined the files in this action and being advised by counsel for the plaintiff finds that:

2.

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

3.

This judgment applies only to Tract No. E-561E, as such tract is described in the Complaint and Declaration of Taking filed herein.

4.

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

5.

The Acts of Congress set out in paragraph 2 of the Complaint filed herein give the United States of America the right, power and authority to condemn for public use the subject tract of land. Pursuant thereto, on August 5, 1960, the United States of America filed its Declaration of Taking of a certain estate in such tract of land, and title to such property should be vested in the United States of America, as of the date of filing such Declaration of Taking.

FILED

APR 15 1963

U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA
MUSKOGEE COUNTY

6.

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

7.

The Report of Commissioners filed herein on February 25, 1963, is hereby accepted and adopted as a finding of fact as to the subject tract. The amount of just compensation as to the subject tract as fixed by the Commission is set out in paragraph 11 below.

8.

A certain deficiency exists between the amount deposited as estimated just compensation for subject tract and the amount fixed by the Commission and the Court as just compensation, and a sum of money sufficient to cover such deficiency should be deposited by the Government. This deficiency is set out in paragraph 11 below.

9.

The defendant named in paragraph 11 as owner of subject tract is the only defendant asserting any interest in the estate condemned herein, all other defendants having either disclaimed or defaulted; the named defendant is the owner of the estate taken in the subject tract, and, as such, is entitled to receive the just compensation therefor.

10.

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

11.

It Is Further ORDERED, ADJUDGED AND DECREED that the right to receive just compensation for the estate taken herein in subject tract is vested in the defendant whose name appears below in this paragraph; the Report of Commissioners of February 25, 1963, is hereby confirmed and the

sum therein fixed is adopted as just compensation for subject tract, as shown by the following schedule:

TRACT NO. E-561E

Owner:

Lula Spade Gourd

Award of just compensation, pursuant to Commissioners' report - - - -	\$500.00	\$500.00
Deposited as estimated compensation - - - - -		\$400.00
Disbursed to owner - - - - -	<u>\$400.00</u>	
Balance due to owner - - - - -	\$100.00, plus interest	<u> </u>
Deposit deficiency - - - - -		\$100.00

12.

It Is Further ORDERED, ADJUDGED AND DECREED that the United States of America shall pay into the Registry of this Court for the benefit of the landowners the deposit deficiency for the subject tract in the amount of \$100.00, together with interest on such deficiency at the rate of 6% per annum from August 5, 1960 until the date of deposit of such deficiency sum; and such sum shall be placed in the deposit for subject tract in this civil action. Upon receipt of such sums, the Clerk of this Court shall disburse the entire deposit for the subject tract to Lula Spade Gourd.

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.

345.00 Acres of Land, More or Less,
Situate in Nowata and Rogers Counties,
Oklahoma, and Harry E. Bagby, et al,
and Unknown Owners,

Defendants.

CIVIL ACTION NO. 5115

Tract No. 6614-48

FILED

APR 15 1963

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

J U D G M E N T

1.

Now, on this 15th day of April, 1963, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of judgment on the Report of Commissioners filed herein on February 25, 1963, and the Court after having examined the files in this action and being advised by counsel for the plaintiff, finds that:

2.

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

3.

This judgment applies only to Tract No. 6614-48, as such tract is described in the Complaint and Declaration of Taking filed herein.

4.

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

5.

The Acts of Congress set out in paragraph 2 of the Complaint filed herein give the United States of America the right, power and authority to condemn for public use the subject tract of land. Pursuant thereto, on January 31, 1961, the United States of America filed its Declaration of Taking of a certain estate in such tract of land, and title to such property should be vested in the United States of America, as of the date of filing such Declaration of Taking.

6.

On the filing of the Declaration of Taking, there was deposited in the Registry of this Court as estimated compensation for the taking of the described estate in subject tract, a certain sum of money and none of this deposit has been disbursed as set out in paragraph 11 below.

7.

The Report of Commissioners filed herein on February 25, 1963, is hereby accepted and adopted as a finding of fact as to the subject tract. The amount of just compensation as to the subject tract as fixed by the Commission is set out in paragraph 11 below.

8.

A certain deficiency exists between the amount deposited as estimated just compensation for subject tract and the amount fixed by the Commission and the Court as just compensation, and a sum of money sufficient to cover such deficiency should be deposited by the Government. This deficiency is set out in paragraph 11 below.

9.

The defendants named in paragraph 11 as owners of subject tract are the only defendants asserting any interest in the estate condemned herein, all other defendants having either disclaimed or defaulted; the named defendants are the owners of the respective interests in such estate as designated and, as such are entitled to receive the just compensation therefor. Provided that Albert S. Clinkscales, as legal representative of the estate of John W. Clinkscales, deceased, is entitled to receive the share owned by such estate.

10.

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

It Is Further ORDERED, ADJUDGED AND DECREED that the right to receive just compensation for the estate taken herein in subject tract is vested in the defendants whose names appear below in this paragraph; the Report of Commissioners of February 25, 1963, hereby is confirmed and the sum therein fixed is adopted as just compensation for subject tract as shown by the following schedule:

TRACT NO. 6614-4S

Owners:

Albert S. Clinkscales	- - - - -	1/9	
Heirs of the estate of John W. Clinkscales, deceased (Albert S. Clinkscales as legal representative of this estate is entitled to receive this share of the award.)	- - - - -	5/9	
Louise Clinkscales Burckhalter	- - - - -	3/9	
Award of just compensation, pursuant to Commissioners' report	- - - - -	\$110.00	\$110.00
Deposited as estimated compensation	- - - - -		\$75.00
Disbursed to owners	- - - - -	None	
Balance due to owners	- - - - -	\$110.00, plus interest	_____
Deposit deficiency	- - - - -		\$35.00
- - - - -	- - - - -		- - - - -

It Is Further ORDERED, ADJUDGED AND DECREED that the United States of America shall pay into the Registry of this Court for the benefit of the landowners the deposit deficiency for the subject tract in the amount of \$35.00, together with the interest on such deficiency at the rate of 6% per annum from January 31, 1961, until the date of deposit of such deficiency sum; and such sum shall be placed in the deposit for subject tract in this civil action. Upon receipt of such sum, the Clerk of this Court shall disburse from the deposit for the subject tract certain sums as follows:

- To Albert S. Clinkscales 1/9 of the entire sum on deposit.
- To Albert S. Clinkscales, legal representative of the estate of John W. Clinkscales, deceased, 5/9 of the entire sum on deposit.
- To Louise Clinkscales Burckhalter 3/9 of the entire sum on deposit.

ALLEN E. BARROW

APPROVED:

UNITED STATES DISTRICT JUDGE

Albert A. Mardon

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 Cil Stations, Inc.,
et al and Unknown Owners,

Defendants.

Civil No. 5514

PARCEL NO. 15

FILED

APR 1 1953

NOBLE C. BOYD

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 John Katapodis, 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. 15, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$25,000.00, inclusive of interest. The sum of \$22,500.00, 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. 15, is the sum of \$25,000.00, inclusive of interest; and the sum of \$22,500.00 has heretofore been disbursed by order of the Court;

(C) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$2,500.00, 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:

John Katapodis.....\$2,500.00
c/o John Athens, attorney

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

Entered this 15th day of April 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.

492.84 Acres of Land, More or Less,
Situate in Creek and Pawnee Counties,
Oklahoma, and Curt D. Edgerton, et al,
and Unknown Owners,

Defendants.

Civil No. 4963

Tracts Nos. 2524 &
2524E

FILED

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 granted by the defendants Daphney Kinney and Earl Kinney 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 entered into by the defendants Earl B. McCullough and Lenora Rose McCullough now Mihaley, O. J. Bush, Rosa Bush now Witten, Oscar A. Bush and Helen Maxwell now Halliburton and the plaintiff, which stipulation is tendered herewith for filing herein or which stipulation has previously been filed.

OPTION: The Court finds that prior to the institution of the above proceeding the United States of America and the defendants Daphney Kinney and Earl Kinney 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 \$405.00, inclusive of interest, would be awarded as just compensation for the taking of the estates to be condemned in Tracts Nos. 2524 and 2524E as such estates and said tracts are described in the Complaint and Declaration of Taking heretofore filed in this cause.

STIPULATION: The Court finds that plaintiff and defendants Earl B. McCullough, Lenora Rose McCullough, now Mihaley, O. J. Bush, Oscar A. Bush, Rosa Bush now Witten and Helen Maxwell now Halliburton 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. 2524 and 2524E, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause is the total sum of \$405.00, inclusive of interest.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tracts on the date of taking; that they are entitled to the entire award therefor; and the option contract and stipulation are valid. The Court finds upon the evidence presented that Earl B. McCullough

and Lenora Rose McCullough now Mihaley were the only lawful heirs of Otal McCullough, deceased.

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 sum of \$405.00, was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

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. 2524 and 2524E is the sum of \$405.00, inclusive of interest, of which sum the following amounts have been disbursed:

Earl and Daphney Kinney.....	\$236.25
O. J. Bush.....	\$33.75
Earl B. McCullough and Lenora Rose McCullough, now Mihaley.....	\$33.75
Helen Maxwell now Halliburton.....	\$33.75
Rosa Bush now Witten.....	\$33.75

(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 herein-after set forth, payable to the order of the following named payee:

Oscar A. Bush.....	\$33.75
(of which amount \$31.67 is attributable to Tract No. 2524 and \$2.08 is attributable to Tract No. 2524E)	

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

Entered this 15th day of April 1963.

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.

EARL G. FIELDS,

Plaintiff,

-vs-

WORLD INSURANCE COMPANY,
a Corporation,

Defendant.

NO. 5 4 3 7 - Civil

FILED

APR 18 1963

JOURNAL ENTRY OF JUDGMENT

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

Before the Honorable Allen E. Barrow, U. S. District Judge for the Northern District of Oklahoma, the captioned case came on regularly for trial on the February Jury Roster on the 25th day of February, 1963. The Plaintiff, Earl G. Fields, being present in person and by his counsel of record, Joseph A. Roberts, and the Defendant, World Insurance Company, being present by its officers, and its counsel of record, Boone & Ellison, by James O. Ellison, both parties announced ready for trial. Whereupon, the jury was empanelled and sworn, examined regarding their qualifications, and 12 jurors were accepted by the parties and empanelled to try the captioned case. Plaintiff introduced evidence, and at the conclusion of the day's evidence, the Court adjourned this matter until 9:30 o'clock A. M. on the morning of the following day, February 26, 1963.

The Case was again called by the Court, Plaintiff and Defendant both present in Open Court with their respective counsel of record, the Jury being present in the jury box. Thereupon, the Plaintiff announced in Open Court that the parties to this law suit had reached a full and final compromise settlement of the Plaintiff's cause of action in the amount of \$1,000.00. Whereupon, the Court

inquired of the parties if the agreed compromise was acceptable to the Plaintiff and Defendant; the Defendant in Open Court announced its consent to the entry of judgment for the Plaintiff against the Defendant in the amount of \$1,000.00, such judgment being full, final and complete settlement of the Plaintiff's cause of action together with any and all claims of this Plaintiff against the Defendant Corporation arising out of Plaintiff's employment contract with the Defendant herein. Whereupon, the Plaintiff in Open Court accepted the settlement of \$1,000.00, and moved the Court to enter a judgment in that amount in his favor. There being no objection by either party, the Court thereupon entered judgment against the Defendant and in favor of the Plaintiff in the amount of \$1,000.00. The Court thereupon dismissed the jury and struck the case from the jury docket for the reason that all issues of law and fact were settled as between the parties hereto.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that a settlement agreement has been reached between the parties hereto, said Plaintiff having accepted the settlement in Open Court, and the Defendant having announced its consent in Open Court;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Plaintiff be and is hereby granted judgment against the Defendant herein in the amount of \$1,000.00, and that the costs of this action be paid by Defendant.

181 William H. Johnson

U. S. DISTRICT JUDGE

APPROVED AS TO FORM:

BOONE & ELLISON

By *181 James P. Ellison*

Attorneys for Defendant

Joseph E. Roberts

JOSEPH E. ROBERTS
Attorney for Plaintiff

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

STATE FARM FIRE AND CASUALTY
COMPANY,

Plaintiff,

vs.

FRED PATTON and WILDEAN PATTON,
Husband and Wife, and FARMERS
UNION INSURANCE COMPANY,

Defendants.

No. 6335-Civil

FILED

APR 10 1963

NOBLE M. WOOD
Clerk, U. S. District Court

ORDER OF DISMISSAL

Now on this 16th day of April, 1963, this matter came for hearing before this Court upon the Stipulation for Order of Dismissal hereto executed and filed by the Plaintiff, State Farm Fire and Casualty Company, and the Defendant, Farmers Union Insurance Company, and the Court finding that all of the issues existed between the Plaintiff and the Defendant, Farmers Union Insurance Company, having been fully compromised, settled, and disposed of;

IT IS THEREFORE the Order of this Court that this case be forever dismissed, the issues existent between the Plaintiff and Defendant, Farmers Union Insurance Company, having been fully compromised, settled, and disposed of in favor of the Plaintiff.

151 Allen E. Barrow
JUDGE

APPROVED AS TO FORM:

FARMER, MOUSTON, RILEY & BATES

By 151 Lawrence Johnson
Attorneys for Plaintiff

CHUCK, CHERK, & CHURCH

By Alex Cherk
Attorneys for Defendant,
Farmers Union Insurance Company

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
)
) Plaintiff,)
)
 vs.)
)
 1,699.52 Acres of Land, More or Less,)
 Situate in Tulsa, Creek and Pawnee)
 Counties, Oklahoma, and Lillie S.)
 Mathews, et al and Unknown Owners,)
)
) Defendants.)

Civil No. 4967

Tract No. ~~D-448~~ **FILED**
D-448M-1 ✓

APR 19 1963

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

JUDGMENT ON STIPULATIONS

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

The Court finds that plaintiff and Clyde W. Foster, Arthur M. Foster, Lewis E. Foster, by their attorney, Curtis P. Harris, defendants herein, have, by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of their one-half interest in the estate in and D-448M-1 Tract No. D-448/as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the sum of \$500.00, inclusive of interest.

The Court also finds that plaintiff and E. C. Hopper, executor of the Estate of Issac Manley, Creek Roll No. 9092, deceased, 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 one-half interest in the estate in and D-448M-1 Tract No. D-448/as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the sum of \$375.00, inclusive of interest. The sum of \$750.00, was deposited into the registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract.

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

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

(B) The just compensation to be paid by the plaintiff for the taking and D-448M-1 of all interests in Tract No. D-448/ is the sum of \$875.00, inclusive of interest;

(C) The plaintiff shall forthwith deposit into the registry of this Court the deficiency in the amount of \$125.00, without interest;

(D) Upon receipt of this deficiency of \$125.00, the Clerk of the Court is hereby authorized and directed to draw checks in the following amounts, payable to the following payees and to cause payment to be made:

Clyde W. Foster, Arthur M. Foster and Lewis E. Foster.....\$500.00

E. C. Hopper, Executor of the Estate of Issac Manley,
Creek Roll No. 9092, deceased.....\$375.00

Entered this 18th day of April, 1963.

ALLEN E. BARROW

JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.

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

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

600.49 Acres of Land, More or Less,
Situate in Tulsa, Creek and Pawnee
Counties, Oklahoma, and Clifford Ward,
et al, and Unknown Owners,

Defendants.

Civil No. 4854

Tracts Nos. E-517 &
E-517E

FILED

APR 19 1963

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

JUDGMENT ON OPTION AND STIPULATION AND DEFAULT

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by the defendant Pearl B. Jackson Company and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein, and on the stipulations entered into by the defendants W. C. McBride, Inc. and Thomas Preston Warren and the plaintiff, which stipulations are tendered herewith for filing herein or which stipulations have previously been filed, and on the default of certain defendants listed below.

OPTION: The Court finds that prior to the institution of the above proceeding the United States of America and the defendant Pearl B. Jackson Company entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendant and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$200.00, inclusive of interest, would be awarded as just compensation for the taking of the estates to be condemned in Tracts Nos. E-517 and E-517E as such estates and said tracts are described in the Complaint and Declaration of Taking heretofore filed in this cause.

STIPULATION: The Court finds that plaintiff and defendants W. C. McBride, Inc. and Thomas Preston Warren have by the stipulations above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estates in Tracts Nos. E-517 and E-517E, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause is the sum of \$75.00 for their proportionate interest, inclusive of interest.

DEFAULT: The Court finds that defendant Nell M. Anderson has failed to appear or answer nor has her attorney appeared or answered in her behalf, and that said party defendant is in default at this time.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tracts on the date of taking; that they are entitled to the entire award therefor; and the option contract and stipulations 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 tracts. The sum of \$200.00, was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

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

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

(B) The just compensation to be paid by the plaintiff for the taking of Tracts Nos. E-517 and E-517E is the sum of \$200.00, inclusive of interest; of which sum the following amounts have heretofore been disbursed by order of this Court:

Pearl B. Jackson Company.....\$100.00

W. C. McBride, Inc.,.....\$37.50

(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 cause payment to be made:

Thomas Preston Warren.....\$37.50

(D) The Clerk of the Court is hereby authorized and directed to retain the amount set out below for these tracts for a period of five years from the date of this Judgment, unless said deposit is properly claimed by the defendant owner set forth above, and in event said deposit is not claimed, the

Court Clerk is directed, without further order of this Court, to return said deposit, five years from this date, into the United States Treasury:

Nell M. Anderson.....\$25.00

Entered this 14th day of April, 1963.

ALLEN E. BARROW

JUDGE, United States District Court

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant United States Attorney
jb

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

387.90 Acres of Land, More or Less,
Situate in Creek County, Oklahoma,
and John L. Collins, et al., and
Unknown Owners,

Defendants.

Civil No. 4908

Tract No. I-904

FILED

APR 19 1963

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

JUDGMENT ON STIPULATION

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

The Court finds that plaintiff and John L. Collins, C. M. McGehee, Hobson C. McGehee, Everarde B. McGehee, Edwin C. McMillan, Etta Field Caves, W. Glen Brown, Velma J. Collins, Eleanor G. Andrews, Joseph P. Kennedy, Aberdeen Petroleum Corporation, Raymond F. Kravis, Diana Hirsch, C. F. Urschel and Earl F. Slick, Trustees, and Berenice Slick Urschel, Tom B. Slick, Jr., and Betty Slick Moorman, defendants herein, have, by the stipulations above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tract No. I-904, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$250.00, inclusive of interest. The sum of \$250.00 was deposited into the registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract.

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

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

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. I-904, is the sum of \$250.00, inclusive of interest; and the following amounts have heretofore been disbursed by order of this Court:

<u>Name</u>	<u>Interest Owned</u>	<u>Amount</u>
John L. Collins	6/40	\$28.12
C. M. McGehee	11/40	\$51.56
Hobson C. McGehee	5/40	\$23.44
Everarde B. McGehee	5/40	\$23.44
Edwin C. McMillan	4/40	\$18.75
Etta Field Caves	3/40	\$14.06
W. Glen Brown	2/40	\$ 9.38
Velma J. Collins	2/40	\$ 9.38
Eleanor G. Andrews	2/40	\$ 9.37
Joseph P. Kennedy	37,390/75,000	\$29.21
Aberdeen Petroleum Corporation	37,600/75,000	\$20.56
Raymond F. Kravis	37,600/75,000	\$ 8.81
Diana Hirsch	10/75,000	00.00

(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 herein-after set forth, payable to the order of the following named payee and to mail the check to said payee at the following address:

John J. Cox, attorney for the
 Slick, et al, interests.....\$3.92
 National Bank of Commerce Building
 San Antonio 5, Texas

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

Entered this 19th day of April, 1963.

ALLEN E. BARROW
 JUDGE, United States District Court

APPROVED:

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

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
 Plaintiff,
 vs.
 284.43 Acres of Land, More or Less,
 Situate in Creek, Csaage and Pawnee
 Counties, Oklahoma and Ernest R.
 Anthis, et al and Unknown Owners,
 Defendants.

CIVIL NO. 4951

TRACT NO. F-652E-2

FILED

APR 19 1963

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

JUDGMENT ON OPTION AND STIPULATIONS AND DEFAULT

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by the defendant J. O. Stith and accepted by the Corps of Engineers, Department of the Army, on behalf of the United States of America, plaintiff herein, and on the stipulations entered into by the defendants Louise Bahnsen Annin, Jonathan M. Fletcher, Katherine G. Shreves, Frances J. Gross, Sarah Price Ruhl, Mary Dart Curtis and Margaret Stevenson McCreery and the plaintiff, which stipulations are tendered herewith for filing herein or which stipulations have previously been filed; and also based in part upon the default of certain defendants named below.

OPTION: The Court finds that prior to the institution of the above proceeding the United States of America and the defendant J. O. Stith entered into a contract and agreement, as evidenced by an option for the purchase of land granted by said defendant and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$6.25 for his proportionate share inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tract No. F-652E-2 as such estate and said tract are described in the Complaint and Declaration of Taking heretofore filed in this cause.

STIPULATION: The Court finds that plaintiff and defendants Louise Bahnsen Annin, Jonathan M. Fletcher, Katherine G. Shreves, Frances J. Gross, Sarah Price Ruhl, Mary Dart Curtis and Margaret Stevenson McCreery have by the stipulations above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tract No. F-652E-2, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause is the sum of \$17.18 for their proportionate share, inclusive of interest.

DEFAULTER : The Court finds that defendant Elizabeth C. Dart a/k/a Mary Casey Dart has failed to appear or answer nor has her attorney appeared or answered in her behalf, and that said parties defendant are in default at this time. The Court also finds that the plaintiff is unable to locate said parties defendant, reasonable diligence and inquiry having been made.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tract on the date of taking based on the motion presented herein; that they are entitled to the entire award therefor; and the option contract and stipulations 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. The sum of \$25.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

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

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

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. F-652E-2 is the sum of \$25.00, inclusive of interest, of which sum the following amounts have been disbursed:

J. O. Stith.....	\$6.25
Jonathan M. Fletcher.....	\$2.09
Katherine G. Shreves.....	\$2.08
Frances J. Gross.....	\$2.08

(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 hereinafter set forth, payable to the order of the following named payees and cause payment to be made:

Margaret Bahnsen Lager.....	\$3.13
Louise Bahnsen Annin.....	\$3.12
Sarah Price Ruhl.....	\$1.56
Mary Dart Curtis.....	\$1.56
Margaret Stevenson McCreery.....	\$1.56

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

Elizabeth C. Dart a/k/a Mary Casey Dart.....\$1.67.^{\$}1.57

Entered this 19th day of April, 1963.

ALLEN E. BARROW
JUDGE, United States District Court

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

Tracts Nos. 4005E
4005E-2

FILED

APR 19 1963

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

JUDGMENT ON DEFAULT AND STIPULATION

On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a judgment determining the ownership and the just compensation to be awarded the former owners of Tracts Nos. 4005E and 4005E-2 which judgment is based in part upon the stipulation entered into by and between the plaintiff and certain defendant therein named, which stipulation is tendered herewith for filing herein, and also based in part upon the default of certain defendant named below:

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

The Court finds that plaintiff and Bessie M. Johnson, 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. 4005E and 4005E-2 as set forth and described in the Complaint and Declaration of Taking, heretofore filed in this cause, is the total sum of \$600.00, inclusive of interest. The sum of \$600.00, 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 finds that defendant Independent School District No. 6 has failed to appear or answer nor has its attorney appeared or answered in its behalf, and that said party defendant is in default at this time.

The Court further finds, upon the evidence presented that Bessie M. Johnson was the sole record owner of the above-captioned tracts on the date of taking, and is entitled to receive all of the award therefor.

The Court further finds, upon the evidence presented, that the amount of \$600.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in Tracts Nos. 4005E and 4005E-2 as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED 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. 4005E and 4005E-2 is the sum of \$600.00, inclusive of interest; and

(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:

Bessie M. Johnson.....\$600.00
c/o Jack Santee
Attorney at Law
National Bank of Tulsa Building
Tulsa, Oklahoma

Entered this 19th day of April, 1963.

ALLEN E. BARROW

JUDGE, United States District Court

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant United States Attorney
jb

and is further appearing that the petitioner, Grand River Dam Authority, a public corporation, has heretofore determined and declared that it is necessary to acquire for use in the construction, operation and maintenance of the Markham Ferry Project, the land and/or estate therein or hereinafter set forth, to-wit:

Tract No. 2 (1 MF 19 - NE)
(Fee Title and Flowage Easement)

FEE TITLE TO:

The following described land situated in Mayes County, Oklahoma, to-wit: All that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 4, T 20 N, R 20 E of the Indian Base and Meridian lying south of the following described line: Beginning at a point in the west boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ 600 feet north of the southwest corner thereof, thence in a northeasterly direction to the northeast corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, containing 30 acres.

PERPETUAL EASEMENT UPON:

All that part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 4, T 20 N, R 20 E of the Indian Base and Meridian lying north of the following described line: Beginning at a point in the west boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ 600 feet north of the southwest corner thereof, thence in a northeasterly direction to the northeast corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, containing 10 acres.

Tract No. 2 (1 MF 21 - EE)
(Fee Title and Flowage Easement)

FEE TITLE TO:

The following described land situated in Mayes County, Oklahoma, to-wit: All those parts of the S $\frac{1}{2}$ NW $\frac{1}{4}$ and the N $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec 3, T 20 N, R 20 E, of the Indian Base and Meridian described as follows: Beginning at the southwest corner of said S $\frac{1}{2}$ NW $\frac{1}{4}$ thence in a northeasterly direction to a point 1320 feet east and 660 feet north of said southwest corner; thence in a northeasterly direction to a point in the north boundary of said S $\frac{1}{2}$ NW $\frac{1}{4}$ 600 feet west of the northeast corner thereof; thence easterly along said north boundary a distance of 300 feet; thence southerly parallel to the east boundary of said S $\frac{1}{2}$ NW $\frac{1}{4}$ to a point in the south boundary of said S $\frac{1}{2}$ NW $\frac{1}{4}$ 300 feet west of the southeast corner thereof; thence in a southwesterly direction to a point in said N $\frac{1}{2}$ SW $\frac{1}{4}$ 660 feet south and 1320 feet east of the northwest corner thereof; thence westerly parallel to the north boundary of said N $\frac{1}{2}$ SW $\frac{1}{4}$ to a point in the west boundary of said N $\frac{1}{2}$ SW $\frac{1}{4}$ 660 feet south of said northwest corner; thence northerly along said west boundary to the point of beginning, containing 83.6 acres.

PERPETUAL EASEMENT UPON:

All that part of the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec 3, T 20 N, R 20 E of the Indian Base and Meridian described as follows: Beginning at a point in the west boundary of said S $\frac{1}{2}$ NW $\frac{1}{4}$ 330 feet north of the southwest corner thereof, thence in a northeasterly direction to a point in the north boundary of said S $\frac{1}{2}$ NW $\frac{1}{4}$ 660 feet west of the northeast corner thereof; thence in a southwesterly direction to a point 660 feet south and 1320 feet east of the northwest corner of said S $\frac{1}{2}$ NW $\frac{1}{4}$; thence in a southwesterly direction to the southwest corner of said S $\frac{1}{2}$ NW $\frac{1}{4}$; thence northerly along the west boundary of said S $\frac{1}{2}$ NW $\frac{1}{4}$ to the point of beginning, containing 12.5 acres.

Tract 2 (2 MF 6)
(Fee Title)

The following described land situated in Mayes County, Oklahoma, to-wit: The W $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ and Lot 1 of Sec 27, T 21 N, R 20 E, of the Indian Base and Meridian, containing 334.95 acres.

Tract 2 (2 MF 12)
(Fee Title)

The following described land situated in Mayes County, Oklahoma, to-wit: Lots 1 and 4 of Sec 26, T 21 N, R 20 E, of the Indian Base and Meridian, containing 82.10 acres.

Tract No. 2 (1 MF 22)
(Fee Title)

The following described land situated in Mayes County, Oklahoma, to-wit: Lots 3, 4, and 7, and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 21, Lot 3, the SW $\frac{1}{4}$ and that part of the W $\frac{1}{2}$ SE $\frac{1}{4}$ lying west of the K.O. & G. Railroad in Sec 22, all in T 21 N, R 20 E of the Indian Base and Meridian, containing approximately 327.3 acres.

Tract No. 2 (3 MF 4)
(Fee Title)

The following described land situated in Mayes County, Oklahoma, to-wit: W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ all in Sec 16, T 21 N, R 20 E, of the Indian Base and Meridian, containing 340 acres.

Tract No. 2 (3 MF 38 + FE)
(Fee Title and Flowage Easement)

FEE TITLE TO:

The following described land situated in Mayes County, Oklahoma, to-wit: The SE $\frac{1}{4}$ and the S $\frac{1}{2}$ NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the E $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the E $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, all in Sec 9, T 21 N, R 20 E of the Indian Base and Meridian, containing 272.5 acres.

PERPETUAL EASEMENT UPON:

The N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec 9, T 21 N, R 20 E of the Indian Base and Meridian, containing 15.0 acres.

It further appearing that the petitioner, Grand River Dam Authority, a public corporation, has been unable to secure and acquire by purchase the land and/or estate hereinabove described, and that the only manner in which the said Grand River Dam Authority, a public corporation, may acquire said land and/or estate therein is by condemnation.

It further appearing to this Court that all requirements as required by law have been met by the petitioner, Grand River Dam Authority, a public corporation, and that all of the defendants have been duly served with notice, either by personal service or publication, of the condemnation and appropriation of said land and/or estate therein, for the length of time required by law, and that all of the defendants herein have had due and sufficient notice of this action and of the appointment of commissioners as prayed for in petitioner's petition.

It further appearing that on the 8th day of October, 1962, the Judge of this Court, after considering the petition of the petitioner, made and entered an order finding and determining that the petitioner, Grand River Dam Authority, a public corporation, had the authority and right to acquire said land and/or estate therein and finding and determining that the only manner in which the petitioner could acquire said land, and/or estate therein was by condemnation, and did select and appoint from the regular jury list of names, Clark Moore, Geo. E. Reeves, and Frank C. Conkright, three (3) disinterested freeholders residing within the confines of Northern

District of Oklahoma, to inspect said real property and consider the injury which the owner thereof, or those having any right, title or interest therein, may sustain by reason of the condemnation and appropriation by the petitioner of said land and/or estate therein, hereinabove described, and to assess the damages which said owners may sustain by reason of such appropriation irrespective of any benefits accruing to said land from the construction of or the proposed construction of any of the Grand River Dam Projects, and thereafter, did, on the 7th day of November, 1962, make their report in writing to the Clerk of the United States District Court in and for the Northern District of the State of Oklahoma, and did assess and award damages in the sum of \$153,380.00 to the owner of said land for the taking of the same, and the Grand River Dam Authority, a public corporation, did, on the 27th day of November, 1962, pay into and deposit with the Clerk of the United States District Court in and for the Northern District of Oklahoma, the said sum of \$153,380.00 for the use of the owner of said land; and that thereafter, the defendant, Oliver D. Mayor, within sixty (60) days after the filing of said commissioners' report, filed with the Clerk of said Court a written demand for trial by jury; and

On the 28th day of February, 1963, this cause coming on for trial in its regular order before a jury of twelve (12) persons, who, being duly impaneled and sworn, well and truly to try the issues joined between the petitioner and the defendant, Oliver D. Mayor, and a true verdict render according to the evidence, having heard the evidence and charges of the Court and the argument of counsel, upon their oaths, say:

"We, the Jury, find for the defendant in the amount of \$160,000.00." which verdict was returned on the 28th day of February, 1963.

IT IS, THEREFORE, CONSIDERED, ORDERED AND ADJUDGED by the Court that the petitioner, Grand River Dam Authority, a public corporation, has the right and authority and that it is necessary and convenient to acquire by condemnation for use in the construction, operation and maintenance of the Markham Ferry Project for the public benefit, the lands and/or estate therein as herein described.

IT IS FURTHER CONSIDERED, ORDERED AND ADJUDGED by the Court that the damages sustained by the defendant, Oliver D. Mayor, the owner of said land, by reason of the taking and appropriating of said land and/or estate therein as hereinabove described, by the Grand River Dam Authority, a public corporation, are assessed at \$160,000.00; and

IT IS CONSIDERED, ORDERED AND ADJUDGED by the Court that the petitioner, Grand River Dam Authority, a public corporation, upon the payment of the sum of \$6,120.00, together with interest at the rate of 6% per annum from November 27, 1962, to the Clerk of the United States District Court in and for the Northern District of Oklahoma, the said sum of \$6,120.00 being the difference between the amount awarded by the jury, to the owner of said land, in the sum of \$100,000.00, and the amount awarded the owner, Oliver D. Mayor, by the commissioners, in the sum of \$153,850.00, which last amount has heretofore been paid to the Clerk of said Court for the use and benefit of the owners of said land, shall be vested with the title to the lands and/or estate there as herein described.

IT IS FURTHER ORDERED that all costs herein be assessed and taxed to the petitioner.

151 Luther Bohannon
Judge of the United States District
Court for the Northern District of
Oklahoma.

Approved as to form:

151 G. B. Boydston
Attorney for Petitioner

151 Donald W. Purdock
Attorney for Defendant

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

503.74 Acres of Land, More or Less,
Situate in Nowata County, Oklahoma,
and Hinman Stuart Milam, et al, and
Unknown Owners,

Defendants.)

CIVIL ACTION NO. 4973

Tract No. N-1457E-1

FILED ✓

APR 22 1963

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

J U D G M E N T

1.

Now, on this 22nd day of April, 1963, this matter comes on for disposition on application of the plaintiff, United States of America, for entry of judgment on the Report of Commissioners filed herein on February 25, 1963, and the Court after having examined the files in this action and being advised by counsel for the plaintiff, finds that:

2.

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

3.

This judgment applies only to Tract No. N-1457E-1, as such tract is described in the Complaint and Declaration of Taking, filed herein.

4.

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

5.

The Acts of Congress set out in paragraph 2 of the Complaint filed herein give the United States of America the right, power and authority to condemn for public use the subject tract of land. Pursuant thereto, on July 28, 1960, the United States of America filed its Declaration of Taking of such tract of land, and title to such tract should be vested in the United States of America, as of the date of filing such instrument.

6.

On the filing of the Declaration of Taking, there was deposited in the Registry of this Court as estimated compensation for the taking of the subject tract a certain sum of money, and none of this deposit has been disbursed as set out in paragraph 11 below.

7.

The Report of Commissioners filed herein on February 25, 1963, is hereby accepted and adopted as a finding of fact as to subject tract. The amount of just compensation as to the subject tract as fixed by the Commission is set out in paragraph 11 below.

8.

A certain deficiency exists between the amount deposited as estimated just compensation for subject tract and the amount fixed by the Commission and the Court as just compensation, and a sum of money sufficient to cover such deficiency should be deposited by the Government. This deficiency is set out in paragraph 11 below.

9.

The defendants named in paragraph 11 as owners of subject tract are the only defendants asserting any interest in the estate condemned herein, all other defendants having either disclaimed or defaulted; the named defendants are the owners of the estate condemned herein and, as such, are entitled to distribution of just compensation therefor. Such owners have executed and filed herein a Stipulation As To Distribution whereby they have agreed upon the division of the award of just compensation, and such stipulation should be adopted by the Court.

10.

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

11.

It Is Further ORDERED, ADJUDGED AND DECREED that the right to just compensation for the estate taken herein in subject tract is vested in the defendants whose names appear below in this paragraph; the Report of Commissioners of February 25, 1963, is hereby confirmed and the sum therein fixed is adopted as just compensation for subject tract as shown by the following schedule:

TRACT NO. N-1457E-1

Owners:

Lessor interest:

H. D. Weaver and
Esther M. Weaver

Lessee interest:

Working interest - W. F. Moutray
1/32 Overriding Royalty - Stanley P. Munger

Award of just compensation, pursuant to Commissioners' report	- - - - - \$300.00	\$300.00
Deposited as estimated compensation	- - - - -	\$150.00
Disbursed to owners	- - - - - <u>None</u>	
Balance due to owners	- - - - - \$300.00, plus interest	<u> </u>
Deposit deficiency	- - - - -	\$150.00

12.

It Is Further ORDERED, ADJUDGED AND DECREED, that the United States of America shall pay into the Registry of this Court for the benefit of the landowners the deposit deficiency for the subject tract in the amount of \$150.00, together with interest on such deficiency at the rate of 6% per annum from July 28, 1960 until the date of deposit of such deficiency sum; and such sum shall be placed in the deposit for subject tract in this Civil Action.

13.

It Is Further ORDERED that the Stipulation As To Distribution of just compensation mentioned in paragraph 9 above, hereby is approved. Therefore, when the deficiency sum of \$150.00, plus interest, as required by paragraph 12, has been deposited, the Clerk of this Court then shall disburse

the entire deposit for the subject tract as follows:

To Glenn H. Chappell and W. E. Meddix, jointly	-----	\$75.00
To W. F. Moutray	-----	\$145.39 plus 64.6% of the accrued interest on the deposit deficiency
To H. D. Weaver and Esther M. Weaver, jointly	-----	\$64.61, plus 28.7% of the accrued interest on the deposit deficiency
To Stanley P. Munger	-----	\$15.00, plus 6.7% of the accrued interest on the deposit deficiency.

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.

1,033.72 Acres of Land, More or Less,
Situat e in Tulsa, Creek and Pawnee
Counties, Oklahoma and Pearl B.
Jackson, et al and Unknown Owners,

Defendants.

Civil No. 4982

Tracts Nos. 2313 and
2313E

FILED

APR 23 1963

JUDGMENT ON DEFAULT AND STIPULATIONS

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

On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a judgment determining the ownership and the just compensation to be awarded the former owners of Tracts Nos. 2313 and 2313E which judgment is based in part upon the stipulations entered into by and between the plaintiff and certain defendants therein named, which stipulations are tendered herewith for filing herein, and also based in part upon the default of certain defendants named below;

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

The Court finds that plaintiff and Louis B. Vernon, Ronald Lee Vernon, James Edward Vernon, Beverly Ann Vernon, Charlotte Darlene Vernon, Flora Leshner, Lidia Withworth, Bertha Cole, John Clasby, Mattie C. Wells, Flora C. Hopkins, Willie Clasby, Rollie Clasby, Louise Clasby, Otis Clasby, Roy Leshner, Clarence Leshner, Alta Simon and Mannford State Bank, defendants herein, have by the stipulations above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estates in Tracts Nos. 2313 and 2313E as set forth and described in the Complaint and Declaration of Taking, heretofore filed in this cause, is the sum of \$175.00 for their total one-half interest, inclusive of interest. The sum of \$250.00, 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 finds that defendants Wilson M. Stark and Cora Stark and J. A. Melton have failed to appear or answer nor have their attorneys appeared

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

The Court further finds, upon the evidence presented that the above listed defendants were the sole record owners of the above-captioned tracts on the date of taking, and are entitled to receive all of the award therefor.

The Court further finds, upon the evidence presented, that the amount of \$300.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in Tracts Nos. 2313 and 2313E as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause.

IT IS, THEREFORE, BY THE COURT ORDERED 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. 2313 and 2313E is the sum of \$300.00, inclusive of interest; and the sum of \$112.50 has heretofore been disbursed to Mannford State Bank under a stipulation agreeing to such disbursement with Ronald Lee Vernon, James Edward Vernon, Beverly Ann Vernon and Charlotte Darlene Vernon, the heirs of Louis B. Vernon, deceased, owner of a one-fourth divided interest;

(C) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$50.00, 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:

R. J. Clasby.....\$62.50
1846 Leslie Drive
Pleasant Hill, California

This disbursement to R. J. Clasby is provided for in the stipulation as to just compensation with the following owners of an undivided one-fourth interest: Flora Lesher, Lidia Withworth, Bertha Cole, John Clasby, Mattie C. Wells, Flora C. Hopkins, Willie Clasby, Rollie Clasby, Louise Clasby, Otis Clasby, Roy Lesher, Clarence Lesher and Alta Simon.

(D) The Clerk of the Court is hereby authorized and directed to retain the amounts set out below for these tracts for a period of five years from the

date of this Judgment, unless said deposit is properly claimed by the defendant owner set forth above, and in event said deposit is not claimed, the Court Clerk is directed, without further order of this Court, to return said deposit, five years from this date, into the United States Treasury:

Wilson M. Stark and Cora Stark.....1/4.....	\$62.50
J. A. Melton.....1/4.....	\$62.50
	<u>\$125.00</u>

Entered this *22nd* day of April, 1963.

ALLEN E. BARROW
JUDGE, United States District Court

APPROVED:

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

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

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

Civil No. 5465

Tract No. 4544E **FILED**

APR 22 1963

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

AMENDMENT TO JUDGMENT

On this day this cause came on for hearing on the application of the United States of America, by its attorney, for an amendment to a judgment filed March 26, 1963, which determined the ownership and the just compensation to be awarded the former owners of Tract No. 4544E.

The Court finds that the judgment should be amended in the following respect. Defendants A. P. Wright and V. P. Rader executed a valid option with the Corps of Engineers, which option was accepted. The agreed compensation as provided in the option was in the amount of \$371.25 for their proportionate interest. The judgment recites that A. P. Wright and V. P. Rader executed a stipulation agreeing that the amount of just compensation for their proportionate interest was in the amount of \$371.25.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED that the judgment filed of record in this case and tract on March 26, 1963 be amended to provide that A. F. Wright and V. P. Rader agreed upon the just compensation by a duly executed and accepted option by the Corps of Engineers, rather than by stipulation as therein provided.

Executed this 22 day of April 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

alj

FILED
4/16/63

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

FILED
IN OPEN COURT

APR 22 1963

HELEN M. PARSONS and THE NORTHERN
TRUST COMPANY as EXECUTORS OF THE
LAST WILL AND TESTAMENT OF BRUCE
PARSONS, DECEASED,
Plaintiffs,
vs.
W. VADEN GAINES,
Defendant.

NOBLE C. HOOD
Clerk, U. S. District Court
No. 5153
Civil Action

ORDER DISMISSING ACTION WITH PREJUDICE

Now on this 22 day of April, 1963, upon a motion of the
plaintiffs:

IT IS HEREBY ORDERED that the above styled and numbered action
be and the same is hereby dismissed with prejudice.

Allen E. Barrows
United States District Judge

APPROVED AS TO FORM:

UNGERMAN, GRABEL, UNGERMAN & LEITER

[Signature]
Attorneys for plaintiff
[Signature]
Attorney for defendant

LAW OFFICES
UNGERMAN,
GRABEL,
UNGERMAN
& LEITER
SIXTH FLOOR
WRIGHT BUILDING
TULSA, OKLAHOMA

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
vs.
641.99 Acres of Land, More or Less,
Situate in Osage, Creek and Pawnee
Counties, Oklahoma, and Helen R.
Breedon, et al, and Unknown Owners,
Defendants.

Plaintiff,

Civil No. 5320

Tracts Nos. 3304, E-1
thru E-5

FILED

1961 MAR 23

JUDGMENT ON MOTION

RECEIVED
Clerk of District Court

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, Patience M. McNulty and Dale Archer McNulty 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 \$165,000.00, inclusive of interest, would be awarded as just compensation for the taking of the estates to be condemned in Tracts Nos. 3304, 3304E-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 finds that prior to the filing of this condemnation case, which was filed on December 28, 1961, title was vested in the Trustees of the Mullendore Trust Company, namely, E. C. Mullendore, Mrs. Jenny Mullendore and Bessie M. Johnson, and that pursuant to the terms and conditions of the final decree in Civil Action No. 3002 in the United States District Court for the Northern District of Oklahoma, Patience Mullendore McNulty, Individually, and as Next Friend and Natural Guardian of Dale McNulty, plaintiff, vs. Mullendore Trust Company, et al, defendants, the Trustees of the Mullendore Trust Company were authorized to convey certain properties, which contain and include these Tracts Nos. 3304, 3304E-1 thru E-5, unto the beneficiaries of the Trust Estate, to wit: Bessie M. Johnson, Mildred M. Adams, Eugene C. Mullendore, Patience M. McNulty, and Dale Archer McNulty, and that these beneficiaries were the owners of these tracts at the time title was acquired by the plaintiff.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tracts on the date of taking, and that they are entitled to the entire award therefor. The Court also finds that Dale Archer McNulty was a minor at the time he executed the option contract referred to herein, and that Dale Archer McNulty has subsequently reached majority and has stipulated to the plaintiff that the total sum of \$165,000.00 is just compensation for the taking of the estates acquired in Tracts Nos. 3304, 3304E-1 thru E-5, and that said Dale Archer McNulty has therein adopted and ratified the option contract as being his willful and lawful act at this time, the stipulation herein referred to having heretofore been filed in this case.

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. 3304, 3304E-1 thru E-5 is the sum of \$165,000.00, inclusive of interest, which sum has heretofore been disbursed by order of this Court.

Entered this 22 day of April 1963.

ALLEN E. BARR

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

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

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

418.73 Acres of Land, More or Less,
Situate in Pawnee, Osage and Creek
Counties, Oklahoma, and F. Jerome
McNulty, et al, and Unknown Owners,

Defendants.

Civil No. 5352

Tract No. G-716E-2

FILED

APR 24 1953

WALTER C. HOOD
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 F. Jerome McNulty, 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 Tract No. G-716E-2, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$150.00, inclusive of interest. The sum of \$100.00, was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract.

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

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

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. G-716E-2, is the sum of \$150.00, inclusive of interest;

(C) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$50.00, 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:

F. Jerome McMulty.....\$150.00
c/o Curtis P. Harris, Attorney
515 Leonhardt Building
Oklahoma City, Oklahoma

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

Entered this 29th day of April, 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.

753.01 Acres of Land, More or Less,
Situate in Pawnee and Osage Counties,
Oklahoma, and Jacob Fein, et al, and
Unknown Owners,

Defendants.

Civil No. 5419

Tracts Nos. 3231E,
3231E-2 and
3231E-3

JUDGMENT ON STIPULATION

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

The Court finds that the plaintiff and Earl F. Barnett, James F. Barnett, LeNore Barnett, now Clark, LaVaughn Barnett, now Ditton, and Edna Barnett, individually and as Trustee for Judy Carol Barnett, Donald Ray Barnett and John David Barnett, minors, 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. 3231E, 3231E-2 and 3231E-3, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$500.00, inclusive of interest. The sum of \$200.00, 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. 3231E, 3231E-2 and 3231E-3, is the sum of \$500.00, inclusive of interest;

(C) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$300.00, without interest. Upon receipt

of the last mentioned deficiency, 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:

Edna Barnett, individually.....	\$166.66
Earl F. Barnett.....	\$ 47.62
LeNora Earnett, now Clark.....	\$ 47.62
LaVaughn Barnett, now Ditton.....	\$ 47.62
Edna Barnett, trustee for James F. Barnett Judy Carol Barnett Donald Ray Barnett John David Barnett (all minors).....	\$190.48
Total	\$500.00

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

Entered this 22nd day of April, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

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

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

600.49 Acres of Land, More or Less,
Situate in Tulsa, Creek and Pawnee
Counties, Oklahoma and Clifford Ward,
et al and Unknown Owners,

Defendants.

Civil No. 4854

Tract No. E-536

FILED

APR 11 1973

CLERK OF COURT
NORTHERN DISTRICT OF OKLAHOMA

JUDGMENT ON STIPULATION

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

The Court finds that the plaintiff and J. R. Wright; Juanita Coonrod Hinton, Cornelia Coonrod Holmes, individually and as administratrixes for the estate of Jessa Coonrod, deceased, defendants herein, have, by the stipulations above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of the estate in Tract No. E-536, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$1,125.00, inclusive of interest. The sum of \$800.00, was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract.

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

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

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. E-536, is the sum of \$1,125.00, inclusive of interest;

(C) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$325.00, without interest. Upon receipt

of the last mentioned deficiency, 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:

Juanita Coonrod Hinton and Cornelia Coonrod Holmes,
individually and as administratrixes for the
estate of Jessa Coonrod, deceased.....\$1,000.00
J. R. Wright.....\$ 125.00

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

Entered this 23rd day of April, 1963.

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

O. K. RUBBER WELDERS, INCORPORATED,
A Corporation,

Plaintiff,

vs.

JOE S. CLINE,

Defendant.

No. 5520

FILED

APR 28 1963

Am
NOBLE C. HOON
Clerk U. S. District Court

JOURNAL ENTRY OF JUDGMENT

At Tulsa, within the Northern District of Oklahoma, this cause came on to be heard on April 11, 1963, and after statement of counsel and upon consideration thereof, the court finds the issues in favor of plaintiff and against defendant and finds that the defendant is justly indebted to plaintiff upon a promissory note in the amount of \$20,924.14, with interest thereon at 6% from the 8th day of April, 1960, and an attorney fee of \$3138.60. The court further finds that the defendant is justly indebted to plaintiff upon an open account in the amount of \$4,000.14.

IT IS, THEREFORE, ORDERED ADJUDGED AND DECREED that the plaintiff have and recover judgment against the defendant for the sum of \$20,924.14, with interest thereon at 6% per annum from the 8th day of April, 1960, until paid, an attorney fee of \$3138.60, and for the further sum of \$4,000.14 and costs, this suit taxed at \$_____.

151 Luther Bohannon
DISTRICT JUDGE

APPROVED AS TO FORM:

William C. Michaels
Attorney for Plaintiff

J. M. G. [Signature]
Attorney for Defendant

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

MARY WALKER AND NORMAN KING,)
guardians of the estate of)
LEOLA PAULINE COURTNEY, an)
incompetent person,)
Plaintiff,)

vs:)

INTERNATIONAL HARVESTER COMPANY,)
A FOREIGN CORPORATION, RYDER TRUCK)
RENTAL, INC., a foreign corporation,)
and CANADA DRY BOTTLING CO., OF)
TULSA, INC., an Oklahoma corporation,)
Defendants.)

No. 5527

FILED ✓

APR 23 1963

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

ORDER

This cause came on to be heard on plaintiff's Motion to Remand and Allow Attorney's Fees on the grounds set out in said Petition, and the Court having granted the said motion.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the cause be remanded to the Superior Court in and for Creek County, State of Oklahoma from which it came, and it is further ORDERED, ADJUDGED AND DECREED that the plaintiffs should be awarded an attorney's fee in the amount of \$500.00 paid directly to their attorney of record, S. Paul Hazen. The Bond of defendants filed herein to stand for payment if not made otherwise.

To which order of the Court the defendants duly except and were allowed an exception by the Court.

Noble C. Hood, Clerk

~~Judge of the Federal Court~~
by [Signature]

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

MARY WALKER AND NORMAN KING,)
guardians of the estate of)
LEOLA PAULINE COURTNEY, an)
incompetent person,)
Plaintiff,)

vs:)

INTERNATIONAL HARVESTER COMPANY,)
A FOREIGN CORPORATION, RYDER TRUCK)
RENTAL, INC., a foreign corporation,)
and CANADA DRY BOTTLING CO., OF)
TULSA, INC., an Oklahoma corporation,)
Defendants.)

No. 5527

FILED ✓

APR 23 1963

NOBLE C. HOOD
Clerk U. S. District Court

ORDER

This cause came on to be heard on plaintiff's Motion to Remand and Allow Attorney's Fees on the grounds set out in said Petition, and the Court having granted the said motion.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the cause be remanded to the Superior Court in and for Creek County, State of Oklahoma from which it came, and it is further ORDERED, ADJUDGED AND DECREED that the plaintiffs should be awarded an attorney's fee in the amount of \$500.00 paid directly to their attorney of record, S. Paul Hazen. The Bond of defendants filed herein to stand for payment if not made otherwise.

To which order of the Court the defendants duly except and were allowed an exception by the Court.

Judge of the Federal Court

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

THE UNITED STATES OF AMERICA for
the use of W. E. SNEED, doing
business as SNEED CORE DRILLING
COMPANY,

Plaintiff,

-vs-

HYDE CONSTRUCTION COMPANY, INC.,
a corporation, THE AETNA CASUALTY
& SURETY COMPANY, a corporation,
NATIONAL SURETY COMPANY, a cor-
poration; and UNITED STATES FIDELITY &
GUARANTY COMPANY, a corporation,

Defendants.)

No. 5558

FILED

APR 23 1963

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

JOURNAL ENTRY OF JUDGMENT

This matter comes on for hearing this 12th day of April, 1963, before me the undersigned District Judge upon the motion of plaintiff for summary judgment against the defendants in the amount of \$2,051.56 and costs of this action and plaintiff being present by his attorney, Darven L. Brown, of Smith & Brown, and the defendants being present by their attorney, David Sanders of Sanders, McElroy & Whitten, and upon presentation of the motion and statement of counsel the court finds that plaintiff's motion should be sustained and a judgment entered for plaintiff against said defendants in the amount of \$2,051.56 and costs of this action.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the plaintiff have judgment against the defendants herein in the amount of \$2,051.56 and costs of this action.

LUTHER BOHANNON
U.S. DISTRICT JUDGE

Darven L. Brown
DARVEN L. BROWN, Attorney for
Plaintiff

David Sanders
DAVID SANDERS, Attorney for
Defendants

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OKLAHOMA

NORTHERN DISTRICT OF OKLAHOMA

APR 23 1963

BERTHA LEE EVANS
SHERMAN EVANS

Plaintiff

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

JAMES R. THURMAN

Defendant

NO. 5514, ap1 5513

MOTION TO DISMISS

Comes now the above named Plaintiffs and moves the Court for an Order dismissing this case with prejudice.

Bertha Lee Evans
Plaintiff
Sherman Evans
Plaintiff

ORDER

IT IS HEREBY ORDERED that the above styled and numbered case be and the same is hereby dismissed with prejudice to any rights in the premises as a result of this motion.

Carl F. Johnson
Federal Judge

Case No. 100-1000
Wichita Trucking Company,
Inc., a corporation, and
Richard L. Bishop,
Defendant.

ORDER OF DEMISSAL

This cause came on for trial on April 27, 1954, before Judge Allen E. Farrow, the plaintiff being represented by its attorney, Charles E. Davis, Wichita Trucking Company, and the defendant, appearing by its attorneys, Davitt, Head & West, Richard L. Bishop appearing by his attorneys, Homer, Watts, Lantry, Nelson & Hanson.

The court having heretofore held there was a badman holding of parties in this case, when it was removed from the State of Oklahoma Creek County, Oklahoma Division, to the United States District Court for the Northern District of Oklahoma at Muskogee, Oklahoma, by the defendant, Richard L. Bishop as directed by the court's order.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the defendant, Richard L. Bishop, be and he is hereby dismissed from the above captioned cause pending in the United States District Court for the Northern District of Oklahoma, without prejudice to a future action.

Wm. J. ...
Clerk of the District Court

D. K. *Wm. J. ...*
A. J. *James E. West*
Attorney for Plaintiff
Company, Inc., a corporation
D. K. *Wm. J. ...*
Attorney for Defendant

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
vs. Plaintiff,
635.95 Acres of Land, More or Less,
Situate in Pawnee, Osage and Creek
Counties, Oklahoma, and Effie Freeman
Rogers, et al, and Unknown Owners,
Defendants.

Civil No. 5505
Tracts Nos. 3642
3642E
3642E-2

FILED
APR 20 1963

JUDGMENT ON STIPULATION

NOBLE C. HORN
Clerk, U. S. District

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

The Court finds that the plaintiff and Louise Elizabeth Owen, Florence Bell Brown, and Margaret Williams, 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. 3642, 3642E and 3642E-2, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$15,410.00, inclusive of interest. The sum of \$13,400.00 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. 3642, 3642E, and 3642E-2, is the sum of \$15,410.00, inclusive of interest; and

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$2,010.00, without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw checks on the funds in the Registry of

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

FILED ✓

INTERNATIONAL UNION,
UNITED AUTOMOBILE, AIRCRAFT,
AND AGRICULTURAL IMPLEMENT
WORKERS OF AMERICA,
LOCAL UNION NO. 1093

Plaintiff

vs.

DOUGLAS AIRCRAFT COMPANY,
INC.

Defendant

APR 10 1963

NURSE C. HOOP
Clerk, U.S. District Court

Am

Civil No. 5515

ORDER FOR SUMMARY JUDGMENT

This matter comes on for hearing before the Court on the 11th day of April, 1963, plaintiff appearing by counsel, Woodson & Kleier, by George C. Kleier, and the defendant appearing by counsel, Sanders, McElroy & Whitten, by Bert McElroy, on the motion of the defendant for summary judgment filed herein. The Court, upon consideration of the pleadings, affidavits, and exhibits filed herein by each of the parties, and upon having heard arguments and statements of counsel in open court, and having examined the briefs herein filed by each of the parties, and being advised in the premises, finds as follows:

- (1) The award of the impartial arbitrator, which forms the basis for this action, has been complied with by the defendant.
- (2) The question of whether or not the employee involved in the arbitrator's award met physical and/or medical requirements for available work on the date of reinstatement was not determined by the arbitrator, and therefore does not constitute a justiciable issue in this cause.

(3) If failure of an employee to meet physical requirements constitutes an arbitrable question under the Union contract, determination of which question is not necessary to this proceeding, the plaintiff has failed to follow grievance procedures provided by the contract so as to be entitled to the relief sought in this court.

(4) The Court finds that the motion for summary judgment should be sustained and judgment entered thereon for the reason that the pleadings, affidavits, and exhibits on file, including those attached to the motions and response thereto, show that there is no genuine issue, material fact, or law, presented for determination in this action.

(5) The plaintiff excepts to the findings so made, and the exceptions are noted of record.

BE IT THEREFORE ORDERED, ADJUDGED, AND DECREED BY THE COURT that the motion of the defendant, Douglas Aircraft Company, Inc., to the complaint of the plaintiff herein filed, be and the same is hereby sustained, and judgment be and is hereby rendered and entered for the defendant in this cause.

131 Luther Borkenson
Judge of the United States
District Court for the Northern
District of Oklahoma

APPROVED AS TO FORM:

WOODSON & KLEIER

By George S. Kleier
Attorneys for Plaintiff

SANDERS, McELROY & WHITTEN

By Walter M. Whitten
Attorneys for Defendant

Def. Judgment
without Res. of Imps.

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

368.84 Acres of Land, More or Less,
Situate in Creek and Tulsa Counties,
Oklahoma, and Joe Wilson, et al and
Unknown Owners,

Defendants.

Civil No. 4791 ✓

Tracts Nos. D-421-M1
D-421-M2
(Subordination of oil, gas and other
minerals)
FILED

APR 29 1963

JUDGMENT ON STIPULATION

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

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

The Court finds that plaintiff and S. P. Oates, Eileen Chaffin, Mary Crowe, Rhoda Jane Guffy, Robert B. Kennan, Paul G. Webb, W. F. Thompson, E. Alice Wilson and Arthur J. Stanley, owners of the oil, gas and other minerals, lessors' interest, have, by the stipulations above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of their respective interests in the estates in Tracts Nos. D-421-M1 and D-421-M2, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the sum of \$5,908.00, inclusive of interest.

The Court further finds that plaintiff and Fred D. Brady and Ralph J. Brady and their attorney, M. J. Ledbetter, owners of the leasehold interest in the oil, gas and other minerals, defendants herein have, by stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of their interest in the estates in Tracts Nos. D-421-M1 and D-421-M2, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the sum of \$32,197.00, inclusive of interest. The sum of \$35,032.00, was deposited into the registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein and of this deposit the sum of \$5,908.00 was to be applied to the lessors' interest, and the sum of \$29,124.00 applied the leasehold estate. The Court also finds that just compensation for all interests in these tracts is the total sum of \$38,105.00, 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 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. D-421-M1 and D-421-M2, is the sum of \$38,105.00, inclusive of interest; and

(C) The plaintiff shall forthwith deposit into the registry of this Court the deficiency in the amount of \$3,073.00, without interest.

(D) Upon receipt of the deficiency of \$3,073.00 the Clerk of the Court is hereby authorized and directed to draw a check made payable to Fred D. Brady and Ralph J. Brady in the amount of \$3,073.00 and to cause payment to be made, all other party defendants having previously been paid their respective share of the award by previous orders of this Court.

Entered this *29th* day of *April* 1963.

ALLEN E. BARROW

JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.

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

... and ...
...
...
...
...

FILED

APR 20 1963

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

... the parties hereto
... Complaint ...
... shall be dismissed ...
...

ARTHUR ... and
...

Richard B. McDermott
Richard B. McDermott
Attorney for Defendants
211 Drew Building
Topeka, Kansas

MISSOURI ...

Jack E. ...
Jack E. ...
Attorney for Plaintiff
222 Natl. Bank of Miss. Bldg.
Topeka, Oklahoma

... 30th

David

Fletcher ...
United States District Judge

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

Raymond Leonard Bennett,
a/k/a R. L. Bennett, and
Ellene Bennett, d/b/a Bennett
Grocery and Market,
State of Oklahoma ex rel Oklahoma
Employment Security Commission,
Industrial Acceptance Corporation,
and S. D. Maccom Company,

Defendants.

Civil No. 5422

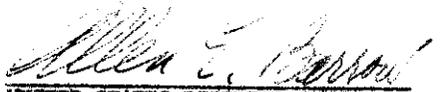
ORDER CONFIRMING MARSHAL'S SALE

NOW, on this 29 day of April, 1963,
there coming on for hearing the Motion of the Plaintiff herein to con-
firm the sale of the real and personal property made by the United States
Marshal for the Northern District of Oklahoma, on April 6, 1963, under
an Order of Sale, dated January 2, 1963, issued in this
cause out of the office of the Court Clerk for the United States District
Court of the Northern District of Oklahoma, and the Court having carefully
examined the proceedings of the United States Marshal under the Order of
Sale and no one appearing in opposition thereto, and no exceptions having
been filed, finds that due and legal notice of the sale of the real property
was given by publication once a week for at least four (4) weeks prior
to the date of sale in the Tulsa Daily Legal News, a newspaper published
and of general circulation in the County of Tulsa, State of Oklahoma,
and that due and legal notice of the sale of the personal property was
given by publication once a day for at least 10 days prior to the date
of sale in the Tulsa Daily World, a newspaper published and in general
circulation in the County of Tulsa, State of Oklahoma, all as shown
by the proofs of publication filed herein and that on the day fixed
therein, April 6, 1963, the said real and personal property was sold to
the individuals and companies as shown in the Return of Sale filed herein.

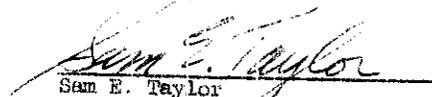
The Court further finds that the sales were made in all respects
in conformity with the law in such case made and provided and that the
sales were legal in all respects.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, by the Court,
that the Marshal's Sale and all proceedings under the Order of Sale
issued herein, be and the same are hereby approved and confirmed.

It Is Further Ordered that Doyle W. Foreman, as United States
Marshal for the Northern District of Oklahoma, make and execute to the
purchaser of the real property, S. D. Giacomo, a good and sufficient Deed
for such premises


UNITED STATES DISTRICT JUDGE

Approved By:


Sam E. Taylor
Assistant United States Attorney
Attorney For Plaintiff