

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

United States of America,)
)
) Plaintiff,)
)
 vs.)
)
 244.20 Acres of Land, More or Less,)
 Situate in Creek and Pawnee Counties,)
 Oklahoma, and Ruth I. Knee, et al.,)
 and Unknown Owners,)
)
) Defendants.)

OCT 1 1953
AWO
NOBLE C. HOOD
Clark, U. S. District Court
Civil No. 4740
Tract No. E-503E

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$100.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$30.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and Robert F. Anthis, Ida B. Anthis, Ernest R. Anthis, James E. Anthis, Emma Jean Cantrell, Fay Evelyn Couch, Pauline B. Booth, Barbara Jane Wagner, Austin F. Anthis, Jr., Earl Anthis and Royal Anthis, 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 tract is the sum of \$100.00, inclusive of interest.

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 tract is described therein, is hereby confirmed:

(b) The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$100.00, inclusive of interest:

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$70.00, 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:

Robert F. Anthis, Metropolitan Bldg., Muskogee, Okla.	. . . \$50.00
Ida B. Anthis, " " " " " " " "	}
Ernest R. Anthis, P. O. Box 1216, Muskogee, Okla.	
James E. Anthis, 9549 E. Shephard, Houston 9, Texas	}
Emma Jean Cantrell, Healdton, Okla.		. . . 50.00
Fay Evelyn Couch, 51 B Rodman, China Lake, Cal.	}
Pauline B. Booth, 892 N. Kentucky Arlington, Va.	
Barbara Jane Wagner, 104 Marrakech Ct., Bellaire, Cal.	}
Austin F. Anthis, Jr., 8 Ohio Avenue Apt. 3, Hamilton, O.	
Earl Anthis	}
Royal Anthis	

Executed this 1st day of October 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,	Plaintiff,)	Civil No. 4967			
vs.			Tracts Nos. D-458E & E-2		
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.))			

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts.

2. 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 having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$68.75, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tracts, as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$50.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and N. V. Leonard, Royal N. Anthis, Earl G. Anthis, Emma Jean Cantrell Anthis, Ernest R. Anthis, Ida B. Anthis, James F. Anthis, Pauline B. Booth, Fay Evelyn Couch, Barbara Jane Wagner, and Austin F. Anthis, Jr., 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 \$68.75, inclusive of interest.

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 the above tracts is the sum of \$68.75, inclusive of interest, of which amount \$18.75 has previously been disbursed to N. V. Leonard;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$13.75, 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:

<u>Name</u>	<u>Amount</u>
Royal N. Anthis	\$ 4.75
Earl G. Anthis	4.75
Emma Jean Cantrell Anthis	4.75
Ernest R. Anthis	4.75
Ida B. Anthis	16.76
James F. Anthis	4.75
Pauline B. Booth	4.75
Fay Evelyn Couch	1.58
Barbara Jane Wagner	1.58
Austin F. Anthis, Jr.	1.58

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

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

ksm

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
Plaintiff,) Civil No. 5100
vs.) Tract No. 2327E
237.72 Acres of Land, More or Less,)
Situate in Creek and Pawnee Counties,)
Oklahoma, and Joe I. Hart, et al,)
and Unknown Owners,)
Defendants.)

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$50.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$50.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that prior to the institution of the above proceeding the United States of America and Elnora Gill Hivner and Blanche Peterman entered into a contract, 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 \$33.33, inclusive of interest, for their interests, would be awarded as just compensation for the taking of the estates to be condemned in the above tract; that the contract and agreement is a valid one.

6. The Court finds that defendants Pearl Comer, Lula Comer Wilcoxon, William J. Comer, Jr., Edd T. Comer, Jack D. Comer, Bessie Comer Martin, Lillie Comer Ingalls, Richard L. Comer, Ruth Comer Smith, and Bonita Comer Brown 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.

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 tract is described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$50.00, inclusive of interest, of which amount \$16.67, \$15.67, and \$16.66 has previously been disbursed to Elnora Gill Hivner, Blanche Peterman, and Pearl Comer; the latter amount (\$16.66) was disbursed to Pearl Comer for her benefit (\$5.59) and for the benefit of Lula Comer Wilcoxon, William J. Comer, Jr., Edd T. Comer, Jack D. Comer, Bessie Comer Martin, Lillie Comer Ingalls, Richard L. Comer, Ruth Comer Smith, and Bonita Comer Brown (\$1.23 each).

Entered this *14th* day of September, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

ksm

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
Plaintiff,
vs.
397.98 Acres of Land, More or Less,
Situate in Creek and Pawnee Counties,
Oklahoma, and S. M. Kantor, et al,
and Unknown Owners,
Defendants.

Civil No. 5110

Tract No. 3016

FILED

OCT - 1 1963

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

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$2,000.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract is described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$2,000.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that prior to the institution of the above proceeding the United States of America and Theo and Hazel Pound entered into a contract, 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 \$1,000.00, inclusive of interest, for their interests, would be awarded as just compensation for the taking of the estates to be condemned in the above tract; that the contract and agreement is a valid one.

6. The Court finds that plaintiff and the H. R. Bellis Heirs: Edward A. Bellis, Jr., Clara M. Pearson, Ida O. Means, and Charles E. Bellis, 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 tract is the sum of \$65.34, inclusive of interest, for their interests.

7. The Court finds that defendants John T. Miller, Chas. Pearson, J. A. Clingenpeel, Dave Barrett, Ed Stockton, L. D. Halsell, Raymond Chaney, Cora C. Burdick, J. D. Mills, T. A. Myers, Lenora Earnest, Lucille Chaney, Charles E. Knox, John W. Knox, C. H. Kopp, Mrs. T. A. Myers, Mrs. Artie Poindexter, Jimmie C. Earnest, Clyde Lytton, Nadine Eby, Kerr-McGee Oil Industries, Claude Sample, and Kitty Sample 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.

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 tract is described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$2,000.00, inclusive of interest, of which amount \$1,000.00 and \$65.34 has previously been disbursed to Theo and Hazel Pound and the H. R. Bellis Heirs: Edward A. Bellis, Jr., Clara M. Pearson, Ida O. Means, and Charles E. Bellis;

(c) The Clerk of the Court is hereby authorized and directed to retain the amounts 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:

<u>Name</u>	<u>Amount</u>
John T. Miller	\$ 98.07
Chas. Pearson	65.36
J. A. Clingenpeel	130.72
Dave Barrett	130.72
Ed Stockton	65.36
L. D. Halsell	65.36
Raymond Chaney	32.68
Cora C. Burdick	26.14
J. D. Mills	104.64
T. A. Myers	13.06
Lenora Earnest	26.14
Lucille Chaney	26.14
Charles E. Knox	13.06
John W. Knox	26.14
C. H. Kopp	13.06
Mrs. T. A. Myers	26.13
Mrs. Artie Poindexter	13.06
Jimmie C. Earnest	13.06
Clyde Lytton	13.06
Nadine Ety	32.70

Entered this *27th* day of September, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

for the taking of the estate taken in the above tracts is the sum of \$650.00, inclusive of interest.

IT IS, WHEREFORE, 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 the above tracts is the sum of \$650.00, inclusive of interest;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$225.00, 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:

<u>Name</u>	<u>Amount</u>
Royal N. Anthis	\$162.50
Ernest R. Anthis, Sr.	162.50
Monta V. Martindale	54.17
James Albert Martindale	54.17
John Martindale	54.16
Maurice F. Boles	81.25
Lydian Wheeler Frerichs Estate	81.25

Entered this *30th* day of September, 1963

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

ksm

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

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

Civil No. 5427

Tracts Nos. 4717E-1
Thru E-3

FILED

J U D G M E N T

OCT - 1 1953

1. On this day this cause came on for hearing upon the applica-
tion of the United States of America, by its attorney, for a final Judgment
determining the ownership and the just compensation to be awarded the former
owners of the above tracts.

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

2. 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 having compensable interests
in the subject tracts; that upon the date the Declaration of Taking and the
Complaint were filed title to the estate taken, as set out therein, became
vested in the United States of America.

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

4. The Court finds the amount of \$4,970.00, inclusive of
interest, is just compensation for the taking of the estates by the plaintiff
in the above tracts, as such estates and said tracts are described and set
forth in the Complaint and Declaration of Taking heretofore filed in this
cause. The sum of \$4,570.00 was deposited into the Registry of this Court as
estimated just compensation for said tracts upon the filing of the Declaration
of Taking herein.

5. The Court finds that plaintiff and Royal N. Anthis, Robert F.
Anthis, Monta V. Martindale, James Albert Martindale, John Ralph Martindale,
Maurice F. Boles, and Lydian Wheeler Frerichs Estate, and Big Four Petroleum
Company, defendants herein, have by the stipulation agreed that the just com-
pensation to be paid by the plaintiff for the taking of the estate taken in the
above tracts is the sum of \$4,970.00, inclusive of interest.

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 the above tracts is the sum of \$4,970.00, inclusive of interest;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$400.00, 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:

Royal N. Anthis - - - - -	\$ 337.50
Robert F. Anthis - - - - -	337.50
Monta V. Martindale - - - - -	112.50
James Albert Martindale - - - - -	112.50
John Ralph Martindale - - - - -	112.50
Maurice F. Boles - - - - -	168.75
Lydian Wheeler Frerichs Estate - - - - -	168.75
Big Four Petroleum Company - - - - -	3,620.00
	<hr/>
	\$ 4,970.00

Entered this *10th* day of September 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant United States Attorney

alj

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
vs.

Plaintiff,

209.09 Acres of Land, More or Less,
Situate in Creek and Pawnee Counties,
Oklahoma, & Ernest R. Anthis, et al,
and Unknown Owners,

Defendants.

Civil No. 5427

Tract No. E-512

FILED

J U D G M E N T

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

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed, title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$1,420.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estate and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$1,000.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and Margaret Oliphant, Monta V. Martindale, James Albert Martindale, John Ralph Martindale, Maurice H. Boles, Lydia Wheeler Frerich, Ida B. Anthis Estate, Royal N. Anthis, Earl G. Anthis, Emma Jean Anthis (Cantrell), Ernest R. Anthis, Pauline Booth, James E. Anthis, Fay Evelyn Couch, Barbara Jane Wagner, and Austin F. Anthis, Jr., 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 tract is the sum of \$1,420.00, inclusive of interest.

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 tract is described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$1,420.00, inclusive of interest;

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$420.00, 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:

Margaret Oliphant - - - - -	\$ 355.00
Monta V. Martindale - - - - -	118.34
James Albert Martindale - - - - -	118.33
John Ralph Martindale - - - - -	118.33
Maurice H. Boles - - - - -	177.50
Lydia Wheeler Frerich - - - - -	177.50
Ida B. Anthis Estate - - - - -	118.00
Royal N. Anthis - - - - -	34.00
Earl G. Anthis - - - - -	34.00
Emma Jean Anthis (Cantrell) - - - - -	34.00
Ernest R. Anthis - - - - -	34.00
Pauline Booth - - - - -	34.00
James E. Anthis - - - - -	34.00
Fay Evelyn Couch - - - - -	11.00
Barbara Jane Wagner - - - - -	11.00
Austin F. Anthis, Jr. - - - - -	11.00
	<hr/>
	\$1,420.00

Entered this 27 day of September 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant United States Attorney

FILED

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

JUN 1953

United States of America,

Plaintiff,

vs.

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

Defendants.

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

Civil No. 5040

Tracts Nos. I-952 and
E-1 and E-2

JUDGMENT

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts.

2. 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 having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$401.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tracts, as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$265.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and Ida B. Anthis Estate, Ernest R. Anthis, Royal H. Anthis, James E. Anthis, Earl G. Anthis, Emma Cantrell Pauline Booth, Fay E. Couch, Barbara Wagner and Austin Anthis, 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 \$340.00, inclusive of interest, for their interests;

6. The Court finds that defendants King & Heyne Oil Company and E. L. Thomas 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.

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 the above tracts is the sum of \$401.00, inclusive of interest.

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$136.00, 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:

E. L. Thomas	\$6.00
Ida E. Anthis Estate	113.20
Ernest R. Anthis	32.40
Royal H. Anthis	32.40
James E. Anthis	32.40
Earl G. Anthis	32.40
Emma Cantrell	32.40
Pauline Booth	32.40
Fay E. Couch	10.80
Barbara Wagner	10.80
Austin Anthis	10.80
	<u>\$346.00</u>

All c/o Ernest Anthis, Jr., Attorney
Muskogee, Oklahoma

(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.

Entered this *2nd* day of October, 1963.

ALLEN E. BARROW

APPROVED:

UNITED STATES DISTRICT COURT JUDGE

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

FILED

OCT 2 - 1963

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

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,	}
Plaintiff,	
vs.	}
165.79 Acres of Land, More or Less,	
Situate in Tulsa, Pawnee, Osage &	
Creek Counties, Oklahoma, & John B. Anderson, et al., and Unknown Owners,	
Defendants.)

Civil No. 5402

Tracts Nos. 4756 and
E-1 thru E-7

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts.

2. 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 having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$2,000.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tracts, as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$1,400.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and Ted E. and Opha Lorene Dailey, 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 \$2,000.00, inclusive of interest.

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

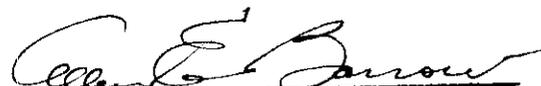
(a) The vesting in plaintiff of title to the estates set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tracts is the sum of \$2,000.00, inclusive of interest;

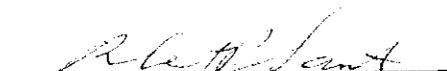
(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$600.00, without interest. Upon receipt of the last mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw checks on the funds in the Registry of this Court in the amount hereinafter set forth, payable to the order of the following named payees:

Ted E. and Opha Lorene Dailey and
Federal Land Bank of Wichita, Kansas \$2,000.00

Executed this 3rd day of October, 1963.


UNITED STATES DISTRICT COURT JUDGE

APPROVED:


ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED ✓

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

5/17 1963
NOBLE C. HOOD
Clerk, U.S. District Court
Civil No. 5374
Tract No. 2936

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. The Court finds that the Declaration of Taking and the 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$2,950.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$2,340.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and Ted R. Little, Odis P. Little, James P. Little, Laura J. Gowing Eller, Heirs of Virgil A. Little, deceased: Eva Capps Little, Alma Lee Little Powers, and Virgil Allen Little,

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 tract is the sum of \$2,950.00, inclusive of interest.

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 tract is described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$2,950.00, inclusive of interest;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$610.00, 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:

Ted R. Little	\$590.00
Odis P. Little	590.00
James P. Little	590.00
Laura J. Gowing Eller	590.00
Heirs of Virgil A. Little, deceased:	
Eva Capps Little	196.67
Alma Lee Little Powers	196.67
Virgil Allen Little	196.66
	<u>\$2950.00</u>

Executed this *3rd* day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT COURT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

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

GRAND RIVER DAM AUTHORITY,)
a public corporation,)
)
Petitioner,)
)
vs.)
)
90 Acres of Land, more or)
less in Mayes County, Oklahoma,)
Earl Neal, et al.,)
)
Defendants.)

Civil No. 5610

FILED

OCT 4 - 1963

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

ORDER CONFIRMING REPORT OF COMMISSIONERS

NOW, on this the 4th day of October, 1963, the Court considered the application of the petitioner herein for a judgment approving the Commissioners' Report heretofore filed in this proceeding as to the real estate hereinafter specifically described.

The Court finds that:

1. Each and all of the allegations of the said petition for condemnation are true and that the Grand River Dam Authority is entitled to acquire property by eminent domain for the uses and purposes therein set forth.

2. That more than sixty (60) days have elapsed since the filing of the Report of Commissioners herein and no exceptions therein nor demand for jury trial are pending as to the lands hereinafter described and that said Report of Commissioners filed herein on the 3rd day of June, 1963, should be confirmed and approved in every respect.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Report of Commissioners filed herein on the 3rd day of June, 1963, is final and the award as set out and fixed in said report is full and just compensation for the taking of the lands and/or estate therein. The lands and/or estate taken are described as follows, to-wit:

5 MF 23 + FE

(Fee Title to and Perpetual Easement upon)

FEE TITLE To:

That part of the E $\frac{1}{2}$ NW $\frac{1}{4}$ described as follows: Beginning at a point in the East boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$, 165 feet South of the

Northeast corner thereof, thence in a Southwesterly direction to a point 825 feet South and 495 feet West of said Northeast corner, thence Westerly parallel to the North boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ a distance of 495 feet, thence in a Southwesterly direction to a point in the West boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ 980 feet North of the Southwest corner thereof, thence Southerly along said West boundary to said Southwest corner, thence Easterly along the South boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ to a point 165 feet West of the Southeast corner thereof, thence in a Northwesterly direction to a point 495 feet West and 330 feet North of said Southeast corner, thence Westerly parallel to the South boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ a distance of 330 feet, thence Northerly parallel to the West boundary, of said E $\frac{1}{2}$ NW $\frac{1}{4}$, a distance of 330 feet, thence in a Northeasterly direction to a point in the East boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ 495 feet South of the Northeast corner thereof, thence Northerly along said East boundary to the point of beginning, in Section 11, T 22 N, R 20 W of the Indian Base and Meridian, containing 32.8 acres.

PERPETUAL EASEMENT Upon:

All of the E $\frac{1}{2}$ NW $\frac{1}{4}$ except that portion to be taken in fee and described above, in Section 11, T 22 N, R 20 W of the Indian Base and Meridian, containing 47.2 acres.

All improvements taken.

COMMISSIONER'S AWARD \$ 15,000.00

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is the entire and unencumbered fee simple title to the lands designated as "fee title" that the estate taken in and to the lands designated as "perpetual easement" is the perpetual right, privilege and authority to flow the waters impounded by the Markham Ferry Dam thereon, and withdraw the same therefrom and to inundate intermittently from time to time, free and clear of all liens and encumbrances of whatsoever nature, together with the right to remove or cause to be removed, such structures and improvements and other objects that may be located thereon and as herein described, reserving unto the owners the right of occupancy and use of said lands for any and all purposes that do not interfere with the construction, maintenance and operation of the Markham Ferry Project.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the petition, and the interest therein taken by these eminent domain proceedings, was vested in the Grand River Dam Authority on the 24th day of June, 1963, upon the depositing of the sum of \$15,000.00 with the registry of

this Court for the lands and estates taken in and to the above described land.

Notre C. Hood

Dated at Tulsa, Oklahoma
October 4, 1963.

By *Carl B. Hallen* Deputy

Approved and ordered entered
this 4th day of October, 1963.

Allen E. Benson
U. S. District Judge

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

GRAND RIVER DAM AUTHORITY,
a public corporation,

Plaintiff,

vs.

1 Tract of Land containing
338.7 Acres, Oliver Neal,
et al.,

Defendants.

FILED

Civil No. 5639

OCT 4 - 1963

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

ORDER CONFIRMING REPORT OF COMMISSIONERS

NOW, on this the 4th day of October, 1963, the Court considered the application of the petitioner herein for a judgment approving the Commissioners' Report heretofore filed in this proceeding as to the real estate hereinafter specifically described.

The Court finds that:

1. Each and all of the allegations of the said petition for condemnation are true and that the Grand River Dam Authority is entitled to acquire property by eminent domain for the uses and purposes therein set forth.

2. That more than sixty (60) days have elapsed since the filing of the Report of Commissioners herein and no exceptions therein nor demand for jury trial are pending as to the lands hereinafter described and that said Report of Commissioners filed herein on the 5th day of June, 1963, should be confirmed and approved in every respect.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Report of Commissioners filed herein on the 5th day of June, 1963, is final and the award as set out and fixed in said report is full and just compensation for the taking of the lands and/or estate therein. The lands and/or estate taken are described as follows, to-wit:

2 1/4 31 1/2 (Perpetual Easement)

The following described land situated in Mayes County, Oklahoma, to-wit: That part of the SW 1/4 SW 1/4 SW 1/4 lying South and East of the following described line: Beginning at a point in the West boundary of said SW 1/4 SW 1/4 SW 1/4 165 feet North of the Southwest corner thereof, thence Easterly parallel to the South boundary of said SW 1/4 SW 1/4 SW 1/4 a distance of 495 feet, thence in a Northeasterly direction to a point in the East boundary of said SW 1/4 SW 1/4 SW 1/4 330 feet North of the Southeast corner thereof, and that part of the SW 1/4 SW 1/4 SW 1/4 described as follows: Beginning at a point in the

South boundary of said $\frac{1}{4}$ SW $\frac{1}{4}$ SW 495 feet West of the Southeast corner thereof, thence in a Northeasterly direction to a point 330 feet North and 330 feet West of said Southeast corner, thence Easterly parallel to the South boundary of said $\frac{1}{4}$ SW $\frac{1}{4}$ SW a distance of 165 feet, thence Southerly parallel to the East boundary of said $\frac{1}{4}$ SW $\frac{1}{4}$ SW a distance of 165 feet, thence in a Southeasterly direction to said Southeast corner, thence Westerly along the South boundary of said $\frac{1}{4}$ SW $\frac{1}{4}$ SW to the point of beginning and those parts of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, the SW $\frac{1}{4}$ NW $\frac{1}{4}$, and the S $\frac{1}{2}$ NW $\frac{1}{4}$ described as follows: Beginning at a point in the South boundary of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ 495 feet East of the Southwest corner thereof, thence in a Northwesterly direction to a point 330 feet North and 330 feet East of said Southwest corner, thence in a Northeasterly direction to a point 495 feet North and 660 feet East of said Southwest corner, thence Northerly parallel to the West boundary of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 165 feet, thence in a Northwesterly direction to a point 330 feet East and 495 feet South of the Northwest corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$, thence Westerly parallel to the North boundary of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ to a point in the West boundary thereof, thence in a Northwesterly direction to a point 165 feet West and 330 feet South of the Northeast corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$, thence Northerly parallel to the East boundary of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 165 feet, thence in a Northwesterly direction to a point in the North boundary of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ 330 feet West of the Northeast corner thereof, thence Northerly parallel to the East boundary of said S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 330 feet, thence in a Southeasterly direction to the Southeast corner of said S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, thence in a Southeasterly direction to a point 165 feet South and 165 feet East of the Northwest corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$, thence Easterly parallel to the North boundary of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 165 feet, thence in a Southeasterly direction to a point 330 feet West and 495 feet South of the Northeast corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$, thence in a Southeasterly direction to a point in the South boundary of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ 165 feet West of the Southeast corner thereof, thence Westerly along said South boundary to the point of beginning, all in Section 28, T 23 N, R 20 E of the Indian Base and Meridian, containing 25.0 acres.

S. NF 34 & PE: (Fee Title to)

The following described land situated in Mayes County, Oklahoma, to-wit: Those parts of the E $\frac{1}{2}$ SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ described as follows, to-wit: Beginning at a point in the West boundary of said E $\frac{1}{2}$ SW $\frac{1}{4}$ 495 feet South of the Northwest corner thereof, thence in a Southeasterly direction to a point in the East boundary of said E $\frac{1}{2}$ SW $\frac{1}{4}$ 660 feet North of the Southeast corner thereof, thence in a Southeasterly direction to a point 495 feet North and 330 feet East of the Southwest corner of said SE $\frac{1}{4}$, thence in a Northeasterly direction to a point 990 feet North and 990 feet East of said Southwest corner, thence in a Northwesterly direction to a point 1320 feet North and 660 feet East of said Southwest corner, thence Easterly parallel to the South boundary of said SE $\frac{1}{4}$ a distance of 330 feet, thence Southerly parallel to the West boundary of said SE $\frac{1}{4}$ a distance of 165 feet, thence Easterly parallel to the South boundary of said SE $\frac{1}{4}$ a distance of 330 feet, thence in a Northeasterly direction to a point 1155 feet West and 990 feet South of the Northeast corner of said SE $\frac{1}{4}$, thence Easterly parallel to the North boundary of said SE $\frac{1}{4}$ a distance of 165 feet, thence in a Southeasterly direction to a point 925 feet West and 1155 feet North of the Southeast corner of said SE $\frac{1}{4}$, thence Easterly parallel to the South boundary of said SE $\frac{1}{4}$ a distance of 165 feet, thence Southerly parallel to the East boundary of said SE $\frac{1}{4}$ a distance of 495 feet, thence in a Southwesterly direction to a point in the South boundary of said SE $\frac{1}{4}$ 925 feet West of the Southeast corner thereof, thence Westerly along said South boundary to a point 1320 feet East of the Southwest corner of said SE $\frac{1}{4}$, thence Northerly parallel to the West boundary of said SE $\frac{1}{4}$ a distance of 495 feet, thence in a Southwesterly direction to a point 660 feet

East and 330 feet North of said Southwest corner, thence in a Northwesterly direction to a point 165 feet North and 495 feet East of said Southwest corner, thence in a Northwesterly direction to a point in the West boundary of said SE $\frac{1}{4}$ 330 feet North of the Southwest corner thereof, thence Westery parallel to the South boundary of said E $\frac{1}{2}$ SW $\frac{1}{4}$ a distance of 330 feet, thence in a Southwesterly direction to a point 165 feet North and 660 feet West of the Southeast corner of said E $\frac{1}{2}$ SW $\frac{1}{4}$, thence Northerly parallel to the West boundary of said E $\frac{1}{2}$ SW $\frac{1}{4}$ a distance of 495 feet, thence in a Northwesterly direction to a point in the West boundary of said E $\frac{1}{2}$ SW $\frac{1}{4}$ 1155 feet South of the Northwest corner thereof, thence Northerly along said West boundary to the point of beginning; and the South 165 feet of the East 165 feet of the SE $\frac{1}{4}$ in Section 29, T 23 N, R 26 W of the Indian Base and Meridian, containing 36.0 acres.

6 $\frac{1}{2}$ AC. EASEMENT (Perpetual Easement)

Those parts of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, the NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, the E $\frac{1}{2}$ NW $\frac{1}{4}$, the SE $\frac{1}{4}$ SE $\frac{1}{4}$, the SE $\frac{1}{4}$, and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ described as follows: Beginning at a point in the North boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ 495 feet East of the Northwest corner thereof, thence Westery along the North boundaries of said E $\frac{1}{2}$ NW $\frac{1}{4}$ and said NW $\frac{1}{4}$ NW $\frac{1}{4}$ to the Northwest corner of said NW $\frac{1}{4}$ NE $\frac{1}{4}$, thence Southerly along the West boundary of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ to the Southwest corner thereof, thence Easterly along the South boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ to the Northwest corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, thence Southerly along the West boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ to the Southwest corner thereof, thence Easterly along the South boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ to the Southeast corner thereof, thence Southerly along the West boundaries of said E $\frac{1}{2}$ NW $\frac{1}{4}$ and said E $\frac{1}{2}$ SW $\frac{1}{4}$ to the Southwest corner of said E $\frac{1}{2}$ SW $\frac{1}{4}$, thence Easterly along the South boundaries of said E $\frac{1}{2}$ SW $\frac{1}{4}$ and said SE $\frac{1}{4}$ to a point 165 feet West of the Southeast corner of said SE $\frac{1}{4}$, thence Northerly parallel to the East boundary of said SE $\frac{1}{4}$ a distance of 165 feet, thence Easterly parallel to the South boundary of said SE $\frac{1}{4}$ to a point in the East boundary of said SE $\frac{1}{4}$, thence Northerly along said East boundary to a point 660 feet South of the Northeast corner of said SE $\frac{1}{4}$, thence Westery parallel to the North boundary of said SE $\frac{1}{4}$ a distance of 330 feet, thence Northerly parallel to the East boundary of said SE $\frac{1}{4}$ to a point in the North boundary thereof, thence Westery along said North boundary a distance of 330 feet, thence Northerly parallel to the West boundary of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ to a point 495 feet South of the North boundary thereof, thence Westery parallel to the North boundary of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ to a point in the West boundary thereof, thence Southerly along said West boundary to the Southwest corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, thence Westery along the North boundary of said SE $\frac{1}{4}$ to the Northwest corner thereof, thence Northerly along the East boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ a distance of 330 feet, thence in a Southwesterly direction to a point 495 feet South and 495 feet West of the Northeast corner of said E $\frac{1}{2}$ NW $\frac{1}{4}$, thence Westery parallel to the North boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ a distance of 330 feet, thence Northerly parallel to the East boundary of said E $\frac{1}{2}$ SW $\frac{1}{4}$ to a point in the North boundary thereof, thence in a Northwesterly direction to a point 330 feet North and 330 feet East of the Southwest corner of said E $\frac{1}{2}$ NW $\frac{1}{4}$, thence in a Northeasterly direction to a point 495 feet East and 325 feet North of said Southwest corner, thence in a Northwesterly direction to a point 1320 feet South and 165 feet East of the Northwest corner of said E $\frac{1}{2}$ NW $\frac{1}{4}$, thence Westery parallel to the North boundary of said E $\frac{1}{2}$ NW $\frac{1}{4}$ to the Northeast corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, thence in a Southwesterly direction to a point 330 feet South and 165 feet West of said Northeast corner, thence in a Northwesterly direction to the Northwest corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, thence Northerly parallel to the East boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 165 feet, thence in a Northeasterly direction to a point in the East boundary

of said NE 1/4 165 feet South of the Northeast corner thereof, thence Easterly parallel to the North boundary of said NE 1/4 a distance of 175 feet, thence Northerly parallel to the East boundary of said NE 1/4 to the point of beginning except that portion to be taken in fee and described above in Section 29, T 23 N, R 20 E of the Indian base and Meridian, containing 255.7 acres.

CONVEYED HEREIN AMOUNTS TO \$35,975.00

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is the entire and unencumbered fee simple title to the lands designated as "fee title"; that the estate taken in and to the lands designated as "perpetual easement" is the perpetual right, privilege and authority to flow the waters impounded by the Markham Ferry Dam thereon, and withdraw the same therefrom, and to inundate intermittently from time to time, free and clear of all liens and encumbrances of whatsoever nature, together with the right to remove, or cause to be removed, such structures and improvements and other objects that may be located thereon and as herein described, reserving unto the owners the right of occupancy and use of said lands for any and all purposes that do not interfere with the construction, maintenance and operation of the Markham Ferry Project.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the petition, and the interest therein taken by these eminent domain proceedings, was vested in the Grand River Dam Authority on the 24th day of June, 1943, upon the depositing of the sum of \$35,975.00 with the registry of this Court for the lands and estates taken in and to the above described land.

Walter L. Hood

Dated at Tulsa, Oklahoma
October 4, 1943

By Walter L. Hood
Clerk

Approved and ordered entered
this 4th day of October, 1943.

Allen E. Harrison
U. S. District Judge

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,	)	Civil No. 4842
Plaintiff,)	
vs.	)	Tracts Nos. G-711E-1 & E-2
706.76 Acres of Land, More or Less,)	
Situate in Creek, Pawnee and Tulsa	)	FILED
Counties, Oklahoma, and Annie Bemore)	
Washington, et al., and Unknown Owners,)	
Defendants.	)	AT 7-1963

J U D G M E N T NOBLE C. HOOD
Clerk, U. S. District Court

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts.

2. 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 having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$125.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tracts, as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$50.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and Mary E. Langston, Carrol R. Hughes, and Robert L. Rosier, individually and as executor of the Estate of Glen H. Rosier, deceased, 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 \$125.00, inclusive of interest.

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 the above tracts is the sum of \$125.00, inclusive of interest;
- (c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$75.00, 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:

<u>Name</u>	<u>Amount</u>
Mary E. Langston	\$ 25.00
Carrol R. Hughes	25.00
Robert L. Rosier, individually and as executor of the Estate of Glen H. Rosier, deceased	75.00

Entered this *4th* day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

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

Defendants.)

Civil No. 5040

Tracts Nos. I-952 and E-1 & E-2

FILED

OCT 7 - 1963

AMENDED JUDGMENT

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

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, to amend a judgment filed October 2, 1963, in the above tracts and case, by substituting the within judgment therefor.
2. 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 having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.
3. The Court finds, upon the evidence presented that the below listed defendants were the sole owners of the above-captioned tracts on the date of taking, and are entitled to receive the award therefor.
4. The Court finds the amount of \$401.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tracts, as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$265.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.
5. The Court finds that plaintiff and Ida B. Anthis Estate, Ernest R. Anthis, Royal H. Anthis, James E. Anthis, Earl G. Anthis, Emma Cantrell, Pauline Booth, Fay E. Couch, Barbara Wagner and Austin Anthis, 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 \$340.00, inclusive of interest, for their interests;

6. The Court finds that defendants King & Heyne Oil Company and E. L. Thomas 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.

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 the above tracts is the sum of \$401.00, inclusive of interest.

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$136.00, 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:

E. L. Thomas	\$ 6.00
Ida B. Anthis Estate	113.20
Ernest R. Anthis	32.40
Royal H. Anthis	32.40
James E. Anthis	32.40
Earl G. Anthis	32.40
Emma Cantrell.	32.40
Pauline Booth.	32.40
Fay E. Couch	10.80
Barbara Wagner	10.80
Austin Anthis	<u>\$ 10.80</u>
	\$346.00

All c/o Ernest Anthis, Jr., Attorney, Muskogee, Oklahoma

(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 below, 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:

King & Heyne Oil Company	\$55.00
------------------------------------	---------

Executed this *14th* day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

ajs

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
vs.
237.72 Acres of Land, More or Less,
Situat in Creek and Pawnee Counties,
Oklahoma, and Joe I. Eart, et al, and
Unknown Owners,
Defendants.

Plaintiff,

Civil No. 5100

Tract No. 2304

FILED

0017-1953

J U D G M E N T, NOBLE C. HCCD
Clerk, U. S. District Court

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tract; that upon the date of the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$2,325.50, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$1,951.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and T. R. Crane, Carmen and H. H. Bussman, Olive L. and E. L. Smiley, Bertha M. Eley, and Lucille Burch, 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 tract is the sum of \$2,325.50, inclusive of interest.

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 tract is described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$2,325.50, inclusive of interest, of which amount \$975.50, \$243.88, \$243.88, \$243.87, and \$243.87 has previously been disbursed to T. R. Crane, Carmen and H. H. Bussman, Olive L. and E. L. Smiley, Bertha M. Eley, and Lucille Burch, respectively;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$374.50, 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:

T. R. Crane \$374.50

Entered this *7th* day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

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

Plaintiff,

Civil No. 5139

Tracts Nos. 3211, 3211E,
and 3211E-2

FILED

2017-1983

J U D G M E N T NOBLE C. HOOD
Clerk, U. S. District Court

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts.

2. 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 having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$3,700.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tracts, as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$3,050.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and Hugh H. and Lillie Alice Ingalls, 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 \$3,700.00, inclusive of interest.

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 the above tracts is the sum of \$3,700.00, inclusive of interest, of which sum \$3,050.00 has previously been disbursed to Hugh H. and Lillie Alice Ingalls and The Federal Land Bank of Wichita, Kansas;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$650.00, 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 payees:

Hugh H. and Lillie Alice Ingalls \$650.00

Entered this . . . day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

ksm

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
Plaintiff,)
vs.)
372.74 Acres of Land, More or Less,)
Situate in Tulsa, Creek and Pawnee)
Counties, Oklahoma, and Security)
Drilling Company, et al, and Unknown)
Owners,)
Defendant.)

Civil No. 5198

Tract No. 3607 **FILED**

OCT 7 - 1963

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

AMENDED JUDGMENT

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for an amended judgment determining the ownership and just compensation of the above tract. This judgment amends a judgment in the above case and tract filed September 27, 1963, by substituting the judgment herein entirely therefor.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed, title to the estate taken, as set out therein, became vested in the United States of America.

3. The Court finds, upon the evidence presented that the below listed defendants were the sole owners of the above captioned tract on the date of taking, and are entitled to receive the award therefor.

4. The Court finds the amount of \$1,875.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estate and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$1,875.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that prior to the institution of the above proceeding, the United States of America and Woody Barrett entered into a contract, 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 \$937.50, inclusive of

interest, for his interest, would be awarded as just compensation for the taking of the estates to be condemned in the above tract; that the contract and agreement is a valid one.

6. The Court finds that plaintiff and H. R. Bellis Heirs, Edward A. Bellis, Clara M. Pearson, Ida O. Means, and Charles E. Bellis, 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 tract is the sum of \$61.27, inclusive of interest, for their interests.

7. The Court finds that the defendants John T. Miller, Charles Pearson, J. A. Clingenpeel, Dave Barrett, Ed Stockton, L. D. Halsell, Raymond S. Chaney, Cora C. Burdick, J. D. Mills, T. A. Myers, Lenora B. Earnest, Lucille Nora Chaney, Charles E. Knox, John W. Knox, C. H. Kopp, Mrs. T. A. Myers, Artie W. Poindexter, Jimmy Earnest, Clyde Lytton, Claude Sample and Kitty Sample, and Mary N. Evy have failed to appear or answer, nor have their attorneys appeared or answered in their behalf, and that said parties are in default at this time.

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 tract is described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$1,875.00, inclusive of interest, of which amount \$937.50 and \$61.27 has previously been disbursed to Woody Barrett and H. R. Bellis Heirs, Edward A. Bellis, Clara M. Pearson, Ida O. Means and Charles E. Bellis, respectively.

C. The Clerk of the Court is hereby authorized and directed to retain the funds on deposit for this tract for a period of five years from the date of this Judgment, unless said deposit is properly claimed by the defendant owners set forth below, 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:

John T. Miller - - - - -	\$ 91.91
Charles Pearson - - - - -	61.25
J. A. Clingenpeel - - - - -	122.54
Dave Barrett - - - - -	122.54
Ed Stockton - - - - -	61.25
L. D. Halsell - - - - -	61.25

Mary N. Evy - - - - -	\$ 30.84
Raymond S. Chaney - - - - -	30.64
Cora C. Burdick - - - - -	24.50
J. D. Mills - - - - -	98.01
T. A. Myers - - - - -	12.25
Ienora B. Earnest - - - - -	24.50
Lucille Nora Chaney - - - - -	24.50
Charles E. Knox - - - - -	12.25
John W. Knox - - - - -	24.50
C. H. Kopp - - - - -	12.25
Mrs. T. A. Myers - - - - -	24.50
Artie W. Poindexter - - - - -	12.25
Jimmy Earnest - - - - -	12.25
Clyde Lytton - - - - -	12.25
Claude Sample & Kitty Sample - - - - -	0
	<hr/>
	\$ 876.23

Entered this *7th* day of October 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant United States Attorney

OCT 7 - 1963

JUDGMENT ON DECISION BY THE COURT

United States District Court

FOR THE

Northern District of California

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

CIVIL ACTION FILE NO. 5202

Parties: Plaintiff,

vs.
United States of America, and Missouri-Kansas
Texas Railroad Company, Corporation,

JUDGMENT

This action came on for trial (hearing) before the Court, Honorable Luther Johnson

, United States District Judge, presiding, and the issues having been duly tried (heard) and a decision having been duly rendered, pursuant to mandate from the United States Court of Appeals, 10th Circuit,

It is Ordered and Adjudged that the plaintiff have and recover of and from the United States of America the sum of eight thousand seven hundred seventeen and 05/100 Dollars, together with interest at the rate of six per cent per annum from date and cost of action.

Dated at Tulsa, Oklahoma, this 7th day
of October, 1963

Noble C. Hood,

Clerk of Court

by M. M. Conway, Deputy

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
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.

Plaintiff,

Civil No. 5205

Tracts Nos. 2853E-1 thru E-4

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts.

2. 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 having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

3. The Court finds, upon the evidence presented, that the below-listed defendant was the sole owner of the above-captioned tracts on the date of taking, and is entitled to receive the award therefor.

4. The Court finds the amount of \$2,000.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tracts, as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$1,100.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and Claude Millsap, defendant 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 \$2,000.00, inclusive of interest.

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 the above tracts is the sum of \$2,000.00, inclusive of interest, of which amount \$1,100.00 has previously been disbursed to Claude Millsap;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$900.00, 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:

Claude Millsap \$900.00

Entered this 4th day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

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

Plaintiff,

Civil No. 5295

Tract No. E-521

FILED

OCT 7 - 1953

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

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$80.50, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$50.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein

5. The Court finds that plaintiff and Ernest R. Anthis, Sr., defendant 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 tract is the sum of \$50.00, inclusive of interest, for his interest.

6. The Court finds that defendants Hugh Burton & Mary Bridgewater, W. L. Eagleton, Superior Royalty Co., T. L. Blankenship, Elton B. Hunt, Sue Duden & Carl J. Hughes, Trustees under the Will of W. N. Dennenburg, deceased, and T. L. Blakemore 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.

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 tract is described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$80.50, inclusive of interest;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$30.50, 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:

<u>Name</u>	<u>Amount</u>
Ernest R. Anthis, Sr.	\$50.00
Hugh Burton & Mary Bridgewater	19.50
W. L. Eagleton	1.57
Superior Royalty Co.	<u>4.72</u>
	\$75.79

(d) The Clerk of the Court is hereby authorized and directed to retain the amounts 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 below, 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:

<u>Name</u>	<u>Amount</u>
T. L. Blankenship	\$ 1.57
Elton B. Hunt	1.57
Sue Duden & Carl J. Hughes, Trustees under the Will of W. N. Dennenburg, deceased	<u>1.57</u>
	\$ 4.71

Entered this *17* day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
vs.
186.63 Acres of Land, More or Less,
Situate in Pawnee and Creek Counties,
Oklahoma, and W. J. Chilcutt, et al,
and Unknown Owners,
Defendants.

Plaintiff,
Defendants.

Civil No. 5374
Tracts Nos. 2921E-1 & E-2

FILED

SEP 7-1963

J U D G M E N T NOBLE C. HOOD
Clerk, U. S. District Court

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts.

2. 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 having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$100.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tracts, as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$50.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and Glen H. Rosier Estate, Nellie F. Rosier, Robert L. Rosier, and Harold A. Rosier, 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 \$100.00, inclusive of interest.

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 the above tracts is the sum of \$100.00, 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 checks on the funds in the Registry of this Court in the amounts hereinafter set forth, payable to the order of the following-named payees:

<u>Name</u>	<u>Amount</u>
Glen H. Rosier Estate	\$25.00
Nellie F. Rosier	25.00
Robert L. Rosier	25.00
Harold A. Rosier	25.00

Entered this *4th* day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
Plaintiff,
vs.
165.79 Acres of Land, More or Less,
Situate in Tulsa, Pawnee, Osage and
Creek Counties, Oklahoma, and John B.
Anderson, et al, and Unknown Owners,
Defendants.

Civil No. 5402

Tracts Nos. 4334-1 & -2

& 4334E
FILED

NOV 7 1938

NOBLE C. HOOD

Clerk, U. S. District Court

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts.

2. 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 having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$3,665.00, less \$65.00 for the right of Roy J. Shaw to remove improvements (Set No. 2) and less \$215.00 for the right of O. O. Owens to remove improvements (Set No. 1), inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tracts, as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$3,600.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

5. The Court finds that the plaintiff and O. O. Owens, Roy J. Shaw, and the Heirs of Amy Simpson, 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 \$3,665.00, less \$65.00 for the right of Roy J. Shaw to remove improvements (Set No. 2) and less \$215.00 for the right of O. O. Owens to remove improvements (Set No. 1), inclusive of interest.

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 the above tracts is the sum of \$3,665.00, less \$65.00 for the right of Roy J. Shaw to remove improvements (Set No. 2) and less \$215.00 for the right of O. O. Owens to remove improvements (Set No. 1), inclusive of interest, of which amount \$1,525.00 and \$810.00 have previously been disbursed to the Heirs of Amy Simpson and Roy J. Shaw, respectively;

(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:

O. O. Owens \$1,050.00

(d) The Clerk of this Court is hereby authorized and directed to draw a check on the funds of the Registry of this Court in the amount of \$215.00, payable to the order of the United States of America and to mail the check to said payee, which sum represents the surplus estimated just compensation placed on deposit in these tracts and case.

Entered this 4th day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

ksm

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

Florence Goringan, . . . Plaintiff,)
vs.) No. 5240 Civil
G. L. Townsend, . . . Defendant.) **FILED**

1965

J U D G M E N T **NOBLE C. HOOD**
Clerk, U.S. District Court

This cause comes on for trial on this the 24th day of September, 1965, pursuant to regular setting. The parties appeared in person and by their respective counsel of record, and having announced ready for trial the court proceeded to the trial of this cause.

The court on the 15th day of February, 1965, entered its order on motion for summary judgment filed by the defendant herein and in said order entered a partial judgment upon said motion. The court in said order reserved as the only substantial genuine issue of fact to be determined herein, the question of whether the Area Director of the Five Civilized Tribes received written notice at least ten days prior to the day the petition for approval of the deed herein involved was set for hearing in the County Court of Creek County, Oklahoma, there being a conflict in the records of the County Court of Creek County, Oklahoma as to whether said written notice was received by the Area Director of the Five Civilized Tribes on the 23rd day of November, 1951, or the 26th day of November, 1951.

The court having heard the testimony offered on this issue finds and concludes, as shown by the court's findings of fact dictated by the court at the conclusion of said trial, that the notice of the hearing for petition for approval of the deed of George Barnett, Jr., issued by the County Judge of Creek County, Oklahoma, in Probate Proceeding No. 1215 in said court, was served

upon the Area Director of the Five Civilized Tribes on the 23rd day of November, 1951, and hence within the time provided by law.

The court concludes that the approval proceedings in the County Court of Creek County, Oklahoma, in Cause No. 1215 was in all things regular and proper and that therefore the warranty deed from George Barnett, Jr., to Florence Marie Townsend, now Springer, was a good and valid conveyance and transferred to the said Florence Marie Townsend, now Springer, all of the inherited interest of George Barnett, Jr., in and to a one-third (1/3) interest in the mineral rights in and to the Northeast quarter (NE 1/4) of Section 4, Township 17 North, Range 7 East, Creek County, Oklahoma, (being the allotment of Jeanette Richards, Full Blood Creek No. 7666).

The court further finds that the inherited interest of George Barnett, Jr., in said property just described was an undivided one-third (1/3) interest therein.

The court further concludes and finds that on the 12th day of March, 1952, Florence Marie Townsend, plaintiff herein, conveyed by an instrument denominated "Quit Claim Deed", to the defendant, G. L. Townsend, an undivided one-third (1/3) interest in and to the mineral rights underlying the Northeast Quarter (NE 1/4) of Section 4, Township 17 North, Range 7 East, Creek County, Oklahoma. That by virtue of said instrument the defendant, G. L. Townsend, became, and is the owner of said interest just above described.

Inasmuch therefore, to the findings of fact entered by the court, the court's order of February 15, 1963, and the conclusions herein expressed, the court finds judgment should be rendered for the defendant herein and that defendant should have judgment quieting his title to the lands involved herein against any claim of plaintiff herein and that plaintiff should be perpetually enjoined from asserting any right, title or interest, either legal or equitable, in said property.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that plaintiff take nothing and that defendant have judgment for his costs herein expended.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that plaintiff, Florence Marie Townsend, now Springer, has no right, title or interest in the said undivided one-third interest in and to the mineral rights underlying the Northeast quarter (NE 1/4) of Section 4, Township 17 North, Range 7 East, Creek County, Oklahoma, which she conveyed to the defendant, G. L. Townsend by deed on the 12th day of March, 1952, and that the title and possession of the defendant in said undivided one-third interest to said mineral rights be, and the same is hereby forever settled and quieted in the defendant, G. L. Townsend, as against all claims or demands of said plaintiff and those claiming by, through or under her, or any of them; and,

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that plaintiff and those by, through or under her be, and they are hereby permanently enjoined and forbidden to claim any right, title or interest in or to said undivided one-third interest in said mineral rights above described, hostile or adverse to the possession and title of the defendant herein; and plaintiff and those claiming under her are hereby perpetually enjoined and forbidden from commencing any suit to disturb defendant in his possession of said undivided one-third interest in said mineral rights, and plaintiff is further so enjoined from asserting any title to said interest and from setting up any claim or interest adverse to the title of the defendant herein in said property and said plaintiff is further so enjoined from disturbing defendant in his peaceable and quiet enjoyment of the above described interest in said real property.

Dated this 8 day of October, 1963.

Approved as to form:

Neil A. [Signature]
United States District Judge

W. F. [Signature]
Attorney for Plaintiff

H. L. [Signature]
Attorney for Defendant

edh/mc

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

007 9-1963

United States of America,)
)
 Plaintiff,)
)
 vs.)
)
 350.45 Acres of Land, More or Less,)
 Situate in Tulsa and Creek Counties,)
 Oklahoma, and Randall Ashley Sanger,)
 et al., and Unknown Owners,)
)
 Defendant.)

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

Civil No. 4858
Tracts Nos. F-632 & E-1 & E-2

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts.

2. 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 having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$347.67, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tracts, as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$207.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and J. Raymond and Bessie Wright and John K. Gill, 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 \$240.00, inclusive of interest, for their interests;

6. The Court finds that defendants Bluford W. and Mamie J. Miller, James B. Boren, G. M. Pello, Ed L. Markwell, Jr., Walter O. Heinze and C. Louise Heinze, Trustees of William LeRoy Phillips, Craig Stevens Heinze and Robert W. Phillips II, Dorothy Ann Heinze, Carol H. Phillips, Don Richard Heinze, A. N. Spanel, W. O. Heinze, Phillip Fowler, John A. Riise and B. B. Blair, 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.

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 the above tracts is the sum of \$347.67, inclusive of interest;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$140.67, 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:

J. Raymond and Bessie Wright	\$230.00
John K. Gill	10.00
Phillip Fowler	5.56
B. B. Blair	25.00
Bluford W. and Mamie J. Miller	41.00
	<u>\$311.56</u>

(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 owners set forth below, 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:

James B. Boren	\$6.25
G. M. Pello	3.13
Ed L. Markwell, Jr.	3.12
Walter O. Heinze & C. Louise Heinze	
Trustees of William LeRoy Phillips . .	.12
Craig Stevens Heinze . . . . .	.13
Robert W. Phillips II . . . . .	.12
Dorothy Ann Heinze . . . . .	.13
Carol H. Phillips . . . . .	.12
Don Richard Heinze . . . . .	.13
A. N. Spanel	6.25
W. O. Heinze	5.50
John A. Riise	11.11
	<u>\$ 36.11</u>

Executed this 7th day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT COURT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

ajs

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
Plaintiff,
vs.
237.72 Acres of Land, More or Less,
Situate in Creek and Pawnee Counties,
Oklahoma, and Joe I. Hart, et al,
and Unknown Owners,
Defendants.)

Civil No. 5100
Tract No. 9905-1M

FILED

1953

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

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out herein, became vested in the United States of America.

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

4. The Court finds the amount of \$4,442.32, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$4,372.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and Kerr-McGee Oil Industries, Inc., Lydia E. Carr (Russell Carr), Robert Sterling, William H. Wilson, Emory Hill, Jr., John L. Snyder, Richard K. James, and Loretta and Eleanor Berry, 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 tract is the sum of \$3,160.14, inclusive of interest.

6. The Court finds that prior to the institution of the above proceeding the United States of America and Lee Ryan, Robert Ryan, F. R. Seymore, A. E. Stockton, Harold Flatt, J. V. Frazier and C. E. Wininger, Jessa Cocnrod Estate, Cthaniel Reed, Alva E. Gordon, Ira Reed, Mary Reed and Myrtle Ruth Reynolds, Jessie Canode, Danny and Twila Young, J. B. Reece, S. N. Boone, Ella Hill, Myrtle Murway, Other F. Boone, David Boone, Pearl F. Boone, J. R. Boone, and Melba Jewel Spurlock entered into a contract, 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 \$1,282.18, inclusive of interest, would be awarded as just compensation for the taking of the estates to be condemned in the above tract; that the contract and agreement is a valid one.

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 tract is described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$4,442.32, inclusive of interest, of which the following amounts have been paid to the following people:

<u>Name</u>	<u>Amount</u>
Kerr-McGee Oil Industries, Inc.	\$2,255.83
Lydia E. Carr (Russell Carr)	307.61
Robert Sterling	102.53
William H. Wilson	102.53
Emory Hill, Jr.	102.53
John L. Snyder	54.68
Richard K. James	54.68
Loretta and Eleanor Berry	109.43
A. E. Stockton	102.02
Harold Flatt	80.22
C. E. Wininger	9.15
J. V. Frazier	9.16
Ira Reed	129.93
Jessie Canode	18.31
J. B. Reece	54.94
Total	\$3,493.55

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$70.32, 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:

<u>Name</u>	<u>Amount</u>
Lee Ryan	\$ 205.06
John L. Snyder	70.32
Robert Ryan	205.12
F. R. Seymore	54.06
Jessa Coonrod Estate	102.90
Othaniel Reed	47.09
Alva E. Gordon	124.70
Mary Reed	9.15
Myrtle Ruth Reynolds	9.16
Danny and Twila Young	51.45
S. N. Boone	19.92
Ella Hill	9.97
Myrtle Murray	9.97
Other F. Boone	9.97
David Boone	9.97
Pearl F. Boone	3.32
J. R. Boone	3.32
Melba Jewel Spurlock	3.32
<hr/>	
Total	\$948.77

Entered this day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

FILED

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

OCT 9 1963

United States of America,

Plaintiff,

vs.

237.72 Acres of Land, More or Less,
Situate in Creek and Pawnee Counties,
Oklahoma, and Joe I. Hart, et al.,
and Unknown Owners,

Defendants.

NOBLE C. HOOD
Clerk, U. S. District Court
Civil No. 5100
Tract No. 9905-2M

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$4,475.10, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$4,271.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein

5. The Court finds that prior to the institution of the above proceeding the United States of America and Lee Ryan, Robert Ryan, William H. Wilson, Loretta M. and Eleanor Berry, Harold Flatt, Clarence Green, Ira Reed and Chester W. Bartlett, entered into a contract, 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 \$1,015.85, inclusive of interest, for their interests, would be awarded as just compensation for the taking of the estates to be condemned in the above tract; that the contract and agreement is a valid one.

6. The Court finds that plaintiff and Kerr-McGee, Lydia Carr (Russell Carr), Emory Hill, Jr., Robert Sterling, John L. Snyder, Richard K. James, Juanita Coonrod Hinton and Cornelia Coonrod Holmes, individually and as Administratrices of Estate of Jessa Coonrod, Juanita Coonrod Hinton and Cornelia Coonrod Holmes, 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 tract is the sum of \$3,450.65, inclusive of interest, for their interests;

7. The Court finds that defendant J. R. Wright has failed to appear or answer nor have his attorneys appeared or answered in his behalf, and that said party defendant is in default at this time.

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, as said tract is described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$4,475.10, inclusive of interest, of which sum the following amounts have been disbursed to the following defendants:

Kerr-McGee	\$2217.22
Lydia Carr (Russell Carr).	302.35
Emory Hill, Jr.	100.78
William H. Wilson	100.78
Robert Sterling	100.78
John L. Snyder	53.74
Richard K. James	53.74
Loretta M. and Eleanor Berry	107.49
Harold Flatt	50.69
Clarence Green	303.31
Ira Reed	<u>100.55</u>

\$ 3491.43

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$204.10, 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:

Lee Ryan	\$ 201.56
Robert Ryan.	201.56
John L. Snyder	71.26
Juanita Coonrod Hinton and Cornelia Coonrod Holmes, individually and as Administratrices of Estate of Jessa Coonrod	350.00
Juanita Coonrod Hinton	50.00
Cornelia Coonrod Holmes	50.00
J. R. Wright	8.60
Chester W. Bartlett.	<u>50.69</u>
	\$983.67

Entered this 9th day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

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

ajs

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
)
) Plaintiff,)
 vs.)
)
) 237.72 Acres of Land, More or Less,)
) Situate in Creek and Pawnee Counties,)
) Oklahoma, and Joe I. Hart, et al, and)
) Unknown Owners,)
) Defendants.)

Civil No. 5100
Tract No. 9905-3M

FILED

OCT 9 - 1963

J U D G M E N T

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

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and Complaint were filed, title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$4,756.64, inclusive of interest, is just compensation for the taking of the estate by the plaintiff in the above tract, as such estate and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$4,375.00 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 amount of \$127.00 was deposited into the Registry of this Court pursuant to a judgment entered on May 14, 1963 (1962)

5. The Court finds that prior to the institution of the above proceeding, the United States of America and Lee Ryan, Robert Ryan, L. Applegate, Chester W. Bartlett, Assembly of God Church, Mannford, Oklahoma, First Baptist Church, Mannford, Oklahoma, George A. Frost, Roy Frost, Jessie Mullenax, R. C. Cooper, B. L. Cooper, M. E. Hesterlee entered into a contract, 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 \$674.57, inclusive of interest, for their interests, would be awarded as just compensation for the taking of the estates to be condemned in the above tract; that the contract and agreement is a valid one.

6. The Court finds that plaintiff and Kerr-McGee, Lydia Carr (Russell Carr), Robert Sterling, William H. Wilson, Emory Hill, Jr., Richard K. James, John L. Snyder, Dorothy M. Dorothy, Ray and Ruby Spess, Robert L. Briggs, Jr., Dale Shaffer Briggs and Charles W. Briggs, Glen E. Tate, C. C. Tate, Myrtle Gibbs, Ethel Vaught, Eva Hall, George A. Frost, William Shoemaker, Raymond K. Holmes, Cornelia Coonrod Holmes, 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 tract is the sum of \$4,079.32, inclusive of interest, for their interests.

7. The Court finds that defendant George B. Cooper has failed to appear or answer, nor has his attorney appeared or answered in his behalf, and that said party defendant is in default at this time.

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 tract is described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$4,756.64, inclusive of interest, of which sum the following amounts have been disbursed to the following defendants:

Kerr-McGee - - - - -	\$ 1,967.93
Lydia Carr (Russell Carr) - - - - -	258.41
Robert Sterling - - - - -	95.61
William H. Wilson - - - - -	95.61
Emory Hill, Jr. - - - - -	95.61
Richard K. James - - - - -	49.45
John L. Snyder - - - - -	49.45
Dorothy M. Dorothy - - - - -	85.73
Robert L. Briggs, Jr., Dale Shaffer Briggs, and Charles W. Briggs - - - - -	127.00
Glen E. Tate - - - - -	24.80
C. C. Tate - - - - -	99.17
Myrtle Gibbs, Ethel Vaught & Eva Hall - - - - -	160.62
George A. Frost - - - - -	24.79

\$ 3,134.18

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$254.64, 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:

Lee Ryan - - - - -	\$ 178.04
Robert Ryan - - - - -	178.04
John L. Snyder - - - - -	75.55
Ray and Ruby Spess - - - - -	350.00
L. Applegate - - - - -	24.79
Chester W. Bartlett - - - - -	39.89
William Shoemaker - - - - -	49.59
Assembly of God, Mannford, Oklahoma - - - - -	206.98
Raymond K. Holmes - - - - -	400.00
First Baptist Church, Mannford, Oklahoma - - - - -	24.79
Cornelia Coonrod Holmes - - - - -	70.00
George A. Frost - - - - -	2.75
Roy Frost - - - - -	2.75
Jessie Mullenax - - - - -	2.75
George B. Cooper - - - - -	2.75
R. C. Cooper - - - - -	2.75
B. L. Cooper - - - - -	2.75
M. E. Hesterlee - - - - -	8.29
	<hr/>
	\$ 1,622.46

Entered this 7 day of October 1963.

ALLEN E. BARROW
 UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

 ROBERT P. SANTEE
 Assistant United States Attorney

alj

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
)
Plaintiff,)
vs.)
)
237.72 Acres of Land, More or Less,)
Situating in Creek and Pawnee Counties,)
Oklahoma, and Joe I. Hart, et al, and)
Unknown Owners,)
)
Defendants.)

Civil No. 5100
Tract No. 9905-4M

FILED

OCT 9 - 1963

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

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$4,450.60 inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$4,071.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and Kerr-McGee Oil Industries, Inc.; Emory Hill, Jr.; Lydia Carr (Russell Carr); Robert Sterling; William H. Wilson; Richard K. James; John L. Snyder; Dorothy M. Dorothy; Ernie C. Harrison; Melvin E. Pulliam; Guy Young; Tommy Crane; Vern Baney;

Ada T. Coleman; and Julia E. Mantz, 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 tract is the sum of \$3,774.20, inclusive of interest, for their interests.

6. The Court finds that prior to the institution of the above proceeding, the United States of America and Lee Ryan; Robert Ryan; Juanita Coonrod Hinton and Cornelia Coonrod Holmes, individually and as Administratrix of the Estate of Jessa Coonrod, deceased; B. T. Baney; Stanley E. Myers; and Orville L. Barton entered into a contract, 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 \$654.23, inclusive of interest, for their interests, would be awarded as just compensation for the taking of the estates to be condemned in the above tract; that the contract and agreement is a valid one.

7. The Court finds that defendant, Earl Varnell, has failed to appear or answer nor has his attorney appeared or answered in his behalf, and that said party defendant is in default at this time.

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 tract is described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$4,450.60, inclusive of interest, of which sum the following amounts have been paid to the following defendants:

<u>Name</u>	<u>Amount</u>
Kerr-McGee Oil Industries, Inc.	\$2,094.72
Emory Hill, Jr.	95.22
Lydia Carr (Russell Carr)	285.64
Robert Sterling	321.30
William H. Wilson	95.22
Richard K. James	50.79
John L. Snyder	50.79
Dorothy M. Dorothy	101.56
Ernie C. Harrison	165.02
Melvin E. Pulliam	90.31
Guy Young	36.12
Tommy Crane	120.69
Vern Baney	32.84
Julia E. Mantz	58.29
Total	\$3,598.51

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$379.60, 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:

<u>Name</u>	<u>Amount</u>
Lee Ryan	\$190.42
Robert Ryan	190.42
John L. Snyder	74.21
Juanita Coonrod Hinton & Cornelia Coonrod Holmes, individually and as Administratrix of the Estate of Jessa Coonrod, deceased	80.46
B. T. Baney	115.76
Tommy Crane	79.31
Stanley E. Myers	32.84
Ada T. Coleman	22.17
Orville L. Barton	44.33
Total	\$829.92

(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 below, 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:

Earl Varnell \$22.17.

Entered this day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

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

ksm

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
vs.
237.72 Acres of Land, More or Less,
Situate in Creek and Pawnee Counties,
Oklahoma, and Joe I. Hart, et al, and
Unknown Owners,
Plaintiff,
Defendants.

Civil No. 5100

Tract No. 9906-11M

FILED

OCT 9 - 1963

J U D G M E N T

On this day this cause came on for hearing upon the application of
the United States of America, by its attorney, for a final Judgment determining
the ownership and the just compensation to be awarded the former owners of the
above tracts.

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

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and Complaint were filed, title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$6,290.39, inclusive of interest, is just compensation for the taking of the estate by the plaintiff in the above tract, as such estate and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$5,828.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that prior to the institution of the above proceeding the United States of America and Lee Ryan, Robert Ryan, W. W. Brady, Ella M. Davasher, Theresa Zickefoose, et al., James Howard Colbert, et ux., Earl Varnell, Enolia McWherter, Cimarron Telephone Company, Eugene Varnell, et al., Virgil Fisher, Eugene and Earl Varnell, and Eugene and Alberta Varnell entered into a contract, 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

\$849.83, inclusive of interest, for their interests, would be awarded as just compensation for the taking of the estate to be condemned in the above tract; that the contract and agreement is a valid one.

6. The Court finds that plaintiff and Kerr-McGee, Lydia Carr (Russell Carr), Emory Hill, Jr., Robert Sterling, W. H. Wilson, R. K. James, J. L. Snyder, Dorothy M. Dorothy, Juanita Coonrod Hinton, et vir, Town of Mannford, Oklahoma, Ethel Vaught, C. M. Martin, F. M. Coonrod Estate (Juanita Coonrod Hinton and Cornelia Coonrod Holmes), Ozelle Elledge, Allen V. Clegg, et ux, First Methodist Church, Mannford, Oklahoma, Lee White, Jessa Coonrod Estate (Juanita Coonrod Hinton and Cornelia Coonrod Holmes), and G. B. Cooper, 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 tract is the sum of \$5,392.76, inclusive of interest, for their interests.

7. The Court finds that defendants R. O. Cavin, J. R. Wright, J. L. and Martha Vowell, and Ethel Mae Ward have failed to appear or answer, nor have their attorneys appeared or answered in their behalf, and that said party defendants are in default at this time.

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 tract is described therein, is hereby confirmed;

E. The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$6,290.39, inclusive of interest, of which sum the following amounts have been disbursed to the following defendants:

Kerr-McGee	- - - - -	\$ 3,454.69
Lydia Carr (Russell Carr)	- - - - -	471.08
Emory Hill, Jr.	- - - - -	314.07
Robert Sterling	- - - - -	82.03
W. H. Wilson	- - - - -	157.03
R. K. James	- - - - -	43.75
J. L. Snyder	- - - - -	43.75
Dorothy M. Dorothy	- - - - -	87.50
Ethel Vaught	- - - - -	43.96
C. M. Martin	- - - - -	43.96
Ozelle Elledge	- - - - -	25.12
First Methodist Church, Mannford, Okla	- - - - -	43.96
Lee White	- - - - -	27.63
Ethel Mae Ward	- - - - -	8.16

\$ 4,846.69

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$462.39, 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:

Lee Ryan - - - - -	\$ 314.07
Robert Ryan - - - - -	314.07
Robert Sterling - - - - -	75.00
J. L. Snyder - - - - -	81.25
Juanita Coonrod Hinton - - - - -	70.00
W. W. Brady - - - - -	16.96
R. O. Cavin - - - - -	19.47
Ella M. Davasher - - - - -	16.32
Theresa Zickefoose - - - - -	8.16
Town of Mannford, Oklahoma - - - - -	30.00
C. M. Martin - - - - -	93.04
Juanita Coonrod Hinton (F. M. Coonrod Estate - 4/9th interest) - - - - -	20.00
Cornelia Coonrod Holmes (F. M. Coonrod Estate - 4/9th interest) - - - - -	20.00
J. R. Wright - - - - -	3.21
Ozelle Elledge - - - - -	39.88
James Howard Colbert & Wanda M. Colberg -	16.96
Allen V. Clegg - - - - -	50.86
J. L. and Martha Vowell - - - - -	16.96
Earl Varnell - - - - -	17.59
Enolia McWherter - - - - -	25.12
Enolia J. Weaver - - - - -	16.96
First Methodist Church, Mannford, Okla - -	16.04
Cimarron Telephone Company, Mannford, Oklahoma - - - - -	43.96
Eugene Varnell - - - - -	25.75
Juanita Coonrod Hinton & Cornelia Coonrod Holmes, Individually & as Adminis- tratrices of Estate of Jessa Coonrod - -	50.00
G. B. Cooper - - - - -	8.16
Virgil Fisher - - - - -	8.16
Eugene and Earl Varnell - - - - -	17.59
Eugene and Alberta Varnell - - - - -	8.16
	<hr/>
	\$ 1,443.70

Entered this 7 day of October 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant United States Attorney

alj

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

514.12 Acres of Land, More or Less,
Situate in Tulsa, Creek and Pawnee
Counties, Oklahoma, and D. H. Cramer,
et al., and Unknown Owners,

Defendants.

Civil No. 5127
Tract No. A-172E

FILED

001 9-1963

J U D G M E N T

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

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$334.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract is described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$224.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that prior to the institution of the above proceeding the United States of America and Prospect Oil Company, Hazel Christian and A. W. Swift entered into a contract, 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 \$184.00, inclusive of interest, would be awarded as just compensation for the taking of the estates to be condemned in the above tract; that the contract and agreement is a valid one.

6. The Court finds that defendants Kenneth M. Reid, William Andrews, Gus G. Andrews and Wendell L. Smith 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.

7. The Court finds that plaintiff and George Campbell, defendant 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 tract is the sum of \$150.00, inclusive of interest, for his interest;

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 the above tracts is the sum of \$334.00, inclusive of interest, of which amount the following sums have been paid to the following defendants:

Prospect Oil Company	\$ 40.00
Hazel Christian	80.00
A. W. Swift	<u>64.00</u>
	\$ 184.00

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$110.00, 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:

George Campbell \$150.00

Executed this 9th day of October, 1963.

ROBERT P. SANTEE

UNITED STATES DISTRICT COURT JUDGE

APPROVED:

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

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

Robert Lee Gresham, Sr.,
Petitioner,
vs.
United States of America,
Respondent.

Civil No. 5758

FILED

OCT 9 1963

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

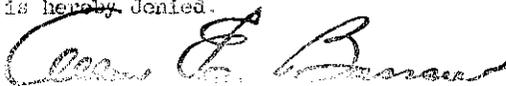
ORDER

On this 4th day of October, 1963, there comes before me the motion of Robert Lee Gresham, Sr., for a rehearing of the allegations made by him in his original petition for relief under Title 28, United States Code, Section 2255, and for this court to make findings of fact and conclusions of law with regard to such original petition for relief.

It appears to the court, after again examining the entire files, records and proceedings in Criminal Case No. 23662, United States District Court for the Northern District of Oklahoma, and after again examining the original petition filed in this cause, as well as the judgment of this court rendered pursuant thereto, that the indictment returned in Criminal Case No. 23662 clearly and sufficiently charged the commission of an offense by petitioner against the United States of America and that such sufficiency of the indictment is clearly ascertainable through a review of all the records, files and documents referred to hereinabove without the necessity of a formal hearing or trial.

It further appears to the court that all factual and legal bases of the judgment of this court have been adequately and clearly set forth in the Journal Entry of Judgment heretofore entered, and that for the reasons enumerated herein, no reason exists for the entering of further or separate findings of fact or conclusions of law.

IT IS HEREOFRE ORDERED, ADJUDGED AND DECREED that the request for rehearing is hereby denied, and that the request for further and separate findings of fact and conclusions of law is hereby denied.



United States District Judge

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

237.72 Acres of land, More or Less,
Situate in Creek and Pawnee Counties,
Oklahoma, and Joe I. Hart, et al., and
Unknown Owners,

Defendants.

Civil No. 5100

Tract No. 990612M

FILED
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NOBLE C. HOOD
U. S. District Court

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$4,790.07, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$4,499.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and Kerr-McGee Oil Industries, Inc. Lydia Carr (Russell Carr), Emory Hill, Robert Sterling, William H. Wilson, Charles W. Adams, Richard K. James, Albert F. Madlencee, Jr., John L. Snyder, Davis R. Clegg, Ed Steele, L. J. Hinton, C. M. Martin and Trustees First Christian Church, 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 tract is the sum of \$4,092.93, inclusive of interest, for their interests;

6. The Court finds that prior to the institution of the above proceeding the United States of America and Lee Ryan, Robert Ryan, Jessa Coonrod Estate (Juanita Coonrod and Cornelia Coonrod Holmes, individually and as Administratrices of Estate), Mary E. Tyler and Ada M. Thompson, entered into a contract, 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 \$626.94, inclusive of interest, for their interests would be awarded as just compensation for the taking of the estates to be condemned in the above tract; that the contract and agreement is a valid one;

7. The Court finds that defendants, A. A. Thompson, Pauline Lamberson, Billy Joe Lamberson, and Ethel Mae Ward, 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.

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 tract is described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$4,790.07, inclusive of interest, of which sum the following amounts have been disbursed to the following defendants:

Kerr-McGee Oil Industries, Inc.	\$2319.74
Lydia Carr (Russell Carr)	316.31
Emory Hill, Jr.	105.43
Robert Sterling	105.43
William H. Wilson	105.43
Charles W. Adams.	56.23
Richard K. James.	56.23
Albert F. Madlnee, Jr.	56.23
John L. Snyder	56.23
Davis R. Clegg	63.90
Ed Steele	27.90
C. M. Martin.	243.00
Ethel Mae Ward (R. E. Ward)	55.80
Trustees First Christian Church	80.10
	<hr/>
	\$3647.96

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$291.07, 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:

Lee Ryan	\$210.87
Robert Ryan	210.87
John L. Snyder	68.77
Jessa Coonrod Estate (Juanita Coonrod & Cornelia Coonrod Holmes, individ- ually & as Administratrices of Estate)	123.30
L. J. Hinton	275.00
C. M. Martin	157.00
Pauline Lamberson	7.20
Billy Joe Lamberson	7.20
Mary E. Tyler	14.40
A. A. & Ada M. Thompson	67.50
	<u>\$1142.11</u>

Entered this 14th day of October, 1963.

ALLEN E. DARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

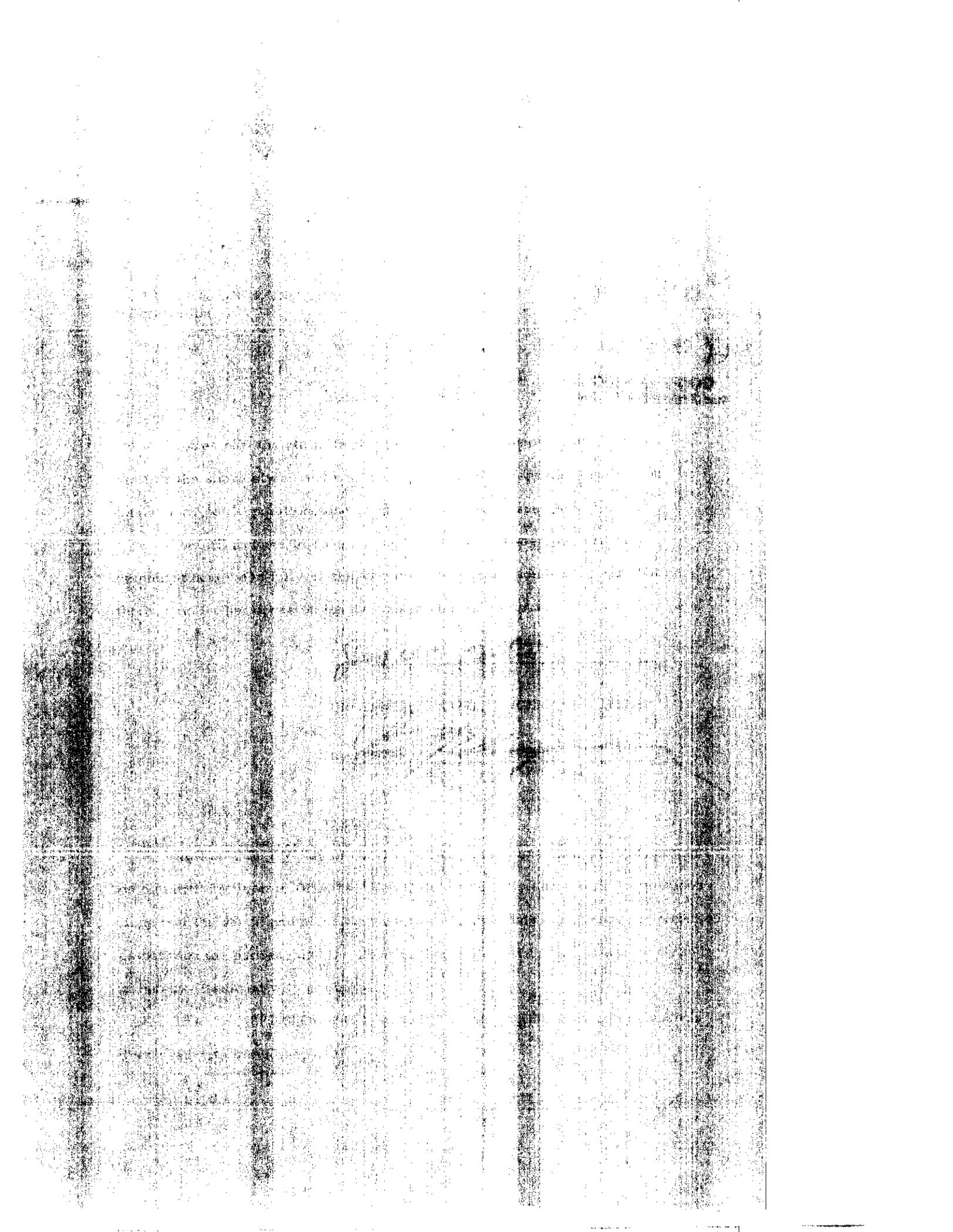
E. R. REID and G. D. MOORE,)
)
 Plaintiffs,)
)
 vs.)
)
 DOUGLAS AIRCRAFT COMPANY, INC.,)
 a corporation,)
)
 Defendant,) NO: 5461
)
 UNITED AUTOMOBILE, AEROSPACE AND)
 AGRICULTURAL IMPLEMENT WORKERS OF)
 AMERICA, LOCAL UNION NO. 1093, and)
 NATIONAL LABOR RELATIONS BOARD,)
)
 Intervenor)

FILED
1963
JUL 10 10 30 AM
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA
OKLAHOMA CITY

ORDER DISMISSING ACTION

On this 10th day of October, 1963, upon the Motion of the Plaintiffs, E. R. REID and G. D. MOORE, on behalf of themselves and for the benefit of and on behalf of all of their fellow employees of Douglas Aircraft Company, who may be similarly situated, and pursuant to stipulation of all parties to the action, the within action is hereby dismissed without cost to any party.

William C. Bennett
Judge of the United States District Court
for the Northern District of Oklahoma.



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

DAVID CECIL TURNER,

Plaintiff

vs.

GOODYEAR TIRE AND
RUBBER COMPANY, a
Corporation,

Defendant

No. 5616 Civil

FILED

OCT 14 1963

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

DISMISSAL WITH PREJUDICE

COMES Now the plaintiff and dismisses this, his cause of action, at his costs, and with prejudice to his further right to prosecute same, and requests this Honorable Court to make and enter an Order approving this Dismissal and dismissing this cause, with prejudice to the right of the plaintiff to further prosecute same.

David Cecil Turner
Plaintiff

RUCKER, TABOR, SHEPHERD
& PALMER
By Shepherd Tabor
Attorneys for Plaintiff

O R D E R

On this, the 14th day of October, 1963, this matter comes to the attention of the Court on the Dismissal of the plaintiff and request of the plaintiff for an Order of this Court dismissing his cause, with prejudice, and at his costs. The Court, having examined the above and foregoing Dismissal and having heard and

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

LAWRENCE E. RUSSELL,

Plaintiff

vs.

GOODYEAR TIRE AND RUBBER
COMPANY, a corporation,

Defendant

X
X
X
X
X
X
X
X
X

No. 5617 Civil

FILED

OCT 14 1963

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

ORDER OF DISMISSAL

On this, the 11th day of October, 1963, this matter comes on for consideration by this Court on the request of the respective parties. The plaintiff appeared by and through his attorneys of record, Rucker, Tabor, Shepherd & Palmer, and the defendant appeared by its attorneys, Green & Feldman, by W. E. Green, and it was brought to the attention of the Court that this case was regularly set for trial for October 16, 1963 and that the defendant had filed an answer, setting up a Release which had been signed by the plaintiff against a third party, to wit, David C. Turner (being one and the same person as the plaintiff, Davic Cecil Turner in Case No. 5616 Civil of this Honorable Court) and all others for his injury and medical expense sustained in the accident involved in this suit, and that no reply had been filed to this Answer, and counsel for the plaintiff herein announce that, having had an opportunity to inspect such Release and that they were unable to avoid this Release, would not prosecute this action and announced to the Court that, so far as counsel for the plaintiff in this cause are concerned, they could not proceed and that the Court might render what judgment he deemed appropriate under the stipulation that the plaintiff in this lawsuit had heretofore settled with D. C. Turner for his injury and medical expense which grew out of this accident, and

they admitted that this Release plead by the defendant was a true and exact Release signed by the plaintiff in this action.

Upon this stipulation between the parties, the Court finds that the plaintiff herein cannot prosecute this action and that his cause of action should be dismissed.

BE IT THEREFORE ORDERED, ADJUDGED AND DECREED that plaintiff's cause of action be, and the same is, hereby dismissed for the reason that he is barred his right to prosecute this action for the reason that he had made a settlement and released all of his claims with another alleged tort feassor.

DONE AND DATED in open court this the day and year first above written.



JUDGE

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

Florence Springer,

Plaintiff

vs.

G. L. Townsend,

Defendant

No. 5240 Civil

FILED

OCT 1 1963

ORDER

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

Upon consideration of the Motion for New Trial filed
by the plaintiff herein, and the brief submitted in support
thereof, the Court finds that said Motion should be denied.

It is, therefore, ordered this 15 day of October, 1963,
that the plaintiff's Motion for New Trial be denied.

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

United States District Court

FOR THE

NORTHERN DISTRICT OF OKLAHOMA

CIVIL ACTION FILE NO. 5242

Edith Estes

vs.

Gola H. Brashears, Executrix of the Estate of
Nean J. Brashears, deceased, formerly d/b/a
National Oil & Supply Company

JUDGMENT

NOBLE C. HOOD
Clerk of Court

This action came on for trial before the Court and a jury, Honorable Fred Daugherty, United States District Judge, presiding, and the issues having been duly tried and the jury having duly rendered its verdict,

It is Ordered and Adjudged that the plaintiff, Edith Estes, recover of the defendant, Gola H. Brashears, Executrix of the Estate of Nean J. Brashears, deceased, formerly d/b/a National Oil & Supply Company, the sum of Seven Thousand Five Hundred (\$7,500.00) Dollars, with interest thereon at the rate of 6% per annum from the date hereof until paid, and her costs of action.

Dated at Tulsa, Oklahoma, this 15th day
of October, 19 63.

NOBLE C. HOOD

Clerk of Court

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





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

FILED

1908
JUL 11 1908
J. L. S. O'NEILL

GRAND RIVER DAM AUTHORITY,)
a public corporation,)
Plaintiff,)

vs)
)

31.3 Acres of Land, more or less,)
in Mayes County, Oklahoma,)
Lorion Marlow Wallace, et al.,)
Defendants.)

Civil No. 5609

JUDGMENT ON VERDICT

This action came on for trial before the Court and a jury, Honorable Allen E. Barrow, District Judge, presiding, and the issues being to determine the just compensation to be paid for the taking of the lands designated and described in this proceedings as 3 MF 39 + PE and Tract CR-12 A, B & C, and the jury having rendered its verdict awarding and fixing just compensation in the amount of \$ 4,573.05.

The Court finds that the verdict of the jury is regular in all respects and that each and all of the allegations of the petition in condemnation are true and that the Grand River Dam Authority is entitled to acquire property by eminent domain for the uses and purposes set forth in said petition; and, that it is necessary and convenient to acquire by condemnation the lands and/or estate therein, as hereinafter described.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the sum of \$ 4,573.05, fixed by jury verdict, is full and just compensation for the taking of the lands and/or estate therein.

The lands or estate taken are as follows, to-wit:

3 MF 39 + FE & CR-12A, B, & C
(Fee Title To & Perpetual Easement Upon)

3 MF 39 + FE --- Fee Title To & Perpetual Easement Upon:

The following described land situated in Mayes County, Oklahoma, to-wit:

FEE TITLE TO:

That part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows: Beginning at a point in the north boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ 495 feet east of the northwest corner thereof, thence easterly along said north boundary a distance of 165 feet, thence in a southwesterly direction to a point in the south boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ 330 feet east of the southwest corner thereof, thence westerly along said south boundary to said southwest corner, thence northerly along the west boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 660 feet, thence in a northeasterly direction to the point of beginning, in Sec 3, T 21 N, R 20 E of the Indian Base and Meridian, containing 11.3 acres.

PERPETUAL EASEMENT UPON:

Those parts of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying south and west of the following described line: Beginning at a point in the south boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ 913 feet east of the southwest corner thereof, thence in a northerly direction to a point in said SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ 110 feet south and 253 feet east of the northwest corner thereof, thence in a northwesterly direction to a point 40 feet south and 183 feet east of said northwest corner, thence in a westerly direction to a point in the west boundary of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 feet south of said northwest corner, except that portion to be taken in fee and described above, all in Sec 3, T 21 N, R 20 E of the Indian Base and Meridian, containing 19.9 acres. (No improvements taken.)

CR-12A, B, & C --- Fee Title To:

CR-12A

A strip of land 60 feet in width in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the center line of which is described as follows: Beginning at a point in the south boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ 943 feet east of the southwest corner thereof, thence in a northerly direction to a point in the north boundary of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ 283 feet east of the northwest corner thereof, containing 2.7 acres, in Mayes County, Oklahoma, and

CR-12B

The north 40 feet of the west 253 feet of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ containing 0.2 acre, in Mayes County, Oklahoma, and

CR-12C

A triangular tract of land in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ described as beginning at a point in said SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 feet south and 183 feet east of the northwest corner thereof, said point being in the southernmost boundary of the above described Tract No. CR-12B, thence easterly along said southernmost boundary a distance of 70 feet to a point in the westernmost boundary of the above described Tract No. CR-12A, thence southerly along said westernmost boundary a distance of 70 feet, thence in a northwesterly direction to the point of beginning, containing 0.1 acres, in Mayes County, Oklahoma;

All in Sec 3, T 21 N, R 20 E of the Indian Base and Meridian.
The three CR tracts containing 3.0 acres.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is the entire and unencumbered fee simple title to the lands designated as "fee title"; that the estate taken in and to the lands designated as "perpetual easement" is the perpetual right, privilege and authority to flow the waters impounded by the Markham Ferry dam thereon, and withdraw the same therefrom, and to inundate intermittently from time to time, free and clear of all liens and encumbrances of whatsoever nature, together with the right to remove, or cause to be removed, such structures and improvements and other objects that may be located thereon and as herein described, reserving unto the owners the right of occupancy and use of said lands for any and all purposes that do not interfere with the construction, maintenance and operation of the Markham Ferry Project.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant landowners, Lorlon Marlow Wallace and Mildred E. Wallace have and recover a judgment against Grand River Dam Authority, a public corporation, the plaintiff, for and in the sum of \$ 451.05, together with interest at the rate of 6% per annum from the 22nd day of June, 1963, until paid, the same being the difference between the award of the commissioners and the verdict of the jury.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the petition, and the interest therein taken by these eminent domain proceedings, was vested in the Grand River Dam Authority on the 22nd day of June, 1963, upon the depositing of the commissioners' award with the registry of this Court for the lands and estates taken in and to the above described land.

NOBLE C. HOOD

Dated at Tulsa, Oklahoma

By /s/ Newt Scott
Newt Scott Deputy

October 15 1963.

Approved and ordered entered
this 15th day of October,
1963.

/s/ Allen E. Barrow
U. S. District Judge
Allen E. Barrow

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

FILED

GRAND RIVER DAM AUTHORITY,)
a public corporation,)

Plaintiff,)

vs)

580.87 Acres of Land, more)
or less, in Mayes County,)
Oklahoma, W. N. Marks, et al.,)

Defendants.)

Civil No. 5636

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

JUDGMENT ON VERDICT

This action came on for trial before the Court and a jury,
Honorable Allen N. Barrow, District Judge, presiding, and
the issues being to determine the just compensation to be paid for the
taking of the lands designated and described in this proceedings as
7 MF 25 1E, 7 MF 26 + FE and
Tract 7 MF 57 + FE, and the jury having rendered its verdict
awarding and fixing just compensation in the amount of \$ 77,500.00.

The Court finds that the verdict of the jury is regular in all
respects and that each and all of the allegations of the petition in
condemnation are true and that the Grand River Dam Authority is entitled
to acquire property by eminent domain for the uses and purposes set
forth in said petition; and, that it is necessary and convenient to ac-
quire by condemnation the lands and/or estate therein, as hereinafter
described.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the sum of
\$77,500.00, fixed by jury verdict, is full and just compensa-
tion for the taking of the lands and/or estate therein.

The lands or estate taken are as follows, to-wit:

TRACT NO. 7 MF 25 FE
(Perpetual Easement Upon)

The following described land situated in Mayes County, Oklahoma, to-wit: The north 990 feet of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 29, T 23 N, R 21 E of the Indian Base and Meridian, containing 30.0 acres. No improvements taken.

TRACT NO. 7 MF 26 + FE
(Fee Title To & Perpetual Easement Upon)

Fee Title To:

The following described land situated in Mayes County, Oklahoma, to-wit:

All those parts of Lots 1 and 2 lying east of the following described line: Beginning at a point in the north boundary of said Lot 1 165 feet east of the northwest corner thereof, thence in a southeasterly direction to a point in the south boundary of said Lot 1 330 feet east of the southwest corner thereof, thence in a southeasterly direction to a point in said Lot 2 330 feet south and 660 feet east of the northwest corner thereof, thence easterly parallel to the north boundary of said Lot 2 a distance of 165 feet, thence in a southeasterly direction to a point in the east boundary of said Lot 2 330 feet north of the southeast corner thereof, in Sec. 28, T 23 N, R 21 E of the Indian Base and Meridian, containing 21.05 acres, including any and all right, title, and interest in and to the bed and banks of Grand River incident to the ownership of the above described land.

Perpetual Easement Upon:

All of Lots 1 and 2 except those portions to be taken in fee and described above; the northeast diagonal one-half of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, all of the W $\frac{1}{2}$ NE $\frac{1}{4}$ except that part described as beginning at the southwest corner of said W $\frac{1}{2}$ NE $\frac{1}{4}$, thence northerly along the west boundary of said W $\frac{1}{2}$ NE $\frac{1}{4}$ a distance of 990 feet, thence in a southeasterly direction to a point 495 feet east and 660 feet north of said southwest corner, thence in a southeasterly direction to a point 660 feet east and 330 feet north of said southwest corner, thence in a southwesterly direction to the point of beginning; and all that part of the NW $\frac{1}{4}$ lying north of the following described line: Beginning at a point in the west boundary of said NW $\frac{1}{4}$ 990 feet south of the northwest corner thereof, thence in a southeasterly direction to a point 1155 feet south and 330 feet east of said northwest corner, thence in a northeasterly direction to a point 990 feet south and 495 feet east of said northwest corner, thence in a southeasterly direction to a point in the east boundary of said NW $\frac{1}{4}$ 990 feet north of the southeast corner thereof, all in Sec. 28, T 23 N, R 21 E of the Indian Base and Meridian, containing 205.94 acres. No improvements taken.

TRACT NO. 7 MF 57 + FE
(Fee Title To & Perpetual Easement Upon)

Fee Title To:

The following described land situated in Mayes County, Oklahoma,
to-wit:

All those parts of Lots 4, 5, 10, 9, and 11, lying north and east of the following described line: Beginning at a point in the west boundary of said Lot 4 1155 feet north of the southwest corner thereof, thence in a southeasterly direction to a point in the north boundary of said Lot 10 990 feet east of the northwest corner thereof, thence in a southeasterly direction to a point in said Lot 9 660 feet north and 330 feet east of the southwest corner thereof, thence in a southeasterly direction to a point in the south boundary of said Lot 9 495 feet east of said southwest corner, thence in a southwesterly direction to a point in the south boundary of said Lot 11 165 feet east of the southwest corner thereof, in Section 21, T 23 N, R 21 E of the Indian Base and Meridian, containing 17.0 acres, including any and all right, title, and interest in and to the bed and banks of Grand River incident to the ownership of the above described land.

Perpetual Easement Upon:

All of the south 20 acres of Lot 3, the SW $\frac{1}{4}$, and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and all of Lots 4, 5, 10, 9, and 11, except those portions to be acquired in fee and described above, all in Section 21, T 23 N, R 21 E of the Indian Base and Meridian, containing 306.87 acres.

No improvements taken.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is the entire and unencumbered fee simple title to the lands designated as "fee title"; that the estate taken in and to the lands designated as "perpetual easement" is the perpetual right, privilege and authority to flow the waters impounded by the Markham Ferry dam thereon, and withdraw the same therefrom, and to inundate intermittently from time to time, free and clear of all liens and encumbrances of whatsoever nature, together with the right to remove, or cause to be removed, such structures and improvements and other objects that may be located thereon and as herein described, reserving unto the owners the right of occupancy and use of said lands for any and all purposes that do not interfere with the construction, maintenance and operation of the Markham Ferry Project.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant
Landowners, W. R. Marks and Winifred Marks
have and recover a judgment against the plaintiff, Grand River Dam
Authority, a public corporation,
for and in the sum of \$ 29,614.00 , together with interest at the rate of 6% per annum from the 3th day of July , 1963 , until paid, the same being the difference between the award of the commissioners and the verdict of the jury.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the petition, and the interest therein taken by these eminent domain proceedings, was vested in the Grand River Dam Authority on the 3th day of July , 1963 , upon the depositing of the commissioners' award with the registry of this Court for the lands and estates taken in and to the above described land.

NOBLE C. HOOD

By Newt Scott Deputy

Dated at Tulsa, Oklahoma

October 15 19 63.

Approved and ordered entered
this 16th day of October ,
19 63 .

/s/ Allen E. Barrow
U. S. District Judge
Allen E. Barrow

United States District Court

FOR THE

NORTHERN DISTRICT OF OKLAHOMA

CIVIL ACTION FILE NO. 5431

Gene Moen

vs.

Robert M. Martino

FILED

JUDGMENT
OCT 17 1963

NOBLE C. HOOD
Clerk U. S. District Court

This action came on for trial before the Court and a jury, Honorable Fred Daugherty, United States District Judge, presiding, and the issues having been duly tried and the jury having duly rendered its verdict, for the defendant on October 17, 1963.

It is Ordered and Adjudged that the plaintiff, Gene Moen, take nothing, that the action is dismissed on the merits, and that the defendant recover of the plaintiff, Gene Moen, his costs of action.

Dated at Tulsa, Oklahoma, this 17th day of October, 1963

NOBLE C. HOOD
Clerk of Court

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

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

GRAND RIVER DAM AUTHORITY,)
a public corporation,)
)
Petitioner,)
)
vs.)
)
4 Tracts of Land, containing)
393.54 Acres, more or less,)
all in Mayes County, Oklahoma,)
Harry Sam, et al.,)
)
Defendants.)

Civil No. 5580

FILED

OCT 18 1963

ORDER CONFIRMING REPORT OF COMMISSIONERS **NOBLE C. HOOD**
Tract No. 2 (3 MF 33 + FE and 3 MF 41 + FE Rev.) **Clerk, U. S. District Court**

NOW, on this the 18th day of October, 19 63, the Court considered the application of the petitioner herein for a judgment approving the Commissioners' Report heretofore filed in this proceeding as to the real estate hereinafter specifically described.

The Court finds that:

1. Each and all of the allegations of the said petition for condemnation are true and that the Grand River Dam Authority is entitled to acquire property by eminent domain for the uses and purposes therein set forth.

2. That more than sixty (60) days have elapsed since the filing of the Report of Commissioners herein and no exceptions therein nor demand for jury trial are pending as to the lands hereinafter described and that said Report of Commissioners filed herein on the 15th day of May, 19 63 as modified by stipulation of the parties should be confirmed and approved in every respect.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Report of Commissioners filed herein on the 15th day of May, 19 63, as modified by stipulation of parties, is final and the award as set out and fixed in said report/is full and just compensation for the taking of the lands and/or estate therein.

The lands and/or estate taken are described as follows, to-wit:

TRACT NO. 2 (3 1/4 33 + FE and 3 1/4 41 + FE Rev.)
(Fee Title To and Perpetual Easement Upon)

3 1/4 33 + FE (Fee Title To):

All of Lot 5 and all that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ lying west of the easternmost boundary of the K. O. & G. Railroad right of way and all that part of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ lying south of the following described line: Beginning at a point in the east boundary of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ 660 feet south of the northeast corner thereof, thence in a southwesterly direction to a point in said easternmost boundary of the K. O. & G. Railroad right of way 330 feet north of the south boundary of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ except those portions of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ contained in said railroad right of way and including all reversionary interest, if any, in and to the K. O. & G. Railroad right of way and including any and all right, title and interest in and to the bed and banks of Grand River incident to the ownership of the above described land, in Sec. 3, T 21 N, R 20 E of the Indian Base and Meridian, containing 53.13 acres.

3 1/4 33 + FE (Perpetual Easement Upon):

All of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ except that portion to be taken in fee and described above, in Sec. 3, T 21 N, R 20 E of the Indian Base and Meridian, containing 14.0 acres. Improvements will be taken.

3 1/4 41 + FE Rev. (Fee Title To):

All of Lots 1, 2 and 5 and all of Lot 6 except the south 425 feet thereof and all that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ lying west of the westernmost boundary of the K. O. & G. Railroad right of way, and all that part of the north 895 feet of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying west of said railroad right of way boundary, and the north 990 feet of the west 330 feet of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ except those portions contained in said K. O. & G. Railroad right of way including all reversionary interest, if any, in and to the K. O. & G. Railroad right of way and including any and all right, title and interest in and to the bed and banks of Grand River incident to the ownership of the above described land, in Sec. 10, T 21 N, R 20 E of the Indian Base and Meridian, containing 96.71 acres.

3 1/4 41 + FE Rev. (Perpetual Easement Upon):

The following described land situated in Mayes County, Oklahoma, to-wit: All of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ except the portion to be taken in fee and described above and except the east 495 feet of said NW $\frac{1}{4}$ NE $\frac{1}{4}$, in Sec. 10, T 21 N, R 20 E of the Indian Base and Meridian, containing 17.5 acres. Improvements will be taken.

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

GRAND RIVER DAM AUTHORITY,)
a public corporation,)
)
Petitioner,)
)
vs.)
)
37.0 Acres of Land, more)
or less, in Mayes County,)
Oklahoma, Loyd Walker, et al.)
)
Defendants.)

Civil No. 5635

FILED

OCT 18 1963

ORDER CONFIRMING REPORT OF COMMISSIONERS **NOBLE C. HOOD**
Clerk, U. S. District Court

NOW, on this the 18th day of October, 19 63, the Court considered the application of the petitioner herein for a judgment approving the Commissioners' Report heretofore filed in this proceeding as to the real estate hereinafter specifically described.

The Court finds that:

1. Each and all of the allegations of the said petition for condemnation are true and that the Grand River Dam Authority is entitled to acquire property by eminent domain for the uses and purposes therein set forth.

2. That more than sixty (60) days have elapsed since the filing of the Report of Commissioners herein and no exceptions therein nor demand for jury trial are pending as to the lands hereinafter described and that said Report of Commissioners filed herein on the 19th day of June, 19 63 / as modified by stipulation of the parties should be confirmed and approved in every respect.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Report of Commissioners filed herein on the 19th day of June, 19 63, as modified by stipulation of parties, as modified, is final and the award as set out and fixed in said report is full and just compensation for the taking of the lands and/or estate therein. The lands and/or estate taken are described as follows, to-wit:

TRACT 5 MF 21 + FE

Fee Title:

The following described land situated in Mayes County, Oklahoma, to-wit: That part of the $W\frac{1}{2} NW\frac{1}{4} NW\frac{1}{4}$ and the west 17 acres of Lot 1 lying south and west of the following described line: Beginning at a point in the west boundary of said $W\frac{1}{2} NW\frac{1}{4} NW\frac{1}{4}$ 495 feet south of the northwest corner thereof, thence easterly parallel to the north boundary of said $W\frac{1}{2} NW\frac{1}{4} NW\frac{1}{4}$ a distance of 155 feet, thence in a southwesterly direction to a point in the west boundary of said $W\frac{1}{2} NW\frac{1}{4} NW\frac{1}{4}$ 825 feet south of said northwest corner, thence in a southeasterly direction to a point in the east boundary of said west 17 acres of Lot 1, 1155 feet north of the southeast corner thereof, including any and all right, title and interest in and to the bed and banks of Grand River incident to the ownership of the above described land, in Section 11, T 22 N, R 20 E of the Indian Base and Meridian, containing 20.1 acres.

Perpetual Easement:

All of the $W\frac{1}{2} NW\frac{1}{4} NW\frac{1}{4}$ and all of the west 17 acres of Lot 1 except those portions to be taken in fee and described above, all in Section 11, T 22 N, R 20 E of the Indian Base and Meridian, containing 16.9 acres. All improvements taken.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is the entire and unencumbered fee simple title to the lands designated as "fee title"; that the estate taken in and to the lands designated as "perpetual easement" is the perpetual right, privilege and authority to flow the waters impounded by the Markham Ferry dam thereon, and withdraw the same therefrom, and to inundate intermittently from time to time, free and clear of all liens and encumbrances of whatsoever nature, together with the right to remove, or cause to be removed, such structures and improvements and other objects that may be located thereon and as herein described, reserving unto the owners the right of occupancy and use of said lands for any and all purposes that do not interfere with the construction, maintenance and operation of the Markham Ferry Project.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the petition, and the interest therein taken by these eminent domain proceedings, was vested in the Grand River Dam Authority on the 8th day of July, 1963, upon the depositing of the sum of \$ 10,375.00 with the registry of this Court for the lands and estates taken in and to the above described land.

NOBLE C. HOOD

Dated at Tulsa, Oklahoma

By *Robert A. Hood*
Deputy

Robert A. Hood 1963

Approved and ordered entered
this 17 day of July,
1963.

Robert A. Hood
U. S. District Judge

United States District Court

FOR THE

NORTHERN DISTRICT OF OKLAHOMA

CIVIL ACTION FILE NO. 5657

Reba Mignate,

vs.

Helen M. Butler

FILED

JUDGMENT
OCT 18 1963

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

This action came on for trial before the Court and a jury, Honorable Fred Daugherty, United States District Judge, presiding, and the issues having been duly tried and the jury having duly rendered its verdict, on October 18, 1963, for the plaintiff.

It is Ordered and Adjudged the plaintiff, Reba Mignate, recover of the defendant, Helen M. Butler, the sum of Eight Hundred (\$800.00) Dollars, with interest thereon at the rate of 6% per annum from the date hereof until paid, and her cost of action.

Dated at Tulsa, Oklahoma, this 18th day of October, 1963

NOBLE C. HOOD

Clerk of Court

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

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

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

Defendants.

CIVIL ACTION NO. 4867

Tract No. T-2053E

FILED

OCT 21 1963

J U D G M E N T

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

1.

NOW, on this 17th day of October, 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 September 30, 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. T-2053E, as such tract is 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 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 March 1, 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 all of this deposit has been disbursed, as set out in paragraph 11 below.

7.

The Report of Commissioners filed herein on September 30, 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 as of the date of taking, were the joint owners of the estate condemned herein. Victor Ray Reed is now deceased and Zella Lois Reed is the surviving joint tenant, and, as such, is entitled to receive the award of just compensation for the estate taken.

10.

It Is, Therefore, ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power, and authority to condemn for public use the tract described in paragraph 3 herein, and such property, to the extent of the estate described 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 the just compensation for the estate taken herein in subject tract

is vested in Zella Lois Reed; the Report of Commissioners of September 30, 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. T-2053E

Owners:

Victor Ray Reed (now deceased)
Zella Lois Reed

Award of just compensation - - - - -	\$1,300.00	\$1,300.00
Deposited as estimated compensation - - - - -		\$1,000.00
Disbursed to owners - - - - -	<u>\$1,000.00</u>	
Balance due to owners - - - - -	\$300.00	_____
Deposit deficiency - - - - -		\$300.00

12.

It is Further ORDERED 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 \$300.00, together with interest on such deficiency at the rate of 6% per annum from March 1, 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 to Zella Lois Reed the entire amount then on deposit for the subject tract.

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

Lowry, Herman H. Bell,
Petitioner,

vs.

Harry Connolly, Chief Deputy
U. S. Marshal, Federal Bldg.
Tulsa, Oklahoma
and
Joe Pearson, Special Agent
Federal Bureau of Investigation
Federal Bldg., Tulsa, Oklahoma
and
Jack Smith
Oklahoma State Patrol
District of Tulsa, Tulsa, Okla.

Civil No. 5511

FILED

OCT 21 1963

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

JOURNAL ENTRY OF JUDGMENT

On the 3rd day of October, 1963, this case came on for trial. The petitioner was present personally and was represented by his attorney, William H. Bell. The defendant Jack Smith was present personally and was represented by his attorney, Alfred Knight. The defendants Joe Pearson and Harry Connolly were present personally and were represented by L. K. Smith, Assistant United States Attorney, Northern District of Oklahoma. All parties announced ready for trial.

All evidence which could or should be presented by or on behalf of petitioner was so presented. Stipulations were entered into by and between petitioner and defendants. At the close of petitioner's evidence, and after the entering of certain stipulations, all defendants moved this court for judgment and to dismiss this cause upon the basis that all the evidence offered by and on behalf of plaintiff, as well as stipulations offered and admitted into evidence show no facts upon which relief might be granted to petitioner but, instead, show that defendants are entitled to judgment.

It appears to the court, after consideration of all evidence and stipulations offered and admitted into evidence, that the motions to dismiss and requests for judgment should be granted in favor of defendants and against petitioner.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that judgment is hereby granted in favor of defendants and against petitioner and that the defendants'

motions to dismiss and requests for judgment in and they hereby are sustained.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the National Car Rental Trip Ticket, the State of Florida automobile registration slip, the State of Kansas Driver's License, and the Bill of Sale of Personal Property be kept in the custody and control of the Clerk of this Court as evidence.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Poloroid Camera be turned over to petitioner as his sole property.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the .22 caliber pistol, Serial No. 532559, currently in the custody of the Tulsa County Attorney, be disposed of by him as he sees fit.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Rand McNally road atlas be turned to petitioner as his property.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that New Mexico license tag No. 13 914 be returned to the National Car Rental Agency.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the pair of scissors heretofore turned over to the Oklahoma Crime Bureau be returned by defendant Jack Smith to petitioner, unless such scissors have heretofore been disposed of in regular course of business by the Oklahoma Crime Bureau.

APPROVED AS TO FORM :

William H. Bell
UNITED STATES DISTRICT JUDGE

William H. Bell

William H. Bell
Attorney for Petitioner.

Alfred Knight

Alfred Knight
Attorney for Defendant Jack Smith

L. R. Smith

L. R. Smith
Assistant U S. Attorney
Attorney for Defendants Joe
Pearson and Harry Connolly.

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

FILED

GRAND RIVER DAM AUTHORITY,
a public corporation,)

Plaintiff,)

vs)

121 Acres of Land, more or less,
in Mayes County, Oklahoma,
Francis Elmer Harris, et al.,)

Defendants.)

OCT 21 1963

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

Civil No. 5612

JUDGMENT ON VERDICT

This action came on for trial before the Court and a jury, Honorable W. H. BARNETT, District Judge, presiding, and the issues being to determine the just compensation to be paid for the taking of the lands designated and described in this proceedings as Tract 121 Acres of Land, more or less, in Mayes County, Oklahoma, Francis Elmer Harris, et al., and the jury having rendered its verdict awarding and fixing just compensation in the amount of \$ 14,000.00.

The Court finds that the verdict of the jury is regular in all respects and that each and all of the allegations of the petition in condemnation are true and that the Grand River Dam Authority is entitled to acquire property by eminent domain for the uses and purposes set forth in said petition; and, that it is necessary and convenient to acquire by condemnation the lands and/or estate therein, as hereinafter described.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the sum of \$ 14,000.00, fixed by jury verdict, is full and just compensation for the taking of the lands and/or estate therein.

The lands or estate taken are as follows, to-wit:

5 MF 6 + FE
(Fee Title To & Perpetual Easement Upon)

The following described land situated in Mayes County, Oklahoma, to-wit:

FEE TITLE TO:

All of Lots 4, 7, and 8 in Sec 13, including any and all right, title and interest in and to the bed and banks of Grand River incident to the ownership of the above described land; and that part of the S $\frac{1}{2}$ SE $\frac{1}{4}$ lying east of the following described line: Beginning at a point in the north boundary of said S $\frac{1}{2}$ SE $\frac{1}{4}$ 1320 feet east of the northwest corner thereof, thence in a southeasterly direction to a point 660 feet south and 1155 feet west of the northeast corner of said S $\frac{1}{2}$ SE $\frac{1}{4}$, thence southerly parallel to the east boundary of said S $\frac{1}{2}$ SE $\frac{1}{4}$ to a point in the south boundary thereof, in Sec 14, all in T 22 N, R 20 E of the Indian Base and Meridian, containing 111.9 acres.

PERPETUAL EASEMENT UPON:

That part of the S $\frac{1}{2}$ SE $\frac{1}{4}$ lying east of the following described line: Beginning at a point in the north boundary of said S $\frac{1}{2}$ SE $\frac{1}{4}$ 1155 feet east of the northwest corner thereof, thence in a southwesterly direction to a point 660 feet south and 990 feet east of said northwest corner, thence in a southeasterly direction to a point 1320 feet east and 495 feet north of the southwest corner of said S $\frac{1}{2}$ SE $\frac{1}{4}$, thence in a southwesterly direction to a point in the south boundary of said S $\frac{1}{2}$ SE $\frac{1}{4}$ 1155 feet east of said southwest corner, except that portion to be taken in fee and described above, in Sec 14, T 22 N, R 20 E of the Indian Base and Meridian, containing 9.1 acres. (Improvements taken: hay shed.)

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is the entire and unencumbered fee simple title to the lands designated as "fee title"; that the estate taken in and to the lands designated as "perpetual easement" is the perpetual right, privilege and authority to flow the waters impounded by the Markham Ferry dam thereon, and withdraw the same therefrom, and to inundate intermittently from time to time, free and clear of all liens and encumbrances of whatsoever nature, together with the right to remove, or cause to be removed, such structures and improvements and other objects that may be located thereon and as herein described, reserving unto the owners the right of occupancy and use of said lands for any and all purposes that do not interfere with the construction, maintenance and operation of the Markham Ferry Project.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendants Markham Ferry Dam and Power and Road Rights, have and recover a judgment against the Plaintiff, Grand River Dam Authority, for and in the sum of \$ 10,000.00, together with interest at the rate of 6% per annum from the 4th day of June, 1944, until paid, the same being the difference between the award of the commissioners and the verdict of the jury.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the petition, and the interest therein taken by these eminent domain proceedings, was vested in the Grand River Dam Authority on the 4th day of June, 1944, upon the depositing of the commissioners' award with the registry of this Court for the lands and estates taken in and to the above described land.

NOBLE C. HOOD

By Henry P. Hood
Clerk of Court Deputy

Dated at Tulsa, Oklahoma

October 1944.

Approved and ordered entered
this 4th day of October,
1944.

Carl E. Hansen
U. S. District Judge

U. S. DISTRICT COURT

FILED

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

10 22 1963

NOBLE C. HOOD
Clerk U. S. District Court

PAT MURTA, BEN A. BAGBY, and
GEORGE NORVELL, JR.,

Plaintiffs,

vs.

PAMPAS PETROLEUM COMPANY,

Defendant.

Civil Action

File No. 5 5 8 9

ORDER DISMISSING ACTION FOR FAILURE TO PROSECUTE

This cause coming on for trial before the court and a jury this 21st day of October, 1963, pursuant to the Order of the court made herein on September 27, 1963, and being regularly called for trial, the defendant appeared by its attorneys Rosenstein, Mesirov & Fist, and the plaintiffs appeared neither in person nor by their attorneys of record.

The court finds that the advice by telephone to the court this morning from David M. Thornton's secretary that David M. Thornton, one of plaintiffs' attorneys of record, would not appear for trial because of his attendance at a conference at Oklahoma City, Oklahoma, does not constitute legal cause for granting a continuance of the trial herein, and therefore, this action should be dismissed for failure of plaintiffs to prosecute.

THEREFORE, it is ORDERED that this action be and it is hereby dismissed for failure to prosecute, with prejudice, at the cost of plaintiffs.

12/ Luther Bohannon
United States District Judge

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

FILED

GRAND RIVER DAM AUTHORITY,)
a public corporation,)
)
Petitioner,)
)
vs.)
)
1 TRACT OF LAND CONTAINING)
TOWN LOTS IN THE TOWN OF SALINA,)
MAYES COUNTY, OKLAHOMA, JAMES L.)
HAIRSTON, ET AL.,)
Defendants.)

1963
W. B. H. HIGGINS
Clerk, U. S. District Court

Civil No. 5604

ORDER CONFIRMING REPORT OF COMMISSIONERS

NOW, on this the 17 day of October, 1963, the Court considered the application of the petitioner herein for a judgment approving the Commissioners' Report heretofore filed in this proceeding as to the real estate hereinafter specifically described.

The Court finds that:

1. Each and all of the allegations of the said petition for condemnation are true and that the Grand River Dam Authority is entitled to acquire property by eminent domain for the uses and purposes therein set forth.

2. That more than sixty (60) days have elapsed since the filing of the Report of Commissioners herein and no exceptions therein nor demand for jury trial are pending as to the lands hereinafter described and that said Report of Commissioners filed herein on the 2nd day of June, 1963, should be confirmed and approved in every respect.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Report of Commissioners filed herein on the 3rd day of June, 1963, is final and the award as set out and fixed in said report is full and just compensation for the taking of the lands and/or estate therein. The lands and/or estate taken are described as follows, to-wit:

TRACT NO. 1 (3 MF 69-214)
(Fee Title To)

The following described land situated in Mayes
County, Oklahoma, to-wit:

Blocks 2 and 3, Lots 1 to 12 and 17 to 24, inclusive,
Block 6; Lots 1 to 12 and 15 to 24 inclusive, Block 7;
Lots 7 to 12, inclusive Block 8; Blocks 9 and 10;
Lots 1 to 8 and 11 to 24 inclusive Block 11; Blocks
12, 13, 14, 15, 16 and 17; Lots 1 to 10 and 13 to 22,
inclusive, Block 18; Lots 3 and 4, and 7 to 22 inclusive,
Block 19; Lots 1 to 7 and 10 to 22, inclusive, Block 20;
Lots 2 to 24 inclusive Block 21; Block 22; Lots 3 to
22, inclusive, Block 23; Blocks "A" and "B"; Lots 2
to 24 inclusive, Block 24; Blocks 25, 26, 27, 28, 29
and 30 in the NEW TOWN OF SALINA, Salina, Oklahoma.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is the entire and unencumbered fee simple title to the lands designated as "fee title"; that the estate taken in and to the lands designated as "perpetual easement" is the perpetual right, privilege and authority to flow the waters impounded by the Markham Ferry dam thereon, and withdraw the same therefrom, and to inundate intermittently from time to time, free and clear of all liens and encumbrances of whatsoever nature, together with the right to remove, or cause to be removed, such structures and improvements and other objects that may be located thereon and as herein described, reserving unto the owners the right of occupancy and use of said lands for any and all purposes that do not interfere with the construction, maintenance and operation of the Markham Ferry Project.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the petition, and the interest therein taken by these eminent domain proceedings, was vested in the Grand River Dam Authority on the 11th day of June, 1963, upon the depositing of the sum of \$ 17,150.00 with the registry of this Court for the lands and estates taken in and to the above described land.

Dated at Tulsa, Oklahoma

Oct 20 19 63.

NOBLE C. HOOD *scd*

By W. M. Scam
Deputy

Approved and ordered entered
this 12 day of October,
1963.

W. M. Scam
U. S. District Judge

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

FILED

1963

IN RE: GRAND RIVER DAM AUTHORITY
ET AL.

GRAND RIVER DAM AUTHORITY,)
a public corporation,)
)
Petitioner,)
)
vs.)
)
1 TRACT OF LAND CONTAINING)
120.4 ACRES, JOHN E. WRIGHT,)
ET AL.,)
)
Defendants.)

Civil No. 5643

ORDER CONFIRMING REPORT OF COMMISSIONERS

NOW, on this the 20 day of October, 1963, the Court considered the application of the petitioner herein for a judgment approving the Commissioners' Report heretofore filed in this proceeding as to the real estate hereinafter specifically described.

The Court finds that:

1. Each and all of the allegations of the said petition for condemnation are true and that the Grand River Dam Authority is entitled to acquire property by eminent domain for the uses and purposes therein set forth.

2. That more than sixty (60) days have elapsed since the filing of the Report of Commissioners herein and no exceptions therein nor demand for jury trial are pending as to the lands hereinafter described and that said Report of Commissioners filed herein on the 5th day of June, 1963, should be confirmed and approved in every respect.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Report of Commissioners filed herein on the 5th day of June, 1963, is final and the award as set out and fixed in said report is full and just compensation for the taking of the lands and/or estate therein. The lands and/or estate taken are described as follows, to-wit:

TRACT NO. 1 (8 MF 58 + FE)
(Fee Title To and Perpetual Easement Upon)

Fee Title To:

The following described land situated in Mayes County, Oklahoma, to-wit: Those parts of Lots 1 and 2 lying east of the following described line: Beginning at a point in the south boundary of said Lot 2 600 feet east of the southwest corner thereof, thence in a northeasterly direction to a point 660 feet north and 700 feet east of said southwest corner, thence in a northeasterly direction to a point in the north boundary of said Lot 2 900 feet east of the northwest corner thereof, thence in a northeasterly direction to a point in said Lot 1 660 feet south and 1155 feet east of the northwest corner thereof, thence in a northeasterly direction to a point in the east boundary of said Lot 1 495 feet south of the northeast corner thereof including any and all right, title and interest in and to the bed and banks of Grand River incident to the ownership of the above described land; and those parts of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ described as follows: Beginning at a point in the south boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ 165 feet east of the southwest corner thereof, thence in a northeasterly direction to a point 330 feet north and 330 feet west of the southeast corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, thence in a northeasterly direction to a point 165 feet west and 495 feet north of said southeast corner, thence in a northwesterly direction to a point 330 feet west and 660 feet north of said southeast corner, thence in a northeasterly direction to a point in the east boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ 165 feet south of the northeast corner thereof, thence in a southwesterly direction to a point 495 feet west and 330 feet south of said northeast corner, thence in a northwesterly direction to a point in the north boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ 660 feet west of said northeast corner, thence in a northeasterly direction to a point in said SW $\frac{1}{4}$ NE $\frac{1}{4}$ 660 feet south and 330 feet west of the northeast corner thereof, thence westerly parallel to the north boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 165 feet, thence in a southwesterly direction to a point 330 feet north and 495 feet east of the southwest corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$, thence in a northwesterly direction to a point 165 feet east and 495 feet south of the northwest corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$, thence in a northwesterly direction to said northwest corner, thence southerly along the west boundaries of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ and said NW $\frac{1}{4}$ SE $\frac{1}{4}$ to the southwest corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, thence easterly along the south boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ to the point of beginning, in Sec. 33, T 23 N, R 20 E of the Indian Base and Meridian, containing 37.2 acres.

Perpetual Easement:

All of Lot 2 and all of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ except those portions to be taken in fee and described above; and all of Lot 1 and all of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ except those parts described as follows: Beginning at a point in the north boundary of said Lot 1 495 feet west of the northeast corner thereof, thence southerly parallel to the west boundary of said Lot 1 a distance of 660 feet, thence westerly parallel to the north boundary of said Lot 1 a distance of 165 feet, thence in a southwesterly direction to a point 495 feet north and 495 feet east of the southwest corner of said Lot 1, thence in a northwesterly direction to a point in the west boundary of said Lot 1 495 feet south of the northwest corner thereof, thence in a northwesterly direction to a point in the north boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ 330 feet west of the northeast corner thereof, thence easterly along the north boundaries of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ and said Lot 1 to the point of beginning and except those portions to be taken in fee and described above, all in Section 33, T 23 N, R 20 E of the Indian Base and Meridian, containing 83.2 acres.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is the entire and unencumbered fee simple title to the lands designated as "fee title"; that the estate taken in and to the lands designated as "perpetual easement" is the perpetual right, privilege and authority to flow the waters impounded by the Markham Ferry dam thereon, and withdraw the same therefrom, and to inundate intermittently from time to time, free and clear of all liens and encumbrances of whatsoever nature, together with the right to remove, or cause to be removed, such structures and improvements and other objects that may be located thereon and as herein described, reserving unto the owners the right of occupancy and use of said lands for any and all purposes that do not interfere with the construction, maintenance and operation of the Markham Ferry Project.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the petition, and the interest therein taken by these eminent domain proceedings, was vested in the Grand River Dam Authority on the 24th day of June, 1963, upon the depositing of the sum of \$ 17,835.00 with the registry of this Court for the lands and estates taken in and to the above described land.

NOBLE C. HOOD, *Judge*

Dated at Tulsa, Oklahoma

By *W. M. E...*
Deputy

Oct 21 1963.

Approved and ordered entered
this *20* day of *Oct*,
1963.

W. M. E...
U. S. District Judge

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

FILED

DEC 23 1963

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

GRAND RIVER DAM AUTHORITY,
a public corporation,

Plaintiff,

vs

4. Tracts of Land Containing 549.4 Acres,
more or less, all in Mayes County,
Oklahoma, W. T. Frasier, et al.,

Civil No. 5517

Defendants.

JUDGMENT ON VERDICT

This action came on for trial before the Court and a jury, Honorable Luther Bohanon, District Judge, presiding, and the issues being to determine the just compensation to be paid for the taking of the lands designated and described in this proceedings as Tract S MF 59 EE Rev., and the jury having rendered its verdict awarding and fixing just compensation in the amount of \$ 7,800.00.

The Court finds that the verdict of the jury is regular in all respects and that each and all of the allegations of the petition in condemnation are true and that the Grand River Dam Authority is entitled to acquire property by eminent domain for the uses and purposes set forth in said petition; and, that it is necessary and convenient to acquire by condemnation the lands and/or estate therein, as hereinafter described.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the sum of \$ 7,800.00, fixed by jury verdict, is full and just compensation for the taking of the lands and/or estate therein.

The lands or estate taken are as follows, to-wit:

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is the entire and unencumbered fee simple title to the lands designated as "fee title"; that the estate taken in and to the lands designated as "perpetual easement" is the perpetual right, privilege and authority to flow the waters impounded by the Markham Ferry dam thereon, and withdraw the same therefrom, and to inundate intermittently from time to time, free and clear of all liens and encumbrances of whatsoever nature, together with the right to remove, or cause to be removed, such structures and improvements and other objects that may be located thereon and as herein described, reserving unto the owners the right of occupancy and use of said lands for any and all purposes that do not interfere with the construction, maintenance and operation of the Markham Ferry Project.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant
landowners, W. T. Frasier and Marie Frasier
have and recover a judgment against the plaintiff, Grand River Dam
Authority, a public corporation,
for and in the sum of \$ 3,010.00, together with interest at the rate of 6% per annum from the 28th day of January, 1963, until paid, the same being the difference between the award of the commissioners and the verdict of the jury.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the petition, and the interest therein taken by these eminent domain proceedings, was vested in the Grand River Dam Authority on the 28th day of January, 1963, upon the depositing of the commissioners' award with the registry of this Court for the lands and estates taken in and to the above described land.

NOBLE C. HOOD

By A. Newt Scott
Newt Scott Deputy

Dated at Tulsa, Oklahoma

~~October 23rd~~ 1963.

Approved and ordered entered
this 23rd day of October,
1963.

Luther Bohanon
U. S. District Judge

Luther Bohanon, Judge

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

FRANK WARD KNIGHT,)
)
) Petitioner,)
vs.)
))
))
UNITED STATES OF AMERICA,)
))
) Respondent.)

No. 2-153

FILED

OCT 23 1963

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

J U D G M E N T

The Petitioner, Frank Ward Knight, was charged by Grand Jury indictment in the United States District Court for the Northern District of Oklahoma on three separate counts. Count One charged a violation of Title 21 U.S.C. Section 176(a). Count Two charged a violation of Title 26 U.S.C. Section 4742(a). Count Three charged a violation of Title 26 U.S.C. Section 4755(a).

With the filing of the Petition, the Petitioner filed an Affidavit to Proceed in Forma Pauperis, and the Court ordered that he be permitted to do so, and his Petition was duly filed as a civil action with the Clerk of the United States District Court for the Northern District of Oklahoma, without the prepayment of costs.

The Petition of the Petitioner is ineptfully drawn, which is understandable since no doubt he prepared it himself without the aid of counsel.

It appears that the Petitioner is seeking relief under Title 28 U.S.C. Section 2255 and asks that he be released from the United States Prison at Leavenworth, Kansas, where he is being held to serve the sentence imposed by the Court.

In paragraph 4 of the Petition, the Petitioner states "it becomes necessary to proceed beyond and behind the face of the record to bring out facts unknown to the Court at the time of judgment, which facts if known, would have precluded the judgment rendered." This is merely a conclusionary statement of the Petitioner, and no facts are stated which, if known to the Court, would have precluded the judgment rendered.

The principal contention of the Petitioner seems to be that he was denied his constitutional rights in that he was never offered defense counsel, nor were his rights explained to him; that he would have desired counsel and would have readily accepted counsel had he been aware of his rights thereto, and therefore he could not be legally tried and convicted, and the conviction contravenes his constitutional rights. To test the correctness of Petitioner's statement that he was denied counsel and that his rights were not explained to him, it will be necessary to examine transcript of the proceedings in Cause No. 13824-Cr., United States of America vs. Frank W. Knight, as shown by the transcribed record in the file made and certified to by the Official Court Reporter, Mr. Laurence B. Lindsay. On the 19th day of June, 1962, the

Petitioner came before this Court for arraignment, and the following transpired:

"THE COURT: Who represents Mr. Frank W. Knight?

MR. IMEL: Your Honor, at this time the defendant has not been represented by an attorney. The indictment was returned and this is the first appearance in Court.

So, Mr. Knight, your true and correct name is Frank W. Knight?

DEFENDANT KNIGHT: Yes, sir.

MR. IMEL: Your age, please?

DEFENDANT KNIGHT: Fifty-two.

MR. IMEL: Are you represented by an attorney, Mr. Knight?

DEFENDANT KNIGHT: No.

MR. IMEL: You understand, of course, you have a right to have the Court appoint counsel for you; do you understand that?

DEFENDANT KNIGHT: Yes.

MR. IMEL: Do you desire that His Honor appoint you an attorney -- this attorney will serve you without funds, or remuneration.

DEFENDANT KNIGHT: I wish to enter a plea of guilty at this time.

THE COURT: Let's take one thing at a time. First, you must declare yourself one way or the other with reference to having an attorney.

DEFENDANT KNIGHT: I don't wish to have an attorney.

THE COURT: Let the record show he declined to have the Court appoint him an attorney. All right, you may proceed."

Thereafter the separate counts of the Indictment were read to the defendant in open Court. After the reading of the counts of the indictment, the following took place by Mr. Imel:

MR. IMEL: At this time I will ask, how does the defendant Frank W. Knight plead to Count No. 1?

DEFENDANT KNIGHT: I enter a plea of guilty to that count.

MR. IMEL: Now do you plead to Count 2, Mr. Knight?

DEFENDANT: I enter a plea of guilty.

THE COURT: He pleads guilty as to Count 2.

Now do you plead to Count 3?

DEFENDANT: I do enter a plea of guilty --

THE COURT: Enter a plea of guilty to Count 3?

DEFENDANT KNIGHT: I do.

MR. IMEL: Mr. Knight, you understand that you have the right to trial by jury in these particular cases, and that --

If the Court please, I would like to advise the defendant that in each of these counts he could receive from five to twenty years on each count. And, you will not, under the law, receive probation or parole, under this particular violation of the marijuana law; do you understand that?

DEFENDANT KNIGHT: Yes.

THE COURT: And you still plead guilty to all three counts?

DEFENDANT KNIGHT: I didn't understand about one count.

MR. IMEL: Which one did you not understand, Mr. Knight? Would the Court care for me to read those counts again?

THE COURT: Well, it might be a proper idea. He has got to know what is taking place with reference to his rights here."

Thereafter he was advised by Mr. Imel the essence of each of the three counts.

Then the District Attorney, Mr. Imel, asked:

"Now, do you understand --

DEFENDANT KNIGHT: I do.

MR. IMEL: Now do you plead to Count 1?

DEFENDANT KNIGHT: I enter the same plea of guilty.

MR. TIBB: And to Count 2?

DEFENDANT KNIGHT: I plead guilty.

MR. TIBB: And to Count 3?

DEFENDANT KNIGHT: Guilty.

Thereafter on the 13th day of June, 1962, the same captioned criminal case came on before this Court, and the following is a part of the proceedings as shown by the Official Court Reporter's transcribed record:

THE COURT: Mr. Knight, do you have an attorney?

DEFENDANT: No.

THE COURT: I believe you waived an attorney.

DEFENDANT: Yes.

* * *

THE COURT: Mr. Knight, do you have anything to say before the Court pronounces sentence in your case?

DEFENDANT: Well, in my behalf I don't know anything except to do unto others as you would have them do unto you.

THE COURT: I can't hear you.

DEFENDANT: In my behalf I don't know anything but to do unto others as you would have them do unto you."

The Court thereafter and at the same hearing sentenced the defendant to five years on each count, to run concurrently, and as shown by the Judgment of the Court filed on the 13th day of June, 1962.

The Court finds after careful consideration of the file in this case and the Petition filed by Frank Ward Knight that his Petition for relief and release from the United States

Prison at Leavenworth, Kansas, is without merit; that the
Petitioner's rights were fully explained to him; that
Petitioner refused the assistance of counsel and voluntarily
entered his plea of guilty to each of the three counts of the
Indictment.

The Petition for relief as prayed for is therefore
denied.

DATED this 17 day of October, 1963.

15/10/63 [Signature]

UNITED STATES DISTRICT JUDGE

THE HISTORY OF THE UNITED STATES

1776

DECLARATION OF INDEPENDENCE





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

FILED
MAY 3 1953
A.W.S.
NORBERT W. MOORE
U.S. District Court

GRAND RIVER DAM AUTHORITY,)
a public corporation,)
)
Plaintiff,)
)
vs)
)
162.5 Acres of Land, more or less,) Civil No. 5607
in Mayes County, and J. C. Wilkerson,)
et al.,)
)
)
Defendants.)

JUDGMENT ON VERDICT

This action came on for trial before the Court and a jury, Honorable Luther Bonanon, District Judge, presiding, and the issues being to determine the just compensation to be paid for the taking of the lands designated and described in this proceedings as Tract 4 MF 25 + FE, and the jury having rendered its verdict awarding and fixing just compensation in the amount of \$ 27,000.00.

The Court finds that the verdict of the jury is regular in all respects and that each and all of the allegations of the petition in condemnation are true and that the Grand River Dam Authority is entitled to acquire property by eminent domain for the uses and purposes set forth in said petition; and, that it is necessary and convenient to acquire by condemnation the lands and/or estate therein, as hereinafter described.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the sum of \$ 27,000.00, fixed by jury verdict, is full and just compensation for the taking of the lands and/or estate therein.

The lands or estate taken are as follows, to-wit:



IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate taken is the entire and unencumbered fee simple title to the lands designated as "fee title"; that the estate taken in and to the lands designated as "perpetual easement" is the perpetual right, privilege and authority to flow the waters impounded by the Markham Ferry dam thereon, and withdraw the same therefrom, and to inundate intermittently from time to time, free and clear of all liens and encumbrances of whatsoever nature, together with the right to remove, or cause to be removed, such structures and improvements and other objects that may be located thereon and as herein described, reserving unto the owners the right of occupancy and use of said lands for any and all purposes that do not interfere with the construction, maintenance and operation of the Markham Ferry Project.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the plaintiff, Grand River Dam Authority, a public corporation, have and recover a judgment against the defendant landowners, ~~JOE~~ I. G. Wilkerson and Ruth Ferriss Wilkerson, for and in the sum of \$ 5,000.00, together with interest at the rate of 6% per annum from the 24th day of October, 1963, until paid, the same being the difference between the award of the commissioners and the verdict of the jury.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estate in all of the above designated and described real estate, as described in the petition, and the interest therein taken by these eminent domain proceedings, was vested in the Grand River Dam Authority on the 24th day of June, 1963, upon the depositing of the commissioners' award with the registry of this Court for the lands and estates taken in and to the above described land.

NOBLE C. HOOD

Dated at Tulsa, Oklahoma

By/s/ Newt Scott
Newt Scott Deputy

October 24, 1963.

Approved and ordered entered
this 24th day of October,
1963.

/s/ Luther Bonanon
U. S. District Judge
Luther Bonanon, Judge

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

W. WILLARD WIRTZ, SECRETARY)
OF LABOR, UNITED STATES)
DEPARTMENT OF LABOR,)

Plaintiff)

v.)

R. G. MALCHI, W. A. MALCHI, SR.)
and W. A. MALCHI, JR., as)
individuals and as partners, in)
MALCHI AUTOMOTIVE SUPPLY, a)
partnership,)

Defendants)

CIVIL ACTION

FILE NO. 5637

FILED

OCT 24 1963

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

J U D G M E N T

Plaintiff has filed his complaint in this matter and defendants have appeared by counsel, filed their answer and agreed to the entry of this judgment without contest. It is, therefore, upon motion of the attorneys for plaintiff and for cause shown:

ORDERED, ADJUDGED, and DECREED that defendants, their agents, servants, employees and all persons acting or claiming to act in their behalf and interest, be, and they hereby are, permanently enjoined and restrained from violating the provisions of Sections 15(a)(2) and 15(a)(5) 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 any of the following manners:

(1) Defendants shall not, contrary to the provisions of Section 6 of the Act employ any of their employees in interstate commerce and pay said employees at a wage rate less than the applicable minimum wage rate established for their employment by Section 6 of the Act.

(2) Defendants shall not, contrary to Section 7 of the Act, employ any of their employees engaged in interstate commerce, as defined by the Act, for a workweek longer than 40 hours, unless the employee receives compensation for his employment in excess of 40 hours at a rate not less than one and one-half times the regular rate at which he is employed.

(3) Defendants shall not, contrary to the provisions of Sections 11(c) and 15(a)(5) of the Act fail to make, keep and preserve adequate and accurate records of their employees and the wages, hours and other conditions and practices of employment maintained by them, 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.

Dated this 24th day of October, 1963.

151 Luther Bohannon
UNITED STATES DISTRICT JUDGE

Entry of this judgment is hereby consented to:

R. G. Malchi
R. G. Malchi

W. A. Malchi, Sr.
W. A. Malchi, Sr.

W. A. Malchi, Jr.
W. A. Malchi, Jr.

William K. Powers
William K. Powers
Attorney for Defendants

Richard L. Collier
Richard L. Collier
Attorney for Plaintiff

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 Nos. I-906E-1,
E-2 & E-3

FILED

OCT 25 1963

J U D G M E N T

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

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts.

2. 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 having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$300.00, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tracts as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. 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.

5. The Court finds that plaintiff and N. V. Leonard, E. Phil Kirschner and Kirby Production 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 \$92.92, inclusive of interest.

6. The Court finds that defendants Foster Oil Lease & Royalty Company, Grace Dinwiddie, Jennie G. Hawks, Mabel G. Bargloff, Marion G. Hanson, Mary E. Garrett, Zola Zook Garrett, Kathleen L. Diffendach, Laura Diffendach, Neven J. Diffendach, Morrie Kirschner, Gertrude R. Bristol, Dorothea W. Huszagh, Marjorie W. Huszagh, Leo Lederer, William H. Grayson, Mae T. Storm, Harriet Louise Grayson, Perley H. Roberts and Hazel Roberts, M. L. Hammond and Kerr-McGee Oil Industries, Inc., 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.

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 the above tracts is the sum of \$300.00, inclusive of interest, of which amount \$16.67 has previously been disbursed to N. V. Leonard.

(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 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:

E. P. Kirschner and Estate of	
Morrie Kirschner	\$ 2.50
Leo Lederer and E. Phil Kirschner.	50.00
Kirby Production Company	<u>50.00</u>
	\$102.50

(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 owners set forth below, 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:

Foster Oil Lease & Royalty Co.	\$2.50
Grace Dinwiddie, Jennie G. Hawks, Mabel G. Bargloff, Marion G. Hanson, Mary E. Garrett, Zola Zook Garrett.	2.50
Kathleen L. Diffendach, Laura Diffendach and Nevin J. Diffendach	25.83

Gertrude R. Bristol	\$30.00
Dorothea W. Huszagh	10.00
Marjorie W. Huszagh	10.00
William H. Grayson, Mae T. Storm & Harriet Louise Grayson.	50.00
Perley H. Roberts & Hazel Roberts . .	9.37
M. L. Hammond	40.63
	<u>\$180.83</u>

Entered this 10th day of October, 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

ajs

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
)
 vs.) Plaintiff,)
)
 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
Tract No. D-446

FILED

OCT 28 1963

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

AMENDED JUDGMENT

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a Judgment amending the Judgment filed on September 30, 1963, in the above tract and case, which original Judgment determined the ownership and just compensation to be awarded the former owners of the above tract. This Amended Judgment entirely replaces and substitutes for the above-referred-to Judgment.

2. 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 having compensable interests in the subject tract; that upon the date the Declaration of Taking and Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$2,299.91, inclusive of interest, is just compensation for the taking of the estate by the plaintiff in the above tract, as such estate and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$2,240.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that defendants Curt D. Edgerton, Rachael M. Vickers, Mildred H. Dade, T. W. Serviss, Howard J. Whitehill, Phyllis W.

Minister, Helen W. Kenyon, Juliann W. Funke, and Ora G. and Ola Dunegan 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.

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 tract is described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$2,299.91, inclusive of interest, of which amount the following has previously been disbursed:

Curt D. Edgerton	\$ 447.38
H. C. Eundy.....	443.00
H. S. Diem.....	443.00
F. P. Menager.....	443.00
M. A. Robinson.....	443.00
	<hr/>
	\$2,219.38

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$59.91, 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:

Rachael M. Vickers.....	\$ 5.93
-------------------------	---------

D. The Clerk of the Court is hereby authorized and directed to retain the amounts 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 below, 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:

Mildred H. Dade.....	\$ 3.13
T. W. Serviss.....	3.12
Howard J. Whitehill.....	1.56
Phyllis W. Minister.....	1.57
Helen W. Kenyon.....	1.56
Juliann W. Funke.....	1.56
Ora G. and Ola Dunegan.....	6.25
George W. Snedden, Executor of Estate of Elizabeth Borum Snedden.....	22.15

Mrs. M. J. Erdwurm.....	\$ 3.85
Otto Fuehner.....	3.85
S. R. Espy.....	3.85
George W. Snedden and Virginia Wilcox Heger, Co-Trustees of Jack Robin Snedden, deceased.....	22.15
	<hr/>
	\$74.60

Entered this *25th* day of October, 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

FILED

OCT 28 1963

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

United States of America,

Plaintiff,

v.

Civil No. 5100

237.72 Acres of Land, More or Less,
situate in Creek and Pawnee Counties,
Oklahoma, and Joe I. Hart, et al., and
Unknown Owners,

TRACT No. 9906-9M

Defendants.

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tract ; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

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

4. The Court finds the amount of \$9,053.76, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$9,047.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that prior to the institution of the above proceeding the United States of America and Lee Ryan, Robert Ryan, B. J. Hank, Vernon E. Ivy, D. W. Sissom, Jr., and Helen Sissom, W. D. and Effie Mae Bladsaw, R. E. Nance, Tom Pulliam, Margaret Mitchel, Harold V. Ledbetter, Bertha A. Willett, Cecil B. Shoemaker, Nora Maude Moore, J. W. Finley and Drew Yeager,

entered into a contract, as evidenced by an option for the purchase of land granted by said defendants and accepted on behalf of the plaintiff by the Corps of Engineers, Department of the Army, wherein it was agreed that the amount of \$2,418.34, inclusive of interest, for their respective interests, would be awarded as just compensation for the taking of the estates to be condemned in the above tract ; that the contract and agreement is a valid one.

6. The Court finds that plaintiff and Kerr-McGee, Lydie Carr (Russell), Robert Sterling, W. H. Wilson, Emory Hill, Jr., L. W. Colby, D. M. Webster, C. M. Martin, W. D. Klintworth, G. R. Stroup, Jennie Bower Estate, Earl Craven, Lo Letta Thompson, Ada Hoover, Minnie McDaniel, J. W. Bowen, L. J. Bower, Mary Ann Stroup, Cecil Bowen, Drew and Flossie Yeager, Joe H. Beavers, Cecil E. Shoemaker, and W. T. and Opal George, 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 tract is the sum of \$6,635.42, inclusive of interest, for their respective interests;

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 tract is described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tracts is the sum of \$9,053.76, inclusive of interest, of which amount the following sums have heretofore been disbursed by order of this Court:

Kerr-McGee	\$4,630.96
Lydia Carr (Russell).	631.49
Lee Ryan	421.00
Robert Ryan	421.00
Robert Sterling	210.50
W. H. Wilson	210.50
Emory Hill, Jr.	210.50
L. W. Colby	112.26
D. M. Webster	112.26
B. J. Hank	224.53
Vernon Brady	128.47
D. W. Sissom, Jr., and Helen Sissom	96.83
W. D. and Effie Mae Bledsaw	128.48
R. E. Mance	128.47
C. M. Martin	48.41
Lem Pulliam	48.41
W. D. Klintworth.	48.41
G. R. Stroup	48.41
Margaret Mitchel	126.62
Harold V. Ledbetter	126.62
Drew and Flossie Yeager	96.83
Cecil E. Shoemaker	124.75
Nora Maude Moore	223.44
Joe H. Beavers	62.37
Cecil E. Shoemaker.	62.37
J. W. Finley	46.55
Drew Yeager	46.55
W. T. and Opal George	46.55

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$5.76, 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:

Lem Pulliam	\$6.77
Earl Craven	16.14
Lo Letta Thompson	16.14
Aca Hoover	16.14
Minnie McDaniel,	16.14
J. W. Bowen	8.07
L. J. Bowen	8.07
Mary Ann Stroup	8.07
H. Cecil Bowen	8.06
Bertha A. Willett.	126.62

Entered this *25th* day of *September* 1963.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
Plaintiff,
vs.
237.72 Acres of Land, More or Less,
Situate in Creek and Pawnee Counties,
Oklahoma, and Joe I. Hart, et al, and
Unknown Owners,
Defendants.

Civil No. 5100

Tract No. 9906-13M

FILED

OCT 28 1963

NOBLE C. WOOD
Clerk of the U.S. District Court

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.

2. 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 having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed, title to the estate taken as set out therein, became vested in the United States of America.

3. The Court finds, upon the evidence that the below-listed defendants were the sole owners of the above-captioned tract on the date of taking, and are entitled to receive the award therefor.

4. The Court finds the amount of \$13,555.64, inclusive of interest, is just compensation for the taking of the estates by the plaintiff in the above tract, as such estate and said tract is described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$13,442.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that prior to the institution of the above proceeding the United States of America and Robert Ryan, Lee Ryan, Charles W. Adams, Henry Harness, Cecil Shoemaker, et ux, and Alfred J. Hughes entered into a contract, 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

\$1,649.61, inclusive of interest, for their interests, would be awarded as just compensation for the taking of the estates to be condemned in the above tract; that the contract and agreement is a valid one.

6. The Court finds that plaintiff and Kerr-McGee, Emory Hill, Jr., Lydia Carr (Russell Carr), William H. Wilson, Robert Sterling, Albert F. Madlener, Jr., Richard K. James, John L. Snyder, E. L. and Mary C. Russell, Glen R. Stroup, Hazel and Byford Smith, Lula Evans, Ethel Mae Ward, Wilma Lund, C. S. Krotzer, et ux (Ethel), J. Raymond Wright, Emory G. Delaney, et ux, Forrest O. and Bonnie Jo Adsit, Carroll E. and Alice Wininger, A. L. and Theda Bledsow, Mavis and Rose Lee Varnell, 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 tract is the sum of \$11,732.78, inclusive of interest, for their interests;

7. The Court finds that defendant Edna A. Ward 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.

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 tract is described therein, is hereby confirmed;

B. The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$13,555.64, inclusive of interest, of which sum the following amounts have been disbursed to the following defendants:

Kerr-McGee - - - - -	\$ 7,068.57
Emory Hill, Jr. - - - - -	321.29
Lydia Carr (Russell Carr) - - - - -	963.90
William H. Wilson - - - - -	321.30
Robert Sterling - - - - -	321.30
Charles W. Adams - - - - -	171.36
Albert F. Madlener, Jr. - - - - -	171.36
Richard K. James - - - - -	171.36
John L. Snyder - - - - -	171.36
E. L. and Mary C. Russell - - - - -	108.90
Glen R. Stroup - - - - -	64.35
Hazel and Byford Smith - - - - -	57.73
Lula Evans - - - - -	57.74
Ethel Mae Ward - - - - -	57.73
Wilma Lund - - - - -	440.55
J. Raymond Wright - - - - -	569.25
Emory G. Delaney, et ux - - - - -	128.70
C. S. Krotzer, et ux - - - - -	106.43
Forrest O. and Bonnie Jo Adsit - - - - -	128.70
Carroll E. and Alice Wininger - - - - -	153.45
A. L. and Theda Bledsow - - - - -	64.35
Mavis & Rose Lee Varnell - - - - -	170.77

\$11,790.45

C. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$113.64, 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 payees:

Robert Ryan - - - - -	\$ 642.60
Lee Ryan - - - - -	642.60
John L. Snyder - - - - -	78.64
Henry Harness - - - - -	64.35
Cecil Shoemaker - - - - -	64.35
Alfred J. Hughes - - - - -	64.35
Carroll E. and Alice Wininger - - - - -	35.00

\$ 1,591.89

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.

Elna A. Ward - - - - - \$ 173.30

Dated this day of October 1963.

ALLEN E. BARROW

 UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

 ROBERT P. SANTEE
 Assistant United States Attorney

alj

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

JAMES FRANK NELSON,)
)
 Plaintiff,)
)
 vs.) No. 5590
)
 SHERMAN FLOYD CAMPBELL,)
)
 Defendant.)

FILED

OCT 28 1963

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

O R D E R

On this 20th day of September, 1963, there came on for hearing pursuant to regular assignment the oral motion of the plaintiff herein to dismiss his complaint, without prejudice. Plaintiff appeared by and through his attorney Robert Lucas, and defendant appeared by and through his attorney Robert Risley. After oral argument and the court being fully advised in the premises, the Court finds that said complaint should be dismissed without prejudice.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the complaint filed herein by the plaintiff herein, should be and hereby is dismissed, without prejudice.

15/ Allen E. Burrows
JUDGE

Robert Risley
Robert Risley, Attorney for the
the Defendant

Robert Lucas
Robert Lucas, Attorney for the
Plaintiff

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

ALONZO L. SMITH,

Plaintiff

vs.

MYRON O. WEIL and EDYTH N. WEIL,
Partners, doing business as
MAICO-WEIL HEARING SERVICE, and
MYRON O. WEIL and EDYTH N. WEIL,
Partners, doing business as
MAICO-WEIL TULSA HEARING AID CENTER,

Defendants

Civil Action

No. 5309

FILED

NOV 20 1953

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

FINAL JUDGMENT

This cause having come on to be heard by the Court without a jury, and the Court having fully considered all of the evidence and briefs submitted by both parties and being fully advised in the premises, and the Court having entered its Findings of Fact, Conclusions of Law and Decision,

It Is Hereby Ordered, Adjudged and Decreed That:

(a) Claim 4 of United States Letters Patent No. 2,765,373 and Claims 6 through 9 inclusive of United States Letters Patent No. 3,000,462 are invalid and void.

(b) Claim 4 of United States Letters Patent No. 2,765,373 and Claims 6 through 9 inclusive of United States Letters Patent No. 3,000,462 have not been infringed by Defendants.

(c) Plaintiff, having failed to establish any cause of action against Defendants, is not entitled to any relief herein and its complaint is dismissed for want of equity and Defendants' counterclaim for a declaratory judgment is sustained.

(d) Judgment is awarded in Defendants' favor against Plaintiff for Defendants' costs as provided by law, to be taxed by the Clerk.

(s) *Fred Daugherty*
Fred Daugherty
U. S. District Judge

DATED: *October 30, 1963*

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)	
)	
Plaintiff,	)	CIVIL ACTION NO. 4884
)	
vs.	)	Tract No. K-1116
)	
491.42 Acres of Land, More or Less, Situata in Nowata and Rogers Counties, Oklahoma, and Ralph Dawson, et al, and Unknown Owners,)	
)	
Defendants.)	
)	
United States of America,)	
)	
Plaintiff,	)	CIVIL ACTION NO. 4891
)	
vs.	)	Tract No. 5730-C
)	
2,797.00 Acres of Land, More or Less, Situata in Nowata and Rogers Counties, Oklahoma, and Jessie W. Campbell, et al, and Unknown Owners,)	
)	
Defendants.)	

FILED
OCT 30 1963
NOBLE C. HOOD
Clerk, U. S. District Court

ORDER TRANSFERRING FUNDS AND DISMISSING CASE

This matter came on for hearing before the Court on Motion of the Plaintiff to dismiss this action as to the mineral estate taken in Tract No. K-1116 in Civil Action No. 4884 and the Court being advised by counsel and having examined the files, finds and concludes that:

1.

There has been a duplication of the taking of the mineral estate surface under/Tract No. K-1116 in that the fee in the minerals under such tract was condemned in Civil Action No. 4884 (along with the fee in the surface) and the fee in the minerals in such tract again was condemned in Civil Action No. 4891. In Case No. 4391 the tract was designated No. 5730-C. Likewise, a duplicate deposit of \$5,055 was made in each civil action as estimated compensation for the taking of the mineral estate in this tract. This tract is part of a mineral leasehold unit condemned in Civil Action No. 4891 and logically should be considered with the other properties involved in that case. Therefore, the action condemning Tract No. K-1116 in Civil Action No. 4884 should be dismissed.

2.

On May 2, 1960 an Order of Distribution was filed in Civil Action No. 4884 whereby the total sum of \$1,037.50 was disbursed to Irene Olson from the deposit of estimated compensation for Tract No. K-1116. Included in this

disbursal was the sum of \$62.50 representing estimated compensation for Irene Olson's interest in the mineral estate taken in Tract No. K-1116 in that civil action. Since Civil Action No. 4891 is to be the case in which the mineral estate in the subject tract is condemned, that portion of the above mentioned Order of Distribution applicable to the deposit for the mineral estate, to-wit, the amount of \$62.50, should be made to apply to Civil Action No. 4891 and the sum of \$62.50 should be transferred from that (Tract No. 5730-C) case to the deposit for Tract No. K-1116 in Civil Action No. 4884.

3.

After such transfer of funds has been made the entire deposit of estimated compensation for the mineral estate in Tract No. K-1116 in Civil Action No. 4884 should be refunded to the Plaintiff.

It Is, Therefore, ORDERED that

1.

The Order of Distribution filed in Civil Action No. 4884 with reference to Tract No. K-1116 to the extent of \$62.50, is eliminated from that case and hereafter applies to the deposit of estimated compensation for Tract No. 5730-C in Civil Action No. 4891, so that the deposit of estimated compensation for Tract No. 5730-C in subject Civil Action No. 4891 shall reflect that the sum of \$62.50 has been disbursed to Irene Olson for her interest in the mineral estate in such tract.

2.

The Clerk of this Court shall transfer from the deposit of estimated compensation for Tract No. 5730-C in Civil Action No. 4891 the sum of \$62.50 to the deposit for Tract No. K-1116 in Civil Action No. 4884.

3.

After the transfer ordered in No. 2 immediately above has been made, the Clerk of this Court shall disburse from the deposit for Tract No. K-1116 in Civil Action No. 4884 the sum allocated to the mineral estate in the amount of \$5,055 to the Treasurer of the United States of America.

4.

When the Acts ordered in Nos. 1, 2, and 3 immediately above have been accomplished, Civil Action No. 4884 insofar only as it applies to the mineral estate in Tract No. K-1116 is dismissed.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

Hubert A. Marlow
HUBERT A. MARLOW
Assistant United States Attorney

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

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JACKIE LEE STEPP,

Defendant.

CIVIL NO. 5556

FILED

SEP 11 1963

J U D G M E N T

NOBLE C. HOOD
Clerk

This matter comes on for hearing at Pre-Trial Conference on this 9th day of September 1963, the Plaintiff, United States of America, appearing by Sam E. Taylor, Assistant U. S. Attorney for the Northern District of Oklahoma, and it appearing to the Court that this is a suit for collection of a debt; and

The Court being fully advised and having examined the file, finds that the Defendant, Jackie Lee Stepp, has heretofore filed an Answer herein and having been duly notified of this hearing, fails to appear and is hereby adjudged to be in default.

The Court further finds that the material allegations of the Plaintiff's complaint herein are true and correct; that there is due and owing to the Plaintiff, United States of America, from the Defendant, Jackie Lee Stepp, the sum of \$2,463.46, with interest thereon at the rate of 6% per annum from February 6, 1959, until paid.

It is therefore ORDERED, ADJUDGED and DECREED that the Plaintiff, United States of America, have judgment against the Defendant, Jackie Lee Stepp, for the sum of \$2,463.46, with interest thereon at the rate of 6% per annum from February 6, 1959, until paid, together with the costs of this action, accrued and accruing.

Dated this 11 day of September 1963.

Noble C. Hood
NOBLE C. HOOD, Clerk
United States District Court
Northern District of Oklahoma
By [Signature]
Deputy

APPROVED:
[Signature]
SAM E. TAYLOR
Assistant U. S. Attorney

The foregoing judgment approved this
11 day of September 1963.

[Signature]
UNITED STATES DISTRICT JUDGE