

FILED

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

NOBLE C. HOWE
Judge, U. S. District Court

Clara Nichols,	Plaintiff,	1
		2
		3
W. J. Nichols & Company,	Defendant,	4
		5
		6
		7
		8
		9
		10

U. S. District Court

ORDER DISMISSING CAUSE WITH PREJUDICE

Upon joint application of the plaintiff and defendant, and in good faith agreement, which recites all the facts herein shown to amount to an accord and satisfaction of the cause of action.

It is therefore ordered that this cause be, and is hereby dismissed with prejudice to the plaintiff and defendant.

Dated this 17th day of July 1914.

Leitch Bohannon
U. S. District Judge

Attorneys for Plaintiff

Attorneys for Defendant

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

UNITED STATES OF AMERICA, for the use and benefit of LOEFFLER-GREENE SUPPLY COMPANY, a business trust,

Plaintiff,

vs.

Civil Action No. 5676

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

Defendants.

FILED

JUL - 8 1963

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

JOURNAL ENTRY OF JUDGMENT

Now on this 8th day of July, 1963, there having come on for hearing the Motion of plaintiff for Judgment on the Pleadings against the defendants, and each of them, for the sum of \$635.37, with interest thereon at the rate of 6% per annum from date of judgment and for the costs of the action; plaintiff appearing by its attorneys, Ungerman, Grabel, Ungerman & Leiter, and the defendants appearing by their attorneys, Sanders, McElroy & Whitten; and the Court, being fully advised in the premises, finds that plaintiff is entitled, as a matter of law, to judgment on the pleadings against the defendants in the sum of \$635.37, with interest and costs, as aforesaid, and that plaintiff's Motion should be and is hereby sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the Motion of plaintiff for Judgment on the Pleadings against the defendants be and the same is hereby sustained and judgment is hereby entered in favor of the plaintiff and against the defendants, and each of them, in the sum of \$635.37, with interest thereon at the rate of 6% per annum from date of judgment, until paid, and for the costs of the action.

Dated this 8th day of July, 1963.

LAW OFFICES
UNGERMAN,
GRABEL,
UNGERMAN
& LEITER

SIXTH FLOOR
WRIGHT BUILDING
TULSA, OKLAHOMA

(s) Luther Bohannon
UNITED STATES DISTRICT JUDGE

APPROVED:

UNGERMAN, GRABEL, UNGERMAN & LEITEK

BY William Leiter
ATTORNEYS FOR PLAINTIFF

SANDERS, McILROY & WHITTEN

BY Frank Sanders
ATTORNEYS FOR DEFENDANTS

7/2/63

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

UNITED STATES OF AMERICA, for the)
use and benefit of STANDARD MOTOR)
SUPPLY, INC., a corporation,)
Plaintiff,)

vs.)

HYDE CONSTRUCTION COMPANY, INC., a)
corporation; UNITED STATES FIDELITY &)
GUARANTY COMPANY, a corporation; NATIONAL)
SURETY CORPORATION, a corporation; and)
THE AETNA CASUALTY AND SURETY COMPANY, a)
corporation,)

Defendants.)

Civil No. 5679

FILED

JUL - 8 1963

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

JOURNAL ENTRY OF JUDGMENT

Now, on this 8th day of July, 1963, there came on for hearing the Motion of plaintiff for Judgment on the Pleadings against the defendants; plaintiff appeared by its attorneys, Ungerman, Grabel, Ungerman & Leiter, and defendants appeared by their attorneys, Sanders, McElroy & Whitten; and the Court, being fully advised in the premises, finds that plaintiff is entitled, as a matter of law, to judgment on the pleadings against the defendants, and each of them, in the sum of \$280.42, with interest thereon at the rate of 6% per annum from the 15th day of October, 1962, and for the costs of the action, and that plaintiff's Motion for Judgment on the Pleadings should be and is hereby sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that plaintiff have and is hereby granted judgment on the pleadings against the defendants, and each of them, for the sum of \$280.42, with interest thereon at the rate of 6% per annum from the 15th day of October, 1962, and for the costs of the action, and that plaintiff's Motion for Judgment on the Pleadings be and the same is hereby sustained and judgment is hereby entered against said defendants for said sum, with interest and costs as aforesaid.

Dated this 8th day of July, 1963.

LAW OFFICES
UNGERMAN,
GRABEL,
UNGERMAN
& LEITER

SIXTH FLOOR
WRIGHT BUILDING
TULSA, OKLAHOMA


UNITED STATES DISTRICT JUDGE

APPROVED:

UNGERMAN, GRABEL, UNGERMAN & LEITER

BY Willis Leiter
ATTORNEYS FOR PLAINTIFF

SANDERS, McELROY & WHITTEN

BY Donald Sanders
ATTORNEYS FOR DEFENDANTS

31, pb
6/21/63

FILED

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

JUL 9 1963

JOHNSON MOTORS, INC.,)
A Corporation,)
)
Plaintiff,)
)
vs.)
)
CURLEY SUTTON, d/b/a CURLEY'S)
MOTORCYCLE SALES,)
)
Defendant.)

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

No. ⁴⁰¹~~4107~~ Civil

ORDER VACATING AND SETTING ASIDE RELEASE AND SATISFACTION OF JUDGMENT

Now, on this 9 day of July, 1963, there having come on for hearing the Motion of the plaintiff for an order vacating and setting aside the release and satisfaction of judgment executed by the plaintiff, filed herein on the 22nd day of April, 1963, on the ground of mistake and on the further ground that the judgment, in favor of the plaintiff, entered by the Court on the 9th day of October, 1956, and against the defendant, in the sum of \$3,355.27 has not been fully paid; plaintiff appeared by its attorneys, Ungerman, Grabel, Ungerman & Leiter; and it appearing to the Court that the defendant and judgment debtor, Curley Sutton, d/b/a Curley's Motorcycle Sales, has stipulated and agreed that the facts set forth in plaintiff's Motion are true and correct, has waived notice of hearing, and has further stipulated and agreed that an order may be entered by the Court without notice to said defendant sustaining plaintiff's Motion and vacating and setting aside the Release and Satisfaction of Judgment heretofore filed, the Court thereupon finds that said Motion should be and is hereby sustained and the Release and Satisfaction of Judgment heretofore filed by the plaintiff is hereby vacated, set aside and held for naught.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the Motion of the plaintiff to vacate and set aside the Release and Satisfaction of Judgment executed by the plaintiff, filed herein on the 22nd day of April, 1963, be and the same is hereby sustained, AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that said Release and Satisfaction of Judgment filed on the 22nd day of April, 1963, be and the same is hereby

LAW OFFICES
UNGERMAN,
GRABEL,
UNGERMAN
& LEITER

SIXTH FLOOR
WRIGHT BUILDING
TULSA, OKLAHOMA

vacated, set aside and held for naught and the judgment and the judgment
lien are hereby fully reinstated as if the said Release had not been filed.

Done in open Court this 9 day of July, 1963.

(5) Arthur Coleman
UNITED STATES DISTRICT JUDGE

APPROVED:

UNGERMAN, GRABEL, UNGERMAN & LEITER

BY William J. Leiter
ATTORNEYS FOR PLAINTIFF

Curly Leiter
DEFENDANT

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

191.39 Acres of Land, More or Less,
Situating in Creek and Pawnee Counties,
Oklahoma, and Leslie M. Yarbrough,
et al, and Unknown Owners,

Defendants.

Civil No. 4720

Tract No. F-643

FILED

JUL 11 1963

AMENDMENT TO JUDGMENT

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

On this day this cause came on for hearing on motion of the plaintiff,
United States of America, to amend a Judgment and Order of Distribution entered
August 3, 1962.

The Court finds that the Judgment and Order of Distribution entered
August 3, 1962 ordered and decreed that the Clerk of the Court issue a check in
the amount of \$100.00, payable to Robert H. Vaughn and cause payment to be made.

The Court further finds that the sum of \$100.00 has heretofore been
disbursed to Robert H. Vaughn by previous order of this Court dated April 20,
1961.

IT IS, THEREFORE, BY THE COURT ORDERED, ADJUDGED AND DECREED that
the Judgment and Order of Distribution entered August 3, 1962 is hereby amended
to recite that the sum of \$100.00 has heretofore been disbursed to Robert H.
Vaughn by Order of Distribution dated April 20, 1961.

Entered this 9 day of July 1963.

Robert S. Santee

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE
Assistant United States 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,)
 Situate in Tulsa, Creek and Pawnee)
 Counties, Oklahoma, and Pearl B.)
 Jackson, Co., et al, and Unknown Owners,)
)
 Defendants.)

Civil No. 4982
Tracts Nos. A-149-1 thru
FILED -4, A-149E-1
Thru E-3

JUL -9 1963

AMENDMENT TO JUDGMENT

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

On this day this cause came on for hearing upon the motion of the United States of America, by its attorney, to amend a Judgment entered June 21, 1963, in the above tracts and case.

The Court finds that the Judgment above referred to recites under Paragraph 5 that the Texas Company and Phillips Petroleum Company, defendants herein, have by the stipulation agreed that the just compensation to be paid by the plaintiff for the taking of the estate taken in the above tracts is the sum of \$311.88, inclusive of interest, for their respective interests; that said amount is in error; that the correct amount stipulated to as just compensation by the Texas Company and Phillips Petroleum Company is the sum of \$396.63 for their respective interests.

The Court further finds that under Paragraph (c) of the Judgment above referred to the Clerk of this Court was authorized and directed to draw a check on the funds in the Registry of this Court payable to the order of the following-named payee: "The Texas Company - - - - \$227.50;" that said amount is in error; that Paragraph (c) should be amended only insofar as it pertains to the defendant Texas Company to read as follows: "The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$84,75, 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: - - - Texas Company - - - - \$312.25."

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

(a) That Paragraph 5 of the Judgment filed in these tracts and case be and hereby is amended to recite the just compensation agreed upon by stipulation between plaintiff and the Texas Company and Phillips Petroleum Company is the sum of \$396.63 for their respective interests.

(b) That Paragraph (c) of the Judgment filed in these tracts and case be and hereby is amended to recite upon receipt by the Clerk of this Court of the deficiency in the amount of \$84.75, which deficiency the plaintiff is hereby ordered to deposit into the Registry of this Court, the Clerk is 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:

The Texas Company - - - - - \$312.25.

Entered this 4 day of July 1963.

[Signature]
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.)
)
 1,033.72 Acres of Land, More or Less,)
 Situate in Tulsa, Creek and Pawnee)
 Counties, Oklahoma, and Pearl B.)
 Jackson Co., et al, and Unknown Owners,)
)
 Defendants.)

Civil No. 4982
Tract No. I-953
(Subordination of Mineral
Estate)
FILED

JUL -9 1963

JUDGMENT ON OPTION AND STIPULATION

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

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option 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 stipulation entered into by the defendant Texaco, Inc., and the plaintiff, which stipulation is tendered herewith for filing herein.

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 \$107.00, inclusive of interest, would be awarded as just compensation for the taking of its interest in the estate to be condemned in Tract No. I-953, 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 defendant Texaco, Inc. has by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of its interest in the estate in Tract No. I-953, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause is the sum of \$205.00, inclusive of interest.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tract on the date of taking; that they are entitled to the entire award therefor; and the option contract and stipulation 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 \$107.00, 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. I-953 is the sum of \$312.00, inclusive of interest;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$205.00, 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:

Pearl B. Jackson Company - - - - -	\$107.00
Texaco, Inc. - - - - -	<u>\$205.00</u>
Total	\$312.00

Entered this 9 day of July 1963.

Robert Buchanan
UNITED STATES DISTRICT JUDGE

APPROVED:

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

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

UNITED STATES OF AMERICA For The)
Use and Benefit of O. E. DEAN, Individually,)
and trading and doing business as PENN)
SOUTHERN CONSTRUCTION COMPANY,)
Plaintiff,)

vs.)

Civil Action
No. 5667

HYDE CONSTRUCTION COMPANY, INC., a)
corporation; UNITED STATES FIDELITY &)
GUARANTY COMPANY, a corporation;)
NATIONAL SURETY CORPORATION, a)
corporation; and THE AETNA CASUALTY)
AND SURETY COMPANY, a corporation,)
Defendants.)

SUMMARY JUDGMENT

This matter coming before the Court on this 9 day of July,
1963, upon the Motion for Summary Judgment of Plaintiff United States of
America for the use and benefit of O. E. Dean, trading and doing business
as Penn Southern Construction Company, and the Court being advised, finds;
that the Defendants have filed an Answer herein admitting the allegations of
the complaint and the sums therein set forth as due and owing;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that
Plaintiff, O. E. Dean, trading and doing business as Penn Southern Construc-
tion Company, have judgment against the Defendants Hyde Construction, Inc.,
United States Fidelity & Guaranty Company, National Surety Corporation, and
The Aetna Casualty And Surety Company, in the sum of Seventy-five Thousand
Nine Hundred Fifty-eight Dollars and Eighty-two Cents (\$75,958.82) with
interest from date of judgment until paid.

Approved as to Form:


United States District Judge


Attorney for Plaintiff

Attorney for Defendants

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

FILED

C. E. Vera Tripp, Plaintiff,)	NOBLE C. HOOD
)	Clerk, U.S. District Court
vs.)	No. <u>5536 Civil</u>
)	
The Firestone Tire & Rubber)	
Company and Bill Deatherage, Defendants.)	

ORDER SUSTAINING MOTION TO REMAND

The motion of the plaintiff to remand this case to the Bristow Division of the Superior Court in and for Creek County, Oklahoma, coming on for hearing this 9th day of July, 1963, pursuant to notice properly served upon the parties hereto, and the court having heard the argument of counsel and being fully advised, upon consideration finds that the said motion should be sustained.

IT IS THEREFORE ORDERED that the motion of the plaintiff to remand this case to the Bristow Division of the Superior Court of Creek County, Oklahoma, be, and the same is hereby granted, and this cause be and the same is hereby remanded to the Bristow Division of the Superior Court of Creek County, Oklahoma, for further proceedings.

NOBLE C. HOOD

By: *James Kent*
Clerk of the United States District Court.

CERTIFICATE OF MAILING

Copy of the foregoing Order Sustaining Motion to Remand was this 10th day of July, 1963, mailed to Rheam & Noss, 319 Thompson Building, Tulsa, Oklahoma, attorney for defendant The Firestone Tire & Rubber Co., and Gerard E. Donovan, Beacon Building, Tulsa, Oklahoma, attorney for defendant Deatherage.

W. H. ...

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

UNITED STATES OF AMERICA, ex rel,)
SCOTT COUNTY LUMBER COMPANY, a corporation,)
Plaintiff)
vs.) NO. 5618
HYDE CONSTRUCTION COMPANY, INC., a)
corporation, THE AETNA CASUALTY &)
SURETY COMPANY, a corporation, and)
UNITED STATES FIDELITY & GUARANTY)
COMPANY, a corporation,)
Defendants)

FILED
JUL 15 1963
NOBLE C. HOOD
Clerk, U. S. District Court

JOURNAL ENTRY OF JUDGMENT

This cause, coming on to be heard before me, the undersigned Federal District Judge for the Northern District of Oklahoma, upon the motion of the plaintiff for judgment on the pleadings, and the court having examined the pleadings herein and being fully advised in the premises and upon consideration thereof, finds that the plaintiff's motion for judgment on the pleadings should be granted.

IT IS, THEREFORE, ADJUDGED AND DECREED THAT judgment be and the same is hereby entered in favor of the plaintiff and against the defendants for the sum of \$1,193.14 and costs of this action, for all of which let execution issue.

July 11, 1963

[Signature]

Judge

APPROVED AS TO FORM:

[Signature]

Attorney for Plaintiff

[Signature]

Attorney for Defendants

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
Plaintiff,

vs.

170.01 Acres of Land, More or Less,
Situate in Tulsa and Osage Counties,
Oklahoma, and Clyde Jacobs, Jr.,
et al., and Unknown Owners,

Defendants.

Civil No. 5205

Tract No. 2118 **FILED**

JUL 17 1963

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

AMENDMENT TO JUDGMENT

On this day this cause came on for hearing upon motion of the plaintiff, United States of America, by and through its attorney Robert P. Santee, to amend and correct a judgment entered June 24, 1963, in the above tract and case.

The Court finds that the judgment of June 24, 1963, recites in paragraph 4, and again in paragraph (b), that the amount of just compensation for the taking of the estate therein was the sum of \$150.00. The Court further finds that such amount is in error and should have been the sum of \$175.00

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED that the judgment entered June 24, 1963, in the above tract and case is hereby amended to recite that the just compensation, as found by the Court, for the taking of the estate therein is the sum of \$175.00.

Entered this 15th day of July 1963.

Luther Bohanan

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

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

FILED

11 2 1933

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

W. WILLARD WIRTZ, SECRETARY)
OF LABOR, UNITED STATES)
DEPARTMENT OF LABOR,)
)
Plaintiff)
)
v.)
)
OSAGE OIL FIELD SERVICE)
COMPANY, a corporation,)
)
Defendant)

CIVIL ACTION
FILE NO. 5653

J U D G M E N T

The plaintiff has filed his complaint herein and the defendant has appeared by counsel, filed its answer, and agreed to the entry of this judgment without contest.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the defendant, Osage Oil Field Service Company, a corporation, its officers, agents, employees and all persons acting and claiming to act in its behalf, be and it is hereby enjoined from violating the provisions of the Fair Labor Standards Act of 1938 (Act of June 25, 1938, 52 Stat. 1060 as amended, 63 Stat. 910; U.S.C., Title 29, Sec. 201 et seq.) hereinafter called the Act, in these particulars:

I.

Defendant shall not, contrary to the provisions of Sections 7 and 15(a)(2) of the Act, employ any of its employees in the production of goods for interstate commerce, as those terms are defined by the Act, for workweeks longer than 40 hours without compensating said employees for their employment in excess of 40 hours at a rate not less than one and one-half times the

regulations at which they were employed in accordance with the
access to the courts, etc.

It

Defendant shall not, contrary to the provisions of
Sections 11(b) and 15(a)(5) of the Act fail to make, keep and
preserve adequate and accurate records of its employees and
wages, hours and other conditions and practices of employment
maintained by it, as prescribed by the regulations issued, and
from time to time amended, under the authority of the Secretary
of Labor, United States Department of Labor.

This judgment is signed and entered this 15th
day of July, 1963.

William W. Woodson
United States District Judge

Agreed:

Osage Oil Field Service Company,
a corporation Defendant

By Bethel A. Smoot
Bethel A. Smoot, President

Fred W. Woodson
Fred W. Woodson
Attorney for Defendant

Richard L. Celler
Richard L. Celler
Attorney for Plaintiff

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. V-2218E-1 and
V-2218E-2

FILED

JUL 23 1963

J U D G M E N T

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

1.

NOW, on this 22nd day of July, 1963, this matter comes on for disposition on application of plaintiff, United States of America, for entry of judgment on a stipulation agreeing upon just compensation and the Court, after having examined the files in this action and being advised by counsel for plaintiff, finds:

2.

This judgment applies only to the estates condemned in the tracts enumerated in the caption above, as such tracts are described in the Complaint and the Declaration of Taking filed in this civil action, and as such estates are described in the Complaint and in the stipulation of the parties filed herein on March 13, 1963.

3.

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

4.

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

5.

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

should be vested in the United States of America as of the date of filing the Declaration of Taking.

6.

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

7.

On the date of taking in this action, the owners of the estates taken in subject tracts as described in paragraph 2 herein were the defendants whose names are shown in paragraph 11 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 subject tracts and the United States of America have executed and filed herein a Stipulation As To Just Compensation, wherein they have agreed that just compensation for the estates condemned in subject tracts is in the amount shown as compensation in paragraph 11, and have further agreed upon the distribution of such award, and such stipulation should be approved.

9.

It Is, Therefore, ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power, and authority to condemn for public use the 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 only of the estates described in such Complaint but as further described and defined by the stipulation of the parties filed herein on March 13, 1963, 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.

10.

It Is Further ORDERED, ADJUDGED AND DECREED that on the date of taking, the owners of the estates described in paragraph 2 herein, condemned

herein in subject tracts, were the persons whose names appear below in paragraph 11, and the right to just compensation for the estates taken herein in these tracts is vested in the parties so named.

11.

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. V-2218E-1 AND V-2218E-2

Owners:

J. B. Hoge and
Amax Petroleum Corporation
(successor in interest to Blackwell Zinc Company, Inc., and
American Climax Petroleum Corporation)

Award of just compensation, pursuant to stipulation - - - - -	\$400.00	\$400.00
(by stipulation of the parties, to be allocated and disbursed: J. B. Hoge - - - - -	\$47.56	
Amax Petr. Corp. - - - - -	\$352.44)	
Deposited as estimated compensation - - - - -	<u>\$400.00</u>	
Disbursed to owners - - - - -		None
Balance due to owners - - - - -		<u>\$400.00</u>

12.

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

To J. B. Hoge - - - - -	\$47.56
To Amax Petroleum Corporation - - - - -	\$352.44

Luther Bohanan
UNITED STATES DISTRICT JUDGE

APPROVED:

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

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

Marion Kingfisher,)
Plaintiff,)
vs.)
Howard Martin, et al.,)
Defendants.)

No. 5649 Civil

FILED

JUL 26 1963

ORDER REMANDING CASE

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

Plaintiff's Motion to Remand is granted.

It appears that such Motion is good on its face and as supported by brief filed therewith.

Moreover, it is noted that the defendants have failed to respond with brief to plaintiff's Motion to Remand, as directed by the Court on July 8, 1963.

It is, therefore, ordered that this case be, and the case is hereby remanded to the District Court of Ottawa County, State of Oklahoma, for all further proceedings herein. The Clerk of this Court is directed to take the necessary action to complete the transfer of this case in compliance with this order.

Dated, this 26th day of July, 1963.

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

~~Referred to Referee William E.~~

~~Refridge, _____ is~~

~~NOBLE C. HOOD, CLERK~~

~~By _____~~

~~Deputy~~

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

NANNIE LEWIS,

Plaintiff,

vs.

P. H. S. INDIAN HOSPITAL,
AND THE UNITED STATES OF
AMERICA,

Defendants. }

Civil No. 5288

FILED

JUL 29 1963

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

JUDGMENT

This action came on for trial before the court, Honorable Luther Bohanon presiding, and the issues having been duly tried and the court on July 29, 1963, having rendered a judgment for the defendants,

IT IS ORDERED AND ADJUDGED that the plaintiff take nothing, that the action is dismissed on the merits, and that the defendants recover of the plaintiff, Nannie Lewis, their costs of this action.

Dated at Tulsa, Oklahoma, this 29th day of July, 1963.

Noble C. Hood, Clerk

by *Noble C. Hood*
Deputy

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

JUL 20 1963

United States of America,

Plaintiff,

vs.

563.89 Acres of Land, More or Less,
Situat in Creek County, Oklahoma,
and S. M. Kantor, et al., and
Unknown Owners,

Defendants.

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

Civil No. 5040
Tracts Nos. I-942 and E
(Subordination of mineral estate)

JUDGMENT ON OPTION AND STIPULATION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the options granted by the defendants, R. D. Johnson and Mary Ruby Johnson, and William J. Freeman, 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 Christine Anderson, Myron E. Anderson and Crystal Wynona Mielke and the plaintiff, 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, R. D. Johnson and Mary Ruby Johnson, owners of an undivided one-half interest in the oil, gas and other minerals, lessors' interest and William J. Freeman, owner of the leasehold estate in the oil, gas and other minerals, 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 Engineer, Department of the Army, wherein it was agreed that the amount of \$2470.00, inclusive of interest, would be awarded as just compensation for the taking of the estate to be condemned in Tracts Nos. I-942 & E as such estates and said tracts are described in the complaint and declaration of taking heretcfore filed in this cause.

STIPULATION: The Court finds that plaintiff and defendants, Christine Anderson, Myron E. Anderson and Crystal Wynona Mielke, sole heir of E. R. Anderson, deceased, 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 oil, gas and other minerals, lessors

interest, of the estates in Tracts Nos. I-942 & E, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause in the total sum of \$1058.50, 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 stipulations are valid.

The Court also finds that R. D. Johnson, et al., has refunded the sum of \$0.50 and that the distribution of the award should be made as follows:

R. D. Johnson & Mary Ruby Johnson - 1/2	\$1058.50 paid
William J. Freeman (lessee)	353.00
Christine Anderson, Myron E. Anderson and Crystal Wynona Mielke	<u>1058.50</u>
Total	\$2470.00

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 \$2470.00, 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. I-942 & E is the sum of \$2470.00, inclusive of interest.
- C. The Clerk of this Court is hereby authorized and directed to draw a check on the funds in the Registry of this Court in the amount herein-after set forth, payable to the order of the following named payees:

Christine Anderson, Myron E. Anderson
and Crystal Wynona Mielks, jointly \$1058.50

Entered this 29 day of July 1963.

APPROVED:
W. R. THIXTON, JR.

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

Luther Bohanan
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

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

Civil No. 5427
Tract No. 2242

(SUBORDINATION OF MINERAL
ESTATE)

FILED

OCT 20 1947

JUDGMENT ON OPTION AND STIPULATION

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

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the option granted by the defendants, Scott Rice Company and Reliable Oil Company, lessees, 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, Villard Martin, individually and as Trustee for Kathryn Maxey, and Garrett Logan, lessors, and the plaintiff, 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, Scott Rice Company and Reliable Oil Company, 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 \$47,353.00, inclusive of interest, would be awarded as just compensation for the taking of their interest, all interest in the leasehold estate in the oil, gas, and other minerals, in the estate to be condemned in Tract No. 2242, 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, Villard Martin, individually and as Trustee for Kathryn Maxey, and Garrett Logan, lessors, have by the stipulation above referred to, agreed that the just compensation to be paid by the plaintiff for the taking of their interest in the oil, gas, and other minerals, lessors' interest, in the estate in Tract No. 2242, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause is the sum of \$14,348.60, inclusive of interest.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tract on the date of taking; that they are entitled to the entire award therefor; and the option contract and stipulation 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 \$59,826.00, 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. 2242 is the sum of \$61,701.60, inclusive of interest;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$1,875.60, 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:

Villard Martin, Trustee for Kathryn Maxey	\$1,406.70
Villard Martin	375.12
Garrett Logan	<u>93.78</u>
Total	\$1,875.60

Entered this 27th day of July, 1963.

Luther Bohanan

UNITED STATES DISTRICT JUDGE

APPROVED:

W. R. THIXTON, JR.

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

ksm

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
vs.
152.04 Acres of Land, More or Less,
Situat e in Osage and Pawnee Counties,
Oklahoma and Jacob Fein, et al, and
Unknown Owners,
Plaintiff,
Defendants.

Civil No. 5538
Tract No. 3863E

FILED

JUL 30 1953

JUDGMENT ON STIPULATION

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

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

The Court finds that plaintiff and T. F. Dukes, Special Administrator for the Estate of Francis Wheeler, Restricted Osage Indian, 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 estate in Tract No. 3863E, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause, is the total sum of \$750.00, inclusive of interest, which amount was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein. The Court has jurisdiction of the parties and the subject matter of this action. Service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties defendant having compensable interests in the subject tract. The Court further finds that the above-named defendant was the sole owner of the captioned tract on the date of taking, and is entitled to the entire award therefor.

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

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

(B) The just compensation to be paid by the plaintiff for the taking of Tract No. 3863E, is the sum of \$750.00, inclusive of interest.

(C) The Clerk of this Court is hereby authorized and directed to draw a check on the funds in the registry of this Court in the amount hereinafter

set forth, payable to the order of the following named payee:

T. F. Dukes, Special Administrator for the Estate of

Francis Wheeler, Restricted Osage Indian, deceased - - - \$750.00

Entered this 29 day of July, 1963.

Luther Bohannon

JUDGE, United States District Court

APPROVED:

W. R. THIXTON, JR.

W. R. THIXTON, JR.

Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

NOV 29 1953

WALTER L. HOOD
Clerk U.S. District Court

United States of America,

Plaintiff,

vs.

227.83 Acres of Land, More or Less,
Situate in Pawnee County, Oklahoma,
and Glenn Earl Pershall, et al., and
Unknown Owners,

Defendants.

Civil No. 5554

Tract No. 3651

JUDGMENT ON STIPULATION

On this day this cause comes on for consideration on the motion of plaintiff for a judgment on the stipulation entered into by the defendants, Mary Florence Loper Keeton, Daisy Louise Loper Bernet, Jesse Lewis Loper, George Loper, Lawrence Calvin Loper, Doris Risinger, Dale W. Loper, Fremont Loper, Raymond G. Loper, Louis C. Dawson and Maxine Dawson, and the plaintiff, which stipulation is tendered herewith for filing herein.

STIPULATION: The Court finds that plaintiff and defendants, Mary Florence Loper Keeton, Daisy Louise Loper Bernet, Jesse Lewis Loper, George Loper, Lawrence Calvin Loper, Doris Risinger, Dale W. Loper, Fremont Loper, Raymond G. Loper, Louis C. Dawson and Maxine Dawson, 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. 3651, as set forth and described in the Complaint and Declaration of Taking heretofore filed in this cause is the total sum of \$900.00, inclusive of interest.

The Court further finds that the above-named defendants were the sole owners of the above-captioned tract on the date of taking; that they are entitled to the entire award therefor; and that the stipulation is 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 \$765.00, 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. 3651 is the sum of \$900.00, inclusive of interest;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$115.00, 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:

Mary Florence Loper Keeton	- 1/6	-	\$150.00
Daisy Louise Loper Bernet	- 1/6	-	150.00
Jesse Lewis Loper	- 1/6	-	150.00
George Loper	- 1/6	-	150.00
Lawrence Calvin Loper	- 1/18	-	50.00
Doris Risenger	- 1/18	-	50.00
Dale W. Loper	- 1/18	-	50.00
Fremont Loper	- 1/24	-	37.50
Raymond G. Loper	- 1/24	-	37.50
Louis L. Dawson	- 1/24	-	37.50
Maxina Dawson	- 1/24	-	37.50

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

Entered this 29 day of July 1963.

Luther Bohman

UNITED STATES DISTRICT JUDGE

APPROVED:

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