

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

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

Civil No. 5997

Tract Nos. D-459E-1
thru E-3

FILED

JAN - 5 1965

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 \$245.00, 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 \$245.00 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 Perpetual Royalty Corporation, defendant herein, have by the stipulation agreed that the just compensation to be paid by the plaintiff for the taking of the estate in the above tracts is the sum of \$61.25, for its interest.

6. The Court finds that prior to the institution of the above proceeding the United States of America and J. R. Moody, Herbert W. Moody, Aileen Moody, John Ida Uri, Hubert Nicholas Uri, John W. Grady & E. S. Hester, and James Bingham 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 \$138.30, inclusive of interest, for their interests, would be awarded as just compensation for the taking of the estates to be condemned in the above tracts; that the contract and agreement is a valid one.

7. The Court finds that defendants Keener Oil Company, The Ohio Oil Company, Martha Brock, Byna Brock Dinsmore, Irma Winston, Geraldine Camp Byars, H. C. Hutchison, Jr., Kathleen Brock Stott, Dimple Brock Jones, James Donovan Montgomery, Walter W. Womack and Board of Trustees of First Methodist Episcopal Church, Decatur, Georgia, 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 \$245.00, inclusive of interest, of which amount \$61.25 has been previously disbursed to Perpetual Royalty Corporation.

(c) The Clerk of this Court is hereby authorized and directed to draw checks on the funds in the Registry of this Court in the amounts herein-after set forth, payable to the order of the following-named payees:

J. R. Moody, Herbert W.	
Moody and Aileen Moody	\$ 122.50
Keener Oil Company	30.63
The Ohio Oil Company	11.48
John Ida Uri	5.74
Hubert Nicholas Uri	5.74
John W. Grady & E. S. Hester	4.16
James Bingham . . . . .	.16
Martha Brock . . . . .	.66
Byna Brock Dinsmore . . . . .	.50
Irma Winston . . . . .	.50
Geraldine Camp Byars . . . . .	.32
H. C. Hutchison, Jr. . . . .	.32
Kathleen Brock Stott . . . . .	.32
Dimple Brock Jones . . . . .	.18
James Donovan Montgomery . . . . .	.18
Walter W. Womack . . . . .	.18
Board of Trustees of First Methodist Episcopal Church, Decatur, Ga. . . . .	.18
	\$ 183.75

Entered

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ 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.)
)
 959.26 Acres of Land, More or Less,)
 Situate in Creek and Pawnee Counties,)
 Oklahoma, and Herbert W. Moody, et al.,)
 and Unknown Owners,)
)
) Defendants.)

Civil No. 5997
Tract Nos. 3639 & E

FILED

JAN - 5 1965

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 \$3,558.00, 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 \$3,116.00 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 John and Nendee H. Scheihing, 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, for his interest.

6. The Court finds that defendants Virginia C. Anderson, Mrs. Robert B. McDermott, William A. Schmid, Richard L. Snideman, Don T. McNeill, C. R. and Maxine Van Hosen, Jr., Barbara C. Rinehart, Alice M. Messman, Carla Robinson, William L. Graham, Bertha A. Hoover and Virginia Lee Thrash

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 such 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 \$3,558.00, inclusive of interest, of which amount \$1,558.00 has been previously been disbursed to John and Nendee H. Scheihing;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$442.00, 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

John & Nendee H. Scheihing	\$ 442.00	
Virginia C. Anderson	196.00	
William A. Schmid	196.00	
Don T. McNeill	196.00	
C. R. & Maxine Van Hosen, Jr.	98.00	
Barbara C. Rinehart	98.00	
Alice M. Messman	98.00	
Carla Robinson	44.00	
William L. Graham	98.00	
Bertha A. Hoover	44.00	\$1,510.00

(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:

Mrs. Robert B. McDermott	\$196.00	
Richard L. Snideman	196.00	
Virginia Lee Thrash	98.00	\$ 490.00

Entered

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney

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

NATIONAL GYPSUM COMPANY,)
a corporation,)
)
Plaintiff,)
)
vs.)
)
GRAND RIVER DAM AUTHORITY,)
a body corporate,)
)
Defendant.)

CIVIL NO. 6091

FILED
JAN - 5 1965

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

ORDER FOR SUMMARY JUDGMENT AND JUDGMENT

This cause came on regularly to be heard on December 4, 1964 on the motion of the defendant for a summary judgment against plaintiff and a cross motion of plaintiff for summary judgment against defendant, both pursuant to Rule 56 of the Federal Rules of Civil Procedure. Plaintiff appeared by its attorney, Remington Rogers, and the defendant appeared by its attorney Q. B. Boydston; and the court having considered the pleadings in the action, and the affidavit of Andrew Rohmiller dated October 15, 1964 tendered by defendant in support of its motion, and the depositions of Andrew Rohmiller, Secretary Treasurer of the defendant, and James Clements, Chief Accountant of the defendant, and the exhibits attached to said depositions, and the briefs of both parties heretofore filed herein with respect to such summary judgment; and having heard the oral argument of counsel, and having found that there is no genuine issue of any material fact to be tried, the court makes the following findings of fact and conclusions of law:

FINDINGS OF FACT

1. Jurisdiction and Parties. The Court finds that the amount in controversy exceeds \$10,000 exclusive of interest

and costs; that plaintiff is a Delaware corporation, and that defendant is an agency of the State of Oklahoma, and is a body corporate, with power to sue and be sued, and that the controversy involves certain actions of defendant as such agency of the State of Oklahoma, alleged to impair the obligation of plaintiff's contract, in violation of the constitution of the United States. The court has jurisdiction of this controversy.

2. Defendant's business and Operations. In pursuance of the purposes for which it was created, defendant, as the authorized agency of the State of Oklahoma, has, at all times mentioned in plaintiff's complaint, been engaged in the business of producing and selling electric energy, water and steam, all of the facilities therefor belonging to the State of Oklahoma.

3. Plaintiff's contract; in general. Heretofore, on or about November 6, 1950 the parties entered into a written contract and on or about the 16th day of April, 1951, amended the same by a certain supplemental agreement, under which contract so supplemented, the parties agreed that for a period of 25 years, plaintiff would purchase from defendant, and defendant would sell and furnish to plaintiff, all of plaintiff's requirements of electric power and energy, water, steam and compressed air. As to the electric power and energy only, the parties agreed that the rates might be changed by defendant from time to time, but not in excess of amounts necessary to fulfill defendant's statutory obligations.

4. Plaintiff's contract; - Steam and Water. The contract as supplemented provided that defendant should sell and deliver to plaintiff, and plaintiff should purchase and receive from defendant plaintiff's requirements of dry saturated steam at specified prices with a minimum bill not less than \$2,500.00 in

any one month. By Article II of the contract, defendant agreed to sell and deliver to plaintiff; and plaintiff agreed to purchase from defendant, all of plaintiff's requirements of treated water and raw water at specified rates, depending upon the quantities taken by plaintiff but with a minimum bill of \$100.00 per month for treated water and a minimum bill of \$70.00 per month for raw water. Neither as to the sale of steam, nor as to the sale of water, did defendant reserve any right to alter or change the prices fixed in the contract. Under the contract as written, for the term thereof, the parties agreed to specific prices for steam and water therein set forth.

5. Plaintiff's Performance. By agreement of the parties, plaintiff's allegation that it has duly performed said contract is not disputed in this case.

6. Sufficiency of Rates and Charges. That at the time when the parties entered into said contract, the rates, prices and charges therein specified for electric energy, steam and water were sufficient to provide the revenue for defendant's operating and maintenance costs in said business, and its debt service charge and retirement of defendant's then bonded indebtedness; and defendant's agreement with its bond holders. As appears from Exhibit 1 attached to the deposition of said Andrew Rohmiller, a copy of which is attached to this order, the Court finds that as of December 31, 1960, defendant's outstanding bonds were \$20,951,000.00; and that as of December 31, 1961, defendant's outstanding bonds were \$50,000,000.00; and that defendant's revenues from all of its business, in accordance with the rates and charges theretofore established by defendant, became insufficient to provide revenue adequate for the purposes specified in 82 O.S. 269.

7. 1960 Attempt to Change rates. The court further finds that on January 5, 1960, the defendant adopted a certain resolution whereunder and whereby it purported to increase the rates and charges to be paid by plaintiff, not only for electricity, but also for steam and water. Appended to each of the new schedules of prices, defendant inserted additional clauses under a caption "Rates Subject to Change", by defendant from time to time. Said clauses purported to reserve to defendant the right to change the prices for water and steam in substantially under the same terms as previously agreed upon with respect to changes in electric energy rates. Additionally, defendant purported to increase the minimum monthly bill of treated water to \$105.00 and \$75.00 for raw water; that plaintiff duly protested against said attempts to alter its contract, but ever since April 1, 1960, defendant has collected from plaintiff not only the contract price for steam and water, but the additional amounts set forth in said new schedule of prices.

8. 1964 Schedules. Thereafter, on or about April 20, 1964, and to be effective July 1, 1964, defendant again adopted a certain new schedule of prices for its products and services. The price of steam was increased with an additional provision, not theretofore in the contract between the parties, that the rates and charges in the new schedule might be adjusted from time to time in accordance with a formula therein set forth; and again inserting a stipulation that all said rates shall be subject to change by defendant. The prices for water were also increased in the new schedule with a new provision for adjustment of such prices in accordance with a formula therein specified, and again inserting the provision that the rates should be subject to change by defendant substantially as set forth in the 1960 schedule.

Plaintiff duly protested against the imposition of the new rates and charges; but ever since July 1, 1964, defendant has monthly collected from plaintiff not only the contract prices for steam and water, but the excess amounts thereof in accordance with the new schedules so adopted by defendant.

9. Stipulations Reserving Right to Change Rates and Charges. That from the inception of its business, the defendant has inserted in all of its contracts for the sale of electric energy, an express stipulation reserving to defendant the right to increase the rates for electric energy, if found to be inadequate for the fiscal needs of defendant above outlined. That since 1954, said defendant has, by express stipulations in all contracts, reserved the same right to alter the charges for steam and water.

10. Plaintiff's Excess Payments. The Court further finds that as of the date of the filing of the complaint in this action, the defendant exacted and collected from plaintiff the sum of \$9,894.37 over and above the contract price for water and the further sum of \$37,086.03 in excess of the contract price for the sale of steam, which includes the payments made by plaintiff to defendant up to and including July 31, 1964; and by stipulation and agreement of the parties as to the accuracy of the figures and the inclusion of said amount in this Journal Entry of Judgment since the filing of the Complaint defendant has exacted and collected from plaintiff charges for steam and water in excess of the contract price in the sum of \$2,909.16 which includes all of the payments made by plaintiff to defendant from July 31, 1964 to December 10, 1964.

CONCLUSIONS OF LAW

1. There is no dispute as to any material fact in this controversy and the court should render summary judgment under Rule 56.

2. That the State of Oklahoma and defendant at all times mentioned and referred to in plaintiff's complaint had constitutional authority and capacity to engage in the business conducted by defendant; and that the State of Oklahoma is the owner of and is operating the Grand River Dam Authority (International Brotherhood of Electrical Workers et al vs. OEDR, 292 F. 2d 1000), and that all of the facilities used by defendant in the business of producing and selling electricity, steam and water belong to, and are the property of, the State of Oklahoma.

3. That the State of Oklahoma delegated to defendant plenary power to operate, manage and conduct the affairs of the business in which defendant is engaged, with full power to contract and to enter into written contracts and to execute such instruments as might be necessary or convenient for the operation of said business. (Title 82 O.S. 862(n)).

4. That among the powers delegated to defendant is the power to establish rates and charges for electric energy and other products and services to be sold or furnished by defendant (82 O.S. 860). In exercising said power defendant had authority to include the contract stipulation reserving its right to change said prices, and had the power to establish such rates and charges for a definite contract term, without including such reservation.

5. That defendant's power to alter and revise charges specified in a contract arises out of, and stems from, the express contract reservation of such right; and in the absence of such reservation, defendant has no power by unilateral action to change or alter the contract prices.

6. That the contract between plaintiff and defendant, as supplemented, was and is a valid, legal exercise of the power of defendant, and has been and is a legal contract, binding on both parties in accordance with its terms.

7. That the rate and price schedules adopted by defendant in 1960 and in 1966, as applied to the then existing

contract prices for steam and water to be paid by plaintiff were void, and would impair the obligation of defendant's contract with plaintiff.

8. That defendant's motion for summary judgment should be denied.

9. That plaintiff's motion for summary judgment should be sustained, and that the plaintiff is entitled to summary judgment as a matter of law.

ORDER AND JUDGMENT

IT IS, THEREFORE, ORDERED that defendant's motion for summary judgment in this action be and the same is hereby denied.

IT IS FURTHER ORDERED that plaintiff's motion for summary judgment is in all respects granted and sustained, and it is

FURTHER ORDERED, ADJUDGED AND DECREED that plaintiff have and recover from the defendant the total sum of \$45,980.45 for the excess payments made by plaintiff to the defendant between the year of 1960 and the filing of this action; and the further sum of \$2,909.16 for such excess payments as for steam and water from the institution of this action for all payments to and through December 10, 1964, together with interest on each of such excess payments from the dates respectively paid, at the rate of 6% per annum until paid.

IT IS FURTHER ORDERED that for the term specified in plaintiff's contract, so long as the plaintiff duly performs the terms and conditions thereof, the rates and charges specified in said contract for steam, water and compressed air shall be the rates and charges to be paid by plaintiff and that defendant be, and is hereby, enjoined and restrained from enforcing or imposing upon plaintiff any rates for steam, water or compressed air other than the rates specified in said contract.

IT IS FURTHER ORDERED that plaintiff recover the costs
of this action.

(s) Fletcher Bohannon
District Judge

O.K. As to form:

[Signature]
Attorney for plaintiff

[Signature]
Attorney for defendant.

GRAND RIVER PARK AUTHORITY
ANALYSIS OF REVENUES AND REQUIREMENTS FOR THE DATES INDICATED

Date	Outstanding Bonds	REVENUES			REQUIREMENTS					Gain Deficit *	% of Base Rate
		Base Rates	Other	Total Revenues	Operation & Maintenance (1)	Debt Service (2)	Debt Serv. Fund (3)	Contingency Fund (3)	Depreciation (3)		
12-31-59	\$20,767,000.00	\$4,358,410.17	\$101,038.29	\$4,459,498.46	\$3,100,320.39	\$952,446.27	\$35,790.30	\$50,000.00	\$607,035.80	\$286,094.30*	6.56*
12-31-60	20,951,000.00 (4)	4,843,375.30	69,270.88	4,912,646.18	3,399,790.52	978,016.21	63,695.72	50,000.00	593,070.42	171,976.69*	3.55*
12-31-61	50,000,000.00	4,869,941.44	94,484.83	4,964,426.27	3,034,510.26	1,056,738.19	98,036.95	50,000.00	585,674.55	139,466.32	2.86
12-31-62	50,000,000.00	5,341,409.48	49,483.72	5,390,983.20	3,870,211.48	643,100.00	283,680.63	250,000.00	614,651.16	270,660.07*	5.07*
12-31-63	50,000,000.00	5,897,835.79	65,883.37	5,963,719.16	5,628,525.84	643,100.00	283,680.63	250,000.00	617,660.68	1,459,247.99**	24.74**
6-30-64	50,000,000.00 (5)	3,321,937.33	588,673.76	3,910,661.09	2,825,829.69	1,336,255.36	141,840.32	125,000.00	328,803.86	847,068.14*	25.50*
		\$28,633,049.51	\$968,884.85	\$29,601,934.36	\$21,859,188.18	\$5,609,656.03	\$906,724.55	\$775,000.00	\$3,346,896.47	\$2,895,530.87*	10.11*

- (1) of Section 868 title 82 O.S.
- (2) (b) & (c) " " " "
- (3) (d) of " " " "
- (4) New Base Rate effective April 1, 1960
- (5) " " " " July 1, 1964

Refer #1

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

DALTON FILM COMPANY, an Oklahoma
corporation,
Plaintiff,
vs.

CENTRAL PLAINS ENTERPRISES, INC., a
corporation; NATIONAL BROADCASTING
COMPANY, INC., a corporation;
COLGATE-PALMOLIVE COMPANY, a corp-
oration; THE PILLSBURY COMPANY, a
corporation; BEECH-NUT LIFE SAVERS,
INC., a corporation; THE READER'S
DIGEST ASSOCIATION, INC., a corp-
oration; BROWN & WILLIAMSON CORP-
ORATION, a corporation; and
WARNER-LAMBERT PHARMACEUTICAL
COMPANY, a corporation,
Defendants.

No. 5863 Civil

FILED

JAN - 6 1965

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

ORDER OF DISMISSAL

Now on this 5th day of ~~November~~ ^{January}, 1964, there being presented
herewith to the Court a Stipulation For Dismissal, With Prejudice,
executed by Plaintiff and the Defendants, and each of them, and
by respective counsel of record herein, the Court finds that
such action on the part of the Plaintiff, including its Petition,
its First Amended Petition, and its Second Amended Petition,
should be dismissed, with prejudice to any future action, and
that the matter should be stricken from the Trial Docket of
this Court as heretofore set on November 30, 1964.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT
that the above and foregoing action be, and the same is hereby
dismissed, by stipulation of parties, and upon Order of this
Court, with prejudice to the filing ever hereafter of any action
as thereupon by Plaintiff.

Allen E. Barrow
Allen E. Barrow
United States District Judge

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
Plaintiff,)
vs.)
682.75 Acres of Land, More or Less,)
Situatue in Creek and Pawnee Counties,)
Oklahoma, and J. F. Quinlan, et al,)
and Unknown Owners,)
Defendants.)

Civil No. 5924
Tract Nos. 9825-111
9826-111
F-612E-5 thru E-7

FILED

JAN - 6 1965

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 \$5,449.65, 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 \$5,380.00 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 defendants, Robert H. Hinton, Vernon H. Hinton, Leslie J. Hinton, Ruby Clegg, Guy Hinton, Paul Hinton, Phil Hinton, Christine Todd, and Florence Anna Hinton, 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.

6. The Court finds that plaintiff and J. F. Quinlan and R. F. Harmon, 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 \$725.65 for their interests, 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 \$5,449.65, inclusive of interest;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$69.65, 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 H. Hinton	\$ 524.88
Vernon H. Hinton	524.89
Leslie J. Hinton	524.89
Ruby Clegg	524.89
Guy Hinton	524.89
Paul Hinton	524.89
Phil Hinton	524.89
Christine Todd	524.89
Florence Anna Hinton	524.89
J. F. Quinlan & R. F. Harmon	725.65

\$5,449.65

Entered 1965 4 1965

/s/ Allen E. Barrow

UNITED STATES DISTRICT COURT

APPROVED:

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney

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

ADA MAY MOODY,

Plaintiff,

vs.

REGAL SLEEP SHOPS, INC.,
and JOHNNIE RAY FORD,

Defendants.

NO. 6031

FILED

JAN - 6 1965

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

ORDER

NOW, on this 5th day of January, 1965, there came on for hearing pursuant to regular assignment, the above captioned matter for disposition. The plaintiff, Ada May Moody, appeared in person and by her attorneys, Howard R. Mefford, of Frasier & Mefford; and the defendants, Regal Sleep Shops, Inc., and Johnnie Ray Ford, appeared by and through their attorneys Richard Dan Wagner for Alfred B. Knight. The Court finds that the parties herein have made, executed and delivered a full, final and complete release for any and all claims, liens, fees, etc., arising out of the alleged accident; and that all parties are orally requesting the Court that the above-captioned cause be dismissed with prejudice, at the cost of the defendants.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the above-captioned cause be, and hereby is, dismissed with prejudice, at the cost of the defendants.

By Howard R. Mefford
Frasier & Mefford, Attorneys for
the Plaintiff

By Richard Dan Wagner
Richard Dan Wagner, for Alfred B.
Knight, Attorney for the
Defendants

Allen C. Barrett
JUDGE

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

THE NATIONAL CASH REGISTER)
COMPANY, a corporation,)
Plaintiff,)
vs.)
TULSA BROADCASTING COMPANY,)
a/k/a Tulsa Broadcast Group, a)
division of KATV, Inc., a corporation,)
Defendant.)

Civil Action No. 6088

FILED

JAN - 6 1965

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

JUDGMENT

The defendant Tulsa Broadcasting also known as Tulsa Broadcast Group, a division of KATV, Inc., having failed to plead or otherwise defend in this action and its default having been entered,

Now upon application of the plaintiff and upon affidavit that defendant is indebted to plaintiff in the sum of \$15,788.70 on plaintiff's first cause of action, \$1,209.60 on plaintiff's second cause of action, and \$370.26 on plaintiff's third cause of action, that defendant has been in default for failure to appear and that defendant is not an infant or incompetent person and is not in the military service of the United States, it is hereby

ORDERED, ADJUDGED AND DECREED that plaintiff recover of defendant the sum of \$17,368.56 with interest at the rate of 6 per cent per annum from the 6th day of January, 1965 and costs in the sum of _____.

Noble C. Hood
Clerk

Dated : Jan 6, 1965.

By M. M. [Signature]

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

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

Civil No. 5465

Tract Nos. 4533 and E-1 thru E-3

FILED

JAN - 7 1965

PARTIAL 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, for a Partial Judgment determining the ownership and the just compensation to be awarded the owners of the oil lessee interest in the above case.
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 oil lessee interest; 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 oil lessee interest on the date of taking, and is entitled to receive the award therefor.
4. The Court finds that plaintiff and Wood Oil 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 \$400.00, inclusive of interest, for the lessee interest.
5. The Court finds the amount of \$400.00, inclusive of interest, is just compensation for the taking of the oil lessee estate by the plaintiff in the above tracts, as such estate and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. No sum was deposited into the Registry of this Court as estimated just compensation for said oil lessee interest upon the filing of the Declaration of Taking herein.

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

(a) The vesting in plaintiff of title to the oil lessee estate set forth in the Complaint and Declaration of Taking in and to the tracts 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 oil lessee interest is the sum of \$400.00, 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 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:

Wood Oil Company \$400.00

Entered *JAN 11 1967*

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ 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.)
)
) 959.26 Acres of Land, More or Less,)
) Situate in Creek and Pawnee Counties,)
) Oklahoma, and Herbert W. Moody, et al.,)
) and Unknown Owners,)
)
) Defendants.)

Civil No. 5997

Tract No. E-504E-1 & E-2

FILED

JAN - 7 1965

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 \$150.00, 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 \$150.00 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 Lena Tiger Bailey, 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 \$150.00, 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 \$150.00, inclusive of interest;

(c) The Clerk of this Court is hereby authorized and directed to draw a check on the funds in the Registry of this Court in the amount herein-after set forth, payable to the order of the following-named payee:

Bureau of Indian Affairs, Muskogee,
for deposit to the account of
Lena Tiger Bailey \$150.00

Entered JAN 7 1938

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ 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.)
491.80 Acres of Land, More or Less,)
Situat e in Creek and Pawnee Counties,)
Oklahoma, and Albert E. Findley, et al.,)
and Unknown Owners,)
Defendants.)

Civil No. 5999
Tract No. 0813-1M

FILED

JAN -7 1965

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 \$5,800.00, 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 \$5,800.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.

5. The Court finds that plaintiff and the John Droppleman Heirs, 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 \$50.00 for their interests, inclusive of interest.

6. The Court finds that prior to the institution of the above proceeding the United States of America and Commissioners of the Land Office of the State of Oklahoma and Ray Spess entered into a contract, as evidenced by an option for the subordination of minerals 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 \$5,750.00 for their interests exclusive 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 \$5,800.00, inclusive of interest, of which amount \$5,147.23 has been disbursed to Ray Spess;

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

Commissioners of the Land Office	
of the State of Oklahoma	\$300.00
Ray Spess	302.77
The John Droppleman Heirs.	<u>50.00</u>
	\$ 652.77

Entered JAN 5 1935

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ Robert P. Company

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

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

Civil No. 5999
Tract No. 2417

FILED

JAN - 7 1955

J U D G M E N T

Noble C Hood

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 \$6,400.00, 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 \$6,400.00 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 Ray Spess and Albert E. Findley 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 \$4,200.00 for their interests, 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 plaintiff and the John Droppleman heirs, 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 \$2,200.00, for their interests, 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 \$6,400.00, inclusive of interest, of which amount the following sums have been disbursed:

Ray Spess \$2,200.00
Albert E. Findley 2,000.00

(c) The Clerk of this Court is hereby authorized and directed to draw a check on the funds in the Registry of this Court in the amount hereinafter set forth, payable to the order of the following named payees:

John Droppleman Heirs \$2,200.00.

Entered

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney

Tract No. 1 (2 MF 48 + FE)
(Fee Title To and Perpetual Easement Upon)

2 MF 48 + FE (Fee Title To):

The following described land situated in Mayes County, Oklahoma, to-wit: That part of the $W\frac{1}{2} E\frac{1}{2} SW\frac{1}{4}$ lying east of the K.O.&G. Railroad and the $W\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} SW\frac{1}{4}$, and that part of the $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$ described as beginning at the northeast corner of said $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$, thence southerly along the east boundary of said $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$ a distance of 330 feet; thence in a southwesterly direction to a point in the south boundary of said $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$ 165 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 $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$ to the northwest corner thereof; thence easterly along the north boundary of said $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$ to the point of beginning, containing 27.0 acres, in Section 35, T 21 N, R 20 E of the Indian Base and Meridian, including any and all reversionary interest of said K.O.&G. Railroad.

2 MF 48 + FE (Perpetual Easement Upon):

The $E\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} SW\frac{1}{4}$ of Sec. 35, T 21 N, R 20 E of the Indian Base and Meridian, containing 5 acres, in Mayes County, Oklahoma.

That the sum of \$12,000.00 fixed by said jury is full and just compensation for the taking of the lands and/or estates therein.

The lands and estates taken are as follows, to-wit:

Tract No. 1 (2 MF 48 + FE)
(Fee Title To and Perpetual Easement Upon)

2 MF 48 + FE (Fee Title To):

The following described land situated in Mayes County, Oklahoma, to-wit: That part of the $W\frac{1}{2} E\frac{1}{2} SW\frac{1}{4}$ lying east of the K.O.&G. Railroad and the $W\frac{1}{2} SE\frac{1}{4} NE\frac{1}{4} SW\frac{1}{4}$, and that part of the $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$ described as beginning at the northeast corner of said $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$, thence southerly along the east boundary of said $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$ a distance of 330 feet; thence in a southwesterly direction to a point in the south boundary of said $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$ 165 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 $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$ to the northwest corner thereof; thence easterly along the north boundary of said $E\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4}$ to the point of beginning, containing 27.0 acres, in Sec. 35, T 21 N, R 20 E of the Indian Base and Meridian, including any and all reversionary interest of said K.O.&G. Railroad.

2 MF 4B + FE (Perpetual Easement Upon):

The E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 35, T 21 N, R 20 E of the Indian Base and Meridian, containing 5 acres, in Mayes County, 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 defendants, Robert Shocklee and Eva Shocklee, have and recover a judgment against Grand River Dam Authority, a public corporation, for and in the sum of \$1,000.00, together with interest at the rate of 6% per annum from the 7th 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 7th 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.

DATED this the 8th day of January, 1965.

12 Allen E. ...
U. S. District Judge

OK:

A. B. ...
Attorney for Plaintiff

W. ...
Attorney for Defendants

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
)
Plaintiff,)
)
vs.)
)
457.78 Acres of Land, More or Less,)
Situat e in Nowata and Rogers Counties,)
Oklahoma, and George W. Heape, et al,)
and Unknown Owners,)
)
Defendants.)

CIVIL ACTION NO. 4962

Tracts Nos. G-753
G-754
G-754E-1
G-754E-2

FILED

JAN 11 1965

AMENDMENT TO JUDGMENT

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

NOW, on this 4th day of January, 1965, this matter comes on for disposition of the Plaintiff's application for an amendment to the Judgment entered herein on November 24, 1964, and the Court having examined the files and being advised by counsel for Plaintiff finds:

The stipulations on which subject judgment was based were in amounts larger than that shown in the judgment. Therefore, the awards of just compensation shown in paragraph 11 of the judgment were smaller than the agreed amounts.

The Court concludes that the subject judgment should be amended to show the correct awards.

It is therefore ORDERED, ADJUDGED and DECREED that the judgment, entered herein on November 24, 1964, hereby is amended in the following particulars only:

On Page 3 of such judgment delete the schedules therein shown and substitute in lieu thereof the following schedules, and also add a new paragraph 12, all as follows to-wit:

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

GRAND RIVER DAM AUTHORITY,)
a public corporation,)
)
Petitioner,)
)
vs.)
)
51.97 ACRES, MAYES COUNTY,)
D. P. SNOW, ET AL.,)
)
Defendants.)

Civil No. 5620

FILED
JAN - 8 1965

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

NOW, on this the 8 day of January, 1965, 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, 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 19th 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:

All of the land lying between the Lot lines or meander line of the West bank of Grand River, and the West bank of Grand River, as shown on U. S. Government plat in Sections 10, 15, 22, 21 and 28, of Township 21 North, Range 20 East in Mayes County, Oklahoma, containing approximately 51.97 acres, more or less.

A plat or map prepared and certified to on the 29th day of March, 1963, by W. R. Holway and Associates, Inc., Construction Engineer for the Petitioner, describing the location of said lands, is hereto attached, marked Exhibit "A" and made a part hereof.

GRAND RIVER DAM AUTHORITY
 MARKHAM FERRY PROJECT
 RESERVOIR LAND

T 21 N

SECS 10, 15, 21, 22, & 23

R 20 E

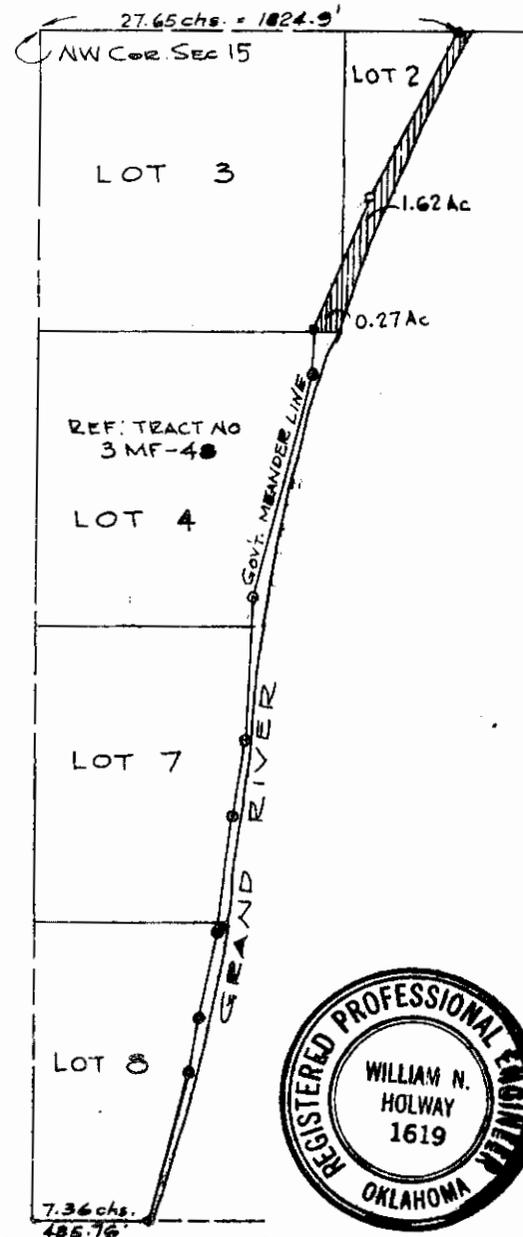
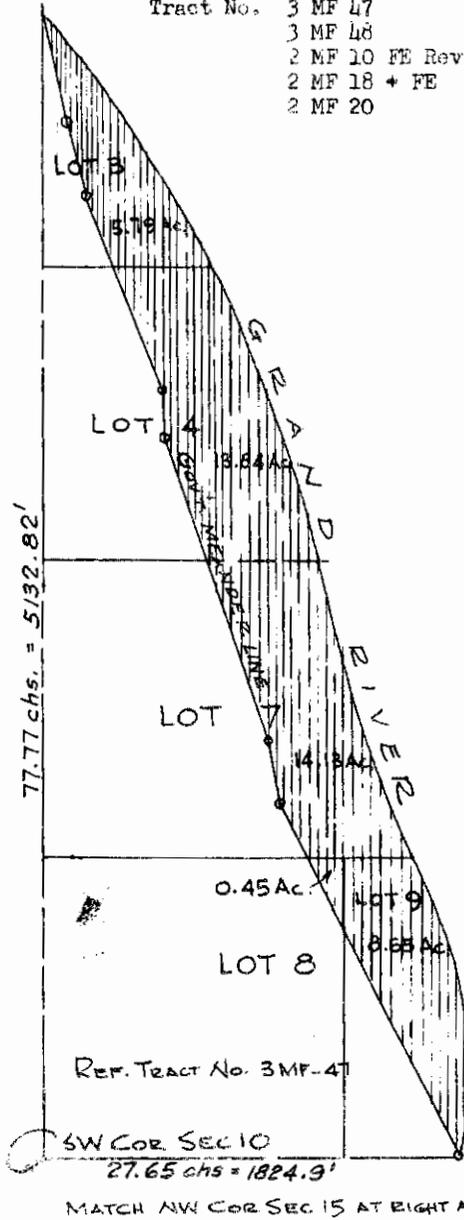
Sheet 1 of 2

Refer to:
 Tract No. 3 MF 47
 3 MF 48
 2 MF 10 FE Rev
 2 MF 18 + FE
 2 MF 20

Total Acreage outside Lot lines -
 51.97 acres

Acreage to be Acquired:
 Total Fee - 48.21

Total Easement - 3.76



CERTIFICATE: We the undersigned hereby certify that the above is a true and correct description of a tract of land necessary for the Markham Ferry Project of the Grand River Dam Authority.

W. R. HOLWAY and ASSOCIATES, INC.
 Construction Engineer

Date - March 29, 1963
 EXHIBIT "A"

By W. R. Holway

Copy "A"

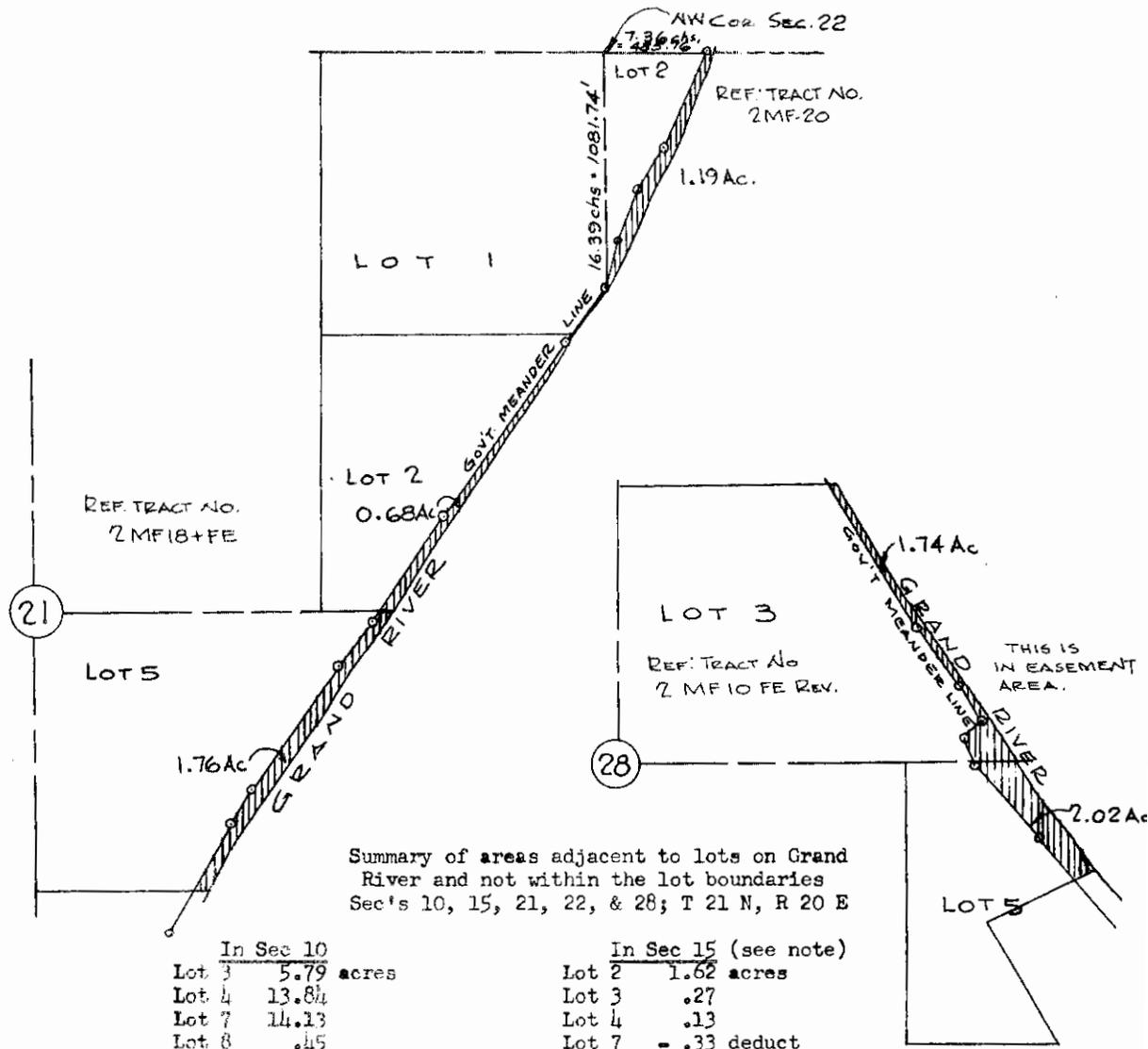
GRAND RIVER DAM AUTHORITY
 MARKHAM FERRY PROJECT
 RESERVOIR LAND

SEC'S 10, 15, 21, 22, & 28

Sheet 2 of 2

T 21 N

R 20 E



Summary of areas adjacent to lots on Grand River and not within the lot boundaries
 Sec's 10, 15, 21, 22, & 28; T 21 N, R 20 E

In Sec 10	
Lot 3	5.79 acres
Lot 4	13.84
Lot 7	14.13
Lot 8	.45
Lot 9	8.65
Total	42.86 acres

In Sec 15 (see note)	
Lot 2	1.62 acres
Lot 3	.27
Lot 4	.13
Lot 7	-.33 deduct
Lot 8	-0.00
Total	1.69 acres

In Sec 21	
Lot 1	0.03 acres
Lot 2	0.68
Lot 5	1.76
Total	2.47 acres

In Sec 22	
Lot 2	1.19 acres

In Sec 28 (Easement area)	
Lot 3	1.74 acres
Part Lot 5	2.02
Total	3.76 acres

SUMMARY	
Sec 10	42.86 acres
Sec 15	1.69
Sec 21	2.47
Sec 22	1.19
Sec 28	3.76
Total	51.97 acres

Note: In Sec 15, the scale of the map does not permit showing accurately the small areas involved in Lots 4, 7, and 8.

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 \$ 8,250.00 with the registry of this Court for the lands and estates taken in and to the above described land.

(5) Fred Dougherty

U. S. District Judge

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

NATIONAL SUPPLY DIVISION, ARMCO STEEL)
CORPORATION, a corporation,)
)
) Plaintiff,)
)
 vs.)
)
) ALBERT STEKOLL, d/b/a ALBERT STEKOLL)
) PIPE AND SUPPLY COMPANY,)
)
) Defendant.)

Civil Action
No. 6001

FILED

JAN 11 1965

ORDER OF DISMISSAL
WITH PREJUDICE

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

Pursuant to the written Stipulation of the parties filed
herein,

It is hereby ordered that Plaintiff's Complaint against the
Defendant be and the same is hereby dismissed with prejudice,
without cost to either party; and,

It is hereby ordered that Defendant's Counterclaim against
the Plaintiff be and the same is hereby dismissed with prejudice,
without cost to either party.

Dated this 2nd day of January, 1965.

William E. ...
United States District Judge

Approved:
J. A. ...
Attorney for Plaintiff

John E. ...
Attorney for Defendant

JAN 19 1965

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA
 NOBLE C. HOOD
 Clerk, U. S. District Court

United States of America,	)	Civil No. 4927
Plaintiff,)	
vs.	)	Tract Nos. I-903-1
780.51 Acres of Land, More or Less,	)	I-903E-1
Situate in Tulsa, Creek and Pawnee	)	I-903E-2
Counties, Oklahoma, and Carl H. Abel, Jr.,	)	I-903E-3
et al., and Unknown Owners,)	
Defendants.)	

AMENDED PARTIAL 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 Partial Judgment to correct a Partial Judgment entered in this case and these tracts on August 4, 1964, and filed August 5, 1964, by substituting entirely therefor the present Amended Partial 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 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 \$3,200.00, 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 \$2,430.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein. An additional \$470.00 was deposited by direction of Judgment filed on August 5, 1964.

5. The Court finds that plaintiff and Raymond K. Holmes, Cornelia C. Holmes, Herbert H. Holmes and Eleanor 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 tracts is the sum of \$3,200.00, 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 \$3,200.00, inclusive of interest, of which amount \$2,900.00 has been previously disbursed to Raymond K. Holmes, Cornelia C. Holmes, Herbert H. Holmes and Eleanor Holmes.

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$300.00, without interest. Upon receipt of the last-mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw a check on the funds in the Registry of this Court in the amounts hereinafter set forth, payable to the order of the following-named payees:

Raymond K. Holmes Cornelia C. Holmes,
Herbert H. Holmes and Eleanor Holmes \$300.00

Entered

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
Plaintiff,)
vs.)
31.04 Acres of Land, More or Less,)
Situat e in Pawnee, Osage & Creek)
Counties, Oklahoma, and E. C. Tatum,)
et al., and Unknown Owners,)
Defendants.)

Civil No. 5889 v
Tract Nos. 4326E-1, E-2 & E-3

FILED

JAN 12 1965

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 \$250.00, 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 Turner Bear, Walter Washington, Leah Jones Davis, Lizzie Jones Morrison, Walter Jones, William B. (Billy) Grant, Minnie Grant Noon, Stella Grant Robinson, Minnie Hannan Conn, Grant Hannan, Joe Halley, Stella Halley Cosar, Benson Thompson, Anna Thompson, Nema Thompson, Sherman Thompson, Norman Thompson, Mildred Thompson, Martha Foster Lament, Jimmie Foster, George Conner and Kizzie Conner White, 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 \$247.30 for their interests, inclusive of interest.

6. The Court finds that defendants Aggie Conner Whitson and Don Moss 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 \$250.00, inclusive of interest;

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

Bureau of Indian Affairs, Muskogee, for deposit to the account of	
Turner Bear	\$173.50
Bureau of Indian Affairs, Muskogee, for deposit to the account of	
Martha Foster Lament.	2.70
Walter Washington	2.30
Leah Jones Davis	2.30
Lizzie Jones Morrison	2.30
Walter Jones	2.30
William B. (Billy) Grant.	4.50
Minnie Grant Noon	4.50
Stella Grant Robinson	4.50
Minnie Hannan Conn	6.70
Grant Hannan	6.70
Joe Halley	6.70
Stella Halley Cosar.	6.70
Benson Thompson	2.25
Anna Thompson	2.25
Nema Thompson	2.25
Sherman Thompson.	2.25
Norman Thompson	2.25
Mildred Thompson.	2.25
Jimmie Foster	2.70
George Conner	2.70
Kizzie Conner White	2.70
Aggie Conner Whitson.	<u>2.70</u>
	\$250.00

Entered

APPROVED:

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

ROBERT P. SANTEE
Assistant U. S. Attorney
ajs

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

D. H. ROBERTS, d/b/a D. H. ROBERTS)
& ASSOCIATES,)

Plaintiff,)

-vs-

TRANSCON LINES CORPORATION, a)
Corporation, and CENTRAL TRUCK)
LINES, INC., a Corporation,)

Defendants.)

No. 6047

FILED
JAN 12 1955

DISMISSAL WITH PREJUDICE OF PLAINTIFF'S COMPLAINT AND DISMISSAL WITH PREJUDICE OF DEFENDANT'S COUNTER-CLAIM AND REQUEST BY PLAINTIFF AND DEFENDANT FOR ORDER OF COURT DISMISSING COMPLAINT AND COUNTER-CLAIM WITH PREJUDICE

DISMISSAL WITH PREJUDICE OF
PLAINTIFF'S COMPLAINT

Comes now the Plaintiff and dismisses this, his cause of action, against the Defendants herein, and each of them, with prejudice to his further right to prosecute this cause for the following reasons and upon the following grounds, to-wit:

I.

That the Plaintiff herein and Defendants have agreed to a settlement of this case by payment to Plaintiff by Defendant, Transcon Lines Corporation, a Corporation, of the sum of Three Thousand One Hundred Dollars, (\$3,100.00), and to return to Plaintiff the salvaged staircase which was the subject of Plaintiff's Second Cause of Action; and that there has been a full and complete accord and satisfaction reached between Plaintiff and Defendants by this payment and return of property, and that Plaintiff no longer has a debt, demand, claim or cause of action against the Defendants, or either of them, and therefore dismisses this suit with prejudice and asks the Court to approve this act by the parties and enter its order dismissing same with prejudice.

D. H. ROBERTS, d/b/a D. H. ROBERTS
& ASSOCIATES, Plaintiff

By Windell D. Knox
Windell D. Knox, Attorney for Plaintiff

DISMISSAL WITH PREJUDICE OF
DEFENDANT'S COUNTER-CLAIM

Comes now the Defendant, Transcon Lines Corporation, a Corporation, and dismisses this, its Counter-Claim against Plaintiff herein with prejudice to its further right to prosecute this cause for the following reasons and upon the following grounds, to-wit:

I.

That the Plaintiff herein and Defendant, Transcon Lines Corporation, a Corporation, have agreed to a settlement of this case by payment of certain monies and return of merchandise as above set forth, and in addition thereto, by holding Plaintiff herein harmless for any claim for freight or storage on either of the staircases as contained in Plaintiff's First and Second Cause of Action; and that a full and complete accord and satisfaction has been reached between Plaintiff and Defendant by this settlement, and that Defendant no longer has a suit, demand, claim or cause of action against Plaintiff and therefore dismisses this Counter-Claim with prejudice and asks the Court to approve this act by the parties and enter its order dismissing this Defendant's Counter-Claim with prejudice.

TRANSCON LINES CORPORATION, a
Corporation

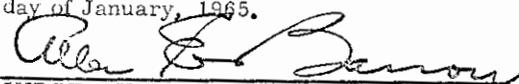
By 
Sam Roberts, Attorney for Transcon
Lines Corporation, a Corporation

ORDER

The Court has examined the above dismissals and has been advised that the facts stated therein are true, and the request for this Court's approval and order is granted.

BE IT, THEREFORE, ORDERED, ADJUDGED and DECREED that Plaintiff's cause of action against the Defendants be and the same is hereby dismissed with prejudice, and that the Counter-Claim and cause of action of the Defendant, Transcon Lines Corporation, a Corporation, against Plaintiff be and the same are hereby dismissed.

DATED this 12th day of January, 1965.


JUDGE - United States District Court,
Northern District of Oklahoma

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

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

Civil No. 5427

Tract Nos. F-602E and
F-602E-2

FILED

JAN 13 1965

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

PARTIAL 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 Partial Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts not covered by Judgment entered September 21, 1964.

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 as to that portion not covered by Judgment entered September 21, 1964.

4. The Court finds the amount of \$57.50 for those interests not covered by Judgment entered September 21, 1964, 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 \$57.50 for those interests not covered by Judgment entered September 21, 1964, 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 H. Waggoner and Pearl B. Jackson 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 \$32.50 for their interests, inclusive of interest.

6. The Court finds that defendants George Rahal and John R. Warden 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 interests not covered by Judgment entered September 21, 1964, is the sum of \$57.50, inclusive of interest;

(c) The Clerk of this Court is hereby authorized and directed to draw checks on the funds in the Registry of this Court in the amounts herein-after set forth, payable to the order of the following-named payees:

H. Waggoner and John R. Warden \$50.00
Pearl B. Jackson Company 7.50

Entered JAN 12 1965

/s/ Allen E. Barrow

APPROVED:

UNITED STATES DISTRICT JUDGE

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney

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

FIREMAN'S FUND INSURANCE COMPANY,)

Plaintiff)

vs)

CORK CLUB, INC., ADAMS HOTEL
CORPORATION, a Corporation, and)
LEONA HAYES,)

Defendants)

NO. 5836 CIVIL

FILED

JAN 13 1965

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

FINDING OF FACTS AND CONCLUSIONS OF
LAW

This matter having come on for trial before me, the undersigned Judge of the United States District Court for the Northern District of Oklahoma, and at the conclusion thereof the Court finds as follows:

FINDING OF FACTS

1. Fireman's Fund Insurance Company, complainant herein, is an insurance company organized under the laws of the State of California, and duly authorized to transact business in the State of Oklahoma. The Cork Club, Inc., is a Oklahoma Corporation, with its principal place of business in the City of Tulsa, within the jurisdiction of the United States District Court for the Northern District of Oklahoma. Leona Hayes is a citizen and resident of the State of Oklahoma, residing in the City of Tulsa, and within the jurisdiction of the United States District Court for the Northern District of Oklahoma. The amount in controversy exceeds the sum of \$10,000.00 exclusive of interest and costs.

2. Fireman's Fund Insurance Company issued to the Cork Club, Inc., an Oklahoma Corporation, a contract of liability insurance, number OL 8-51-53, covering the operations of the Cork Club in the Adams Hotel. That the policy of insurance was in full force and effect on the 14th day of August, 1962. That on that date said Cork Club was

owned and operated by Corene R. Anderson and Paul Dodd.

3. That on or about the 14th day of August, 1962, Leona Hayes and Harold Lorentz were in the Cork Club. During the course of the evening Leona Hayes threw a drink in the face of Harold Lorentz, and shortly thereafter while Harold Lorentz was talking to Leona Hayes, she fell or was jerked off a bar stool and struck her head on a table. One of the owners of the Cork Club was present and administered first aid to Leona Hayes and subsequently took her to the Oklahoma Osteopathic Hospital where she received first aid treatment for the injuries received when she struck her head on the table.

4. That on July 18, 1963, Leona Hayes filed suit against Harold Lorentz and Cork Club, Inc., for the injuries which she allegedly received in the accident of August 14, 1962. Summons was issued to the Cork Club, Inc., and that said summons was received by the Cork Club and given to their attorney Carl A. Beck. That on October 1, 1963, Carl Beck, acting as attorney for the Cork Club, Inc., notified Fireman's Fund Insurance Company of the suit by sending a copy of the summons and petition to Mills-Doherty & Company, the agents who wrote the policy. That this was the first notice given the insurance company of the accident occurring on August 14, 1962 and the suit filed thereafter on July 18, 1963.

CONCLUSIONS OF LAW

1. This is an action for declaratory judgment pursuant to provisions of Title 28, section 2201 seq. That there is a complete diversity of citizenship between the parties and the amount in controversy exceeds the sum of \$10,000.00, exclusive of interest and costs, and therefore the court has jurisdiction of the subject matter and the parties hereto.

2. Defendant Cork Club, Inc., an Oklahoma Corporation, breached the terms of the insurance contract by failure to comply

with Condition 9 and 10 of said policy, which provides as follows:

"9. Notice of Accident: When an accident occurs written notice shall be given by or on behalf of the insured to the company or any of its authorized agents as soon as practicable. Such notice shall contain particulars sufficient to identify the insured and also reasonably obtainable information respecting the time, place and circumstances of the accident, the names and addresses of the injured and of available witnesses.

"10. Notice of Claim or Suit - Coverages A, B and D: If Claim is made or suit is brought against the insured, the insured shall immediately forward to the company every demand, notice, summons or other process received by him or his representative.";

by failure to promptly notify the insurance company of the happening of the accident on August 14, 1962, and the filing of the action against them on July 18, 1963. That the notice given on October 1, 1963, by Carl Beck, attorney for the Cork Club, Inc., did not constitute a compliance of the provisions of the insurance contract. *Palacine Oil Company vs. Commercial Casualty Company*, 75 F. 2d 20.

3. That by reason of the breach of the conditions of the insurance contract, Policy #OL 8-51-53 did not cover nor indemnify the Cork Club, Inc., an Oklahoma Corporation, for the accident occurring to Leona Hayes on the 14th day of August, 1962, and the insurance company is not obligated to furnish a defense to said action.

JUDGMENT

Pursuant to the Findings of Facts and Conclusions of Law heretofore made and entered, the Court finds that judgment should be entered on behalf of the Firemen's Fund Insurance Company determining that Policy #OL 8-51-53 does not cover the accident occurring to Leona Hayes on the 14th day of August, 1962, and that said insurance company owes no duty to defend nor indemnify the Cork Club, Inc., in an action now pending against them, filed by Leona Hayes, the same being Cause No. 106,073, filed in the District Court of Tulsa County, Oklahoma, wherein said Leona Hayes seeks to recover for the alleged

injuries she received on August 14, 1962.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that judgment be entered for and on behalf of the Fireman's Fund Insurance Company, and that said Policy of Insurance OL 8-51-53 does not provide coverage for the Cork Club, Inc., for the accident occurring to Leone Hayes on the 14th day of August, 1962; that said insurance company is not obligated to indemnify nor defend defendant Cork Club, Inc., against any judgment or action now pending in the District Court in and for Tulsa County, State of Oklahoma, in any way arising out of the accident of August 14, 1962.

18 Luther Bohanon
Judge

Approved:

Carl A. Back
Attorney for Cork Club Inc.

Joseph L. Sharp
Attorney for Fireman's Insurance Company

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
Plaintiff,
vs.
959.26 Acres of Land, More or Less,
Situate in Creek and Pawnee Counties,
Oklahoma, and Herbert W. Moody, et al.,
and Unknown Owners,
Defendants.

Civil No. 5997

Tract Nos. 3639 & E
FILED

JAN 10 1965

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, for an Amended Judgment to correct a Judgment entered in this case and these tracts on January 4, 1965, and filed January 5, 1965, by substituting entirely therefor the present Amended 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 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 \$3,558.00, 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 \$3,116.00 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 John & Nendee H. Scheihing, 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 for his interest, inclusive of interest.

6. The Court finds that defendants Virginia C. Anderson, Mrs. Robert B. McDermott, William A. Schmid, Richard L. Snideman, Don T. McNeill, C. R. & Maxine Van Hosen, Jr., Barbara C. Rinehart, Alice M. Messman Carla Robinson, William L. Graham, Walter L. Hoover and Virginia Lee Thrash 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 \$3,558.00, inclusive of interest, of which amount \$1,558.00 has been previously disbursed to John and Nendee H. Scheihing;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$442.00, 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

John & Nendee H Scheihing	\$442.00	
Virginia C. Anderson	196.00	
William A. Schmid	196.00	
Don T. McNeill	196.00	
C. R. & Maxine Van Hosen, Jr.	98.00	
Barbara C. Rinehart	98.00	
Alice M. Messman	98.00	
Carla Robinson	44.00	
William L. Graham.	98.00	
Bertha A. Hoover	<u>44.00</u>	\$1,510.00

(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:

Mrs. Robert B. McDermott	\$196.00	
Richard L. Snideman	196.00	
Virginia Lee Thrash	<u>98.00</u>	\$490.00

Entered

/s/ Allen E. Barrow

APPROVED:

UNITED STATES DISTRICT JUDGE

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney

which the Court had made. The Court found generally for the defendant.

Written findings of fact and conclusions of law pursuant to the observations made by the Court at the end of the trial have now been prepared and signed by this Court and ordered filed in this cause, and judgment pronounced by the Court in conformity thereto as follows:

BE IT THEREFORE ORDERED, ADJUDGED AND DECREED that as to jewelry and merchandise sought to be recovered for in this action by the plaintiff, the judgment of this Court is for the defendant and that the plaintiff take nothing against the defendant therefor.

BE IT FURTHER ORDERED, ADJUDGED AND DECREED that the plaintiff recover of and from the defendant a judgment for the sum of Twenty Dollars Sixty Cents (\$20.60), the damage to the automobile.

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

OK - as to form only
[Signature]
Attorney for Plaintiff

[Signature]
JUDGE

OK. Jack Santee
[Signature]
Attorneys for Def.

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

WILLIAM E. MASON, SR., Father,)
Next of Kin of WILLIAM E. MASON,)
JR., a Minor, Deceased,)

Plaintiff,)

ve.)

NO. 6 0 1 3

MEADOW GOLD MILK COMPANY of Tulsa,)
Oklahoma, a subsidiary of BEATRICE)
FOODS, INC., a foreign corporation,)

Defendant.)

FILED

JAN 14 1965

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

ORDER

NOW, on this 14th day of January, 1965, the above-
captioned matter, by order of the Court, is dismissed with prejudice,
at the cost of the defendant.

12 *Robert E. Lawrence*
JUDGE

Approval by:

12 By *Gerald E. Kamins*
Gerald E. Kamins, of Dyer, Powers,
Gotcher & Marsh, Attorneys for the
Plaintiff

12 *Alfred B. Knight*
Alfred B. Knight, Attorney for
the Defendant

IN THE UNITED STATES DISTRICT COURT IN AND FOR

THE NORTHERN DISTRICT OF OKLAHOMA

TOWN OF MANNFORD, OKLAHOMA, a municipal corporation,
 Plaintiff,
 vs.
 2.62 Acres of Land in Creek County, Oklahoma,
 ELOISE ESTHER BOUDINOT formerly ELOISE ESTHER
 CHILDEFS, MICHELE BOUDINOT, a minor, and the
 UNITED STATES OF AMERICA,
 Defendants.

CIVIL NO. 5907 FILED

FINAL ORDER AND JOURNAL ENTRY

Now on this 18 day of January, 1965, the Court considered the application of the petitioner, TOWN OF MANNFORD, OKLAHOMA, for a judgment approving the Commissioners' Report heretofore filed in this proceeding as to the real property 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 TOWN OF MANNFORD, OKLAHOMA, 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 thereto are pending and the defendants have withdrawn their requests for jury trial and no request for jury trial is pending as to the lands hereinafter described and that said Commissioners' Report filed herein on the 3rd day of April, 1964, as modified, is final and the same 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 April, 1964, as modified, is final and the sums as set out herein are full and just compensation for the taking of the lands and estates therein. The lands and estates taken are described as follow, to-wit:

TRACT NO. 1. ELOISE ESTHER BOUDINOT and MICHELE BOUDINOT (Owners in Common)
 Fee Title required to Surface Rights Only.

"A part of the NW4 NW4 NE4 of Section 28, Township 19 North, Range 9 East, Creek County, Oklahoma, being more particularly described as follows, to-wit: BEGINNING at the Northwest corner of the SW4 NE4 NW4 NW4 NE4 of Section 28; THENCE Southeasterly along a line to the Southeast corner of said SW4 NE4 NW4-NW4 NE4; THENCE South along the East line of the W2 SE4 NW4 NW4 NE4 to the Southeast corner thereof; THENCE West along the South line of the NW4 NW4 NE4 to a point 50 feet West of the Southeast corner of the W2 NW4 NW4 NE4 of said Section 28; THENCE Northeasterly along a line to a point on the East line of said W2 NW4 NW4 NE4 said point being 100 feet North of the Southeast corner of said W2 NW4 NW4 NE4; THENCE North along the East line of said W2 NW4 NW4-NE4 to the Northwest corner of the SW4 NE4 NW4 NW4 NE4 of said Section 28, said point being the point of beginning, containing 1.62 acres, more or less."

TRACT NO. 2. ELOISE ESTHER BOUDINOT and MICHELE BOUDINOT (Owners in Common)
Roadway Right of Way required.

"All that part of the following described right of way lying within the E2 NW4 SW4 SW4 NW4 and the NW4 NE4 SW4 SW4 NW4 and the S2 SE4 NW4 SW4 NW4 and the Southeast diagonal half of the SE4 SW4 NW4 SW4 NW4 of Section 27, Township 19 North, Range 9 East, Creek County, Oklahoma, for the purpose of relocating County Road C-18-B, the right of way being 50 feet either side of a centerline described as: BEGINNING at a point 540.04 feet East and 826.93 feet North of the West Quarter corner of said Section 27; THENCE South 77° 56' 23" West a distance of 0.00 feet to the point of a curve of a curve to the left with a radius of 265.00 feet; THENCE Southwesterly along said curve to the left a distance of 185.39 feet; THENCE South 37° 51' 23" West a distance of 279.50 feet to the point of curve of a curve to the right with a radius of 250.00 feet; THENCE Southwesterly along said curve to the right to the West line of the E2 NW4 SW4 SW4 NW4 of said Section 27, LESS and EXCEPT the existing County Road Right of Way, containing 1.0 acres, more or less."

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the estates in the above designated and described real estate, as described in the petition as amended, and the interests therein taken by these eminent domain proceedings, was vested in the TOWN OF MANFORD, OKLAHOMA, a municipal corporation, on the 17th day of April, 1964, upon depositing the sum of \$350.00 and as supplemented on the 13th day of November, 1964, upon depositing the sum of \$150.00 additional for a total deposit of \$500.00, the full and a just compensation for the taking of the lands and interests therein taken, which sums have been heretofore paid to the Area Director, Bureau of Indian Affairs, Muskogee, Oklahoma, for the use and benefit of the defendants, ELOISE ESTHER BOUDINOT and MICHELE BOUDINOT.

APPROVED:


U. S. District Judge


Jesse D. Swift
Attorney for Plaintiff.


Sam E. Taylor
Assistant U. S. Attorney
Attorney for Defendants.

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

THE NATIONAL CASH REGISTER
COMPANY, a corporation,)

Plaintiff,)

vs.)

TULSA BROADCASTING COMPANY,
a/k/a TULSA BROADCASTING
GROUP, a Division of KATV,
Inc., a corporation,)

Defendant.)

No. 6088 Civil

FILED

JAN 18 1965

ORDER VACATING DEFAULT JUDGMENT

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

On the basis of excusable neglect and inadvertence as shown by the affidavit of counsel for the defendant, the motion of the above defendant to reopen and vacate default judgment entered herein against the defendant by the Clerk of the Court on January 6, 1965, is granted.

It is, therefore, ordered that the judgment entered herein on January 6, 1965, against the defendant and in favor of the plaintiff is hereby vacated.

It is further ordered that the defendant answer the complaint herein within ten (10) days from the date hereof.

Dated this 14 day of January, 1965.

(s) Fred Daugherty
Fred Daugherty
United States District Judge

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

Mary S. Dunn, a widow, for the use
and benefit of herself and Charles
Thomas Dunn, Robert Allen Dunn, and
Johnny Dale Dunn, minor children,
surviving next of kin of Bobby C.
Dunn, deceased,

Plaintiff

-vs-

St. Louis, San Francisco Railway
Company, a foreign corporation,
Defendant

No. 5290 Civil

FILED

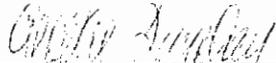
JAN 19 1965

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

JOURNAL ENTRY OF JUDGMENT

A trial by jury was commenced in this cause on the 5th day of January, 1965, and said jury returned its verdict in favor of the defendant on the 8th day of January, 1965.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that judgment be entered in this cause in favor of the defendant on the 8th day of January, 1965.



U. S. District Judge

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

McCullough Tool Company, a corpora-)
tion,)
Plaintiff)
-vs-) No. 5291 Civil
St. Louis, San Francisco Railway)
Company, a foreign corporation,)
Defendant)

FILED

JAN 19 1965

JOURNAL ENTRY OF JUDGMENT

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

A trial by jury was commenced in this cause on the 5th day of January, 1965, and said jury returned its verdict in favor of the defendant on the 8th day of January, 1965.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that judgment be entered in this cause in favor of the defendant on the 8th day of January, 1965.



U. S. District Judge

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

EARL ROBINSON,

Plaintiff,

-vs-

WILBURN OIL COMPANY, INC.,

Defendant.

NO. 6911

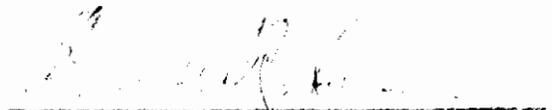
FILED

APR 19 1966

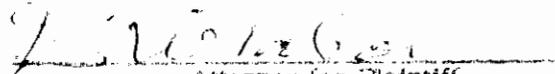
MOTION TO DISMISS WITH PREJUDICE

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

Comes now plaintiff and his attorney and move the Court
to dismiss this cause with prejudice on the grounds and for the reason that
said cause has been settled.



Plaintiff



Attorney for Plaintiff

ORDER OF DISMISSAL

It appearing to the Court the above matter has been settled,
and on Motion of the plaintiff, it is the Order of the Court that this matter is
hereby dismissed with prejudice, and First National Bank of Vinita, Oklahoma is
hereby authorized and directed to turn over the sum of \$5,000.00 to Earl
Robinson and B. W. Tabor.



Judge, U. S. District Court, Northern District

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

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

Civil No. 5018

Tract No. 2836

FILED

JAN 20 1965

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, based on the Report of Commissioners filed herein on the 13th day of October, 1964.

2. The Court finds that the Declaration of Taking and Complaint were duly filed herein on September 21, 1960, 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 Report of Commissioners filed herein on the 13th day of October, 1964, is hereby accepted and adopted as a finding of fact as to all tracts covered by such report. The amount of just compensation as to the subject tracts as fixed by the Commission is set out in paragraph 6 below.

4. 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, together with interest thereon from the date of taking at the rate prescribed by law, should be deposited by the Government. This deficiency is set out in paragraph 6 below.

5. The Court finds from the evidence presented at a special hearing for that purpose, held on the 18th day of February, 1963, that O. R. Batson was, as of the date of taking, the sole owner of the fee simple estate in the land designated by the above captioned tract by reason of adverse possession for the period required by the Oklahoma statute of limitations, and that the said O. R. Batson is entitled to receive the award fixed by the Commission for the taking of said land.

6. 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 are 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 \$1,110.00, as determined by the Report of Commissioners of October 13, 1964, which report is hereby confirmed and the sums therein fixed and adopted as just compensation for subject tract, as shown by the following schedule:

TRACT NO. 2836

Owner: O. R. Batson
Award of Just Compensation: \$1,110.00
Deposited as Estimated Compensation: \$ 300.00
Disbursed to Owner: NONE
Balance Due to Owner: \$1,110.00
Deposit Deficiency: \$ 810.00 plus interest

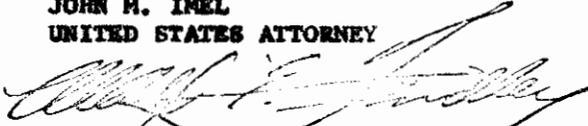
7. IT IS FURTHER ORDERED that when said deficiency is deposited, the Clerk of this Court shall issue his registry draft to O. R. Batson for the total sum of \$1,110.00 plus interest thereon as provided herein, which draft should be transmitted to Curtis P. Harris, his attorney, 515 Leonhardt Building, Oklahoma City, Oklahoma.

Entered this 19th day of January, 1965.

UNITED STATES DISTRICT JUDGE

APPROVED:

JOHN M. IMEL
UNITED STATES ATTORNEY



MAX B. FINDLEY
SPECIAL ASSISTANT TO U.S. ATTORNEY

[Handwritten notes and stamps in the top right corner]

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

UNITED STATES OF AMERICA FOR THE USE OF JACKSON READY-MIX CONCRETE, A CORPORATION PLAINTIFF

VS. CIVIL ACTION NO. 5493

HYDE CONSTRUCTION COMPANY, INC.,
UNITED STATES FIDELITY AND GUARANTY COMPANY,
NATIONAL SURETY CORPORATION, AND
THE AETNA CASUALTY AND SURETY CORPORATION DEFENDANTS

FILED

JAN 21 1965

ORDER DISMISSING COUNTERCLAIM OF HYDE
CONSTRUCTION COMPANY AND VACATING STAY
OF EXECUTION ON JUDGMENT ISSUED IN
FAVOR OF PLAINTIFF

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

This cause came on for hearing this 15th day of December, 1964, pursuant to regular assignment and notice, before the undersigned Judge of the United States District Court for the Northern District of Oklahoma, and issue having been joined, and the Court having heard and considered the evidence, together with briefs and arguments of counsel and suggested findings of facts and conclusions of law, and being fully advised in the premises, does order, adjudge and decree as follows, to-wit:

1. That the defendant, Hyde Construction Company, Inc., take nothing by its counterclaim and that the counterclaim of Hyde Construction Company, Inc. be dismissed on the merits at the cost of Hyde Construction Company.

2. That judgment has heretofore been entered by the Court in favor of the plaintiff in the amount of \$14,533.20 against each of the respective defendants, together with interest thereon at the rate of six per cent (6%) per annum from November 18, 1961 until paid, but execution on said judgment has been stayed

pending disposition of the counterclaim of the defendant, Hyde Construction Company, Inc. The stay of execution and enforcement of said judgment is hereby vacated, and it is ordered that plaintiff have and recover of defendants, Hyde Construction Company, Inc., United States Fidelity and Guaranty Company, National Surety Corporation, and the Aetna Casualty and Surety Corporation the sum of \$14,533.20, together with interest thereon at the rate of six per cent (6%) per annum from November 18, 1961 until paid, together with all costs, and that the plaintiff have execution therefor.

3. Pursuant to order of this Court dated October 7, 1964, a separate trial of the third party complaint in this action has been ordered, and the disposition of said third party complaint shall await subsequent action by the Court, the hearing to be set upon notice by the Court.

ORDERED this the 21 day of January, 1965.

Fred Daugherty
UNITED STATES DISTRICT JUDGE

*Approved as to form
Frank W. [unclear]
cc: [unclear]*

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

MICHAEL G. STONE,

Plaintiff,

vs.

ALEXANDER J. STONE,

Defendant.

No. 5560-Civil

FILED

JAN 21 1965

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

J U D G M E N T

Based upon the Findings of Fact and Conclusions of
Law filed herein on the 21st day of January, 1965,

IT IS ORDERED, ADJUDGED AND DECREED BY THE COURT
that the plaintiff take nothing by this suit and that Judgment
be rendered in favor of the defendant and against the plaintiff
and the costs taxed against said plaintiff.

DATED this 21st day of January, 1965.

(5) Luther Bohannon
UNITED STATES DISTRICT JUDGE

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

PERCY BYRON NICHOLS,

Petitioner,

vs.

UNITED STATES OF AMERICA,

Respondent.

No. 6114-Civil

FILED

JAN 20 1965

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

ORDER

This matter comes on for consideration by the Court upon the Petition or Application of Percy Byron Nichols for relief under Section 2255, from a sentence imposed by this Court. Petitioner was sentenced to a term of five years for a violation of Title 18, U. S. Code, Section 2312. In his motion or application, it appears that he pled guilty; that he did not appeal; but claims that sentence was imposed upon him without the benefit of counsel; he further complains that he was ill at the time of the sentencing and that his Court-appointed attorney advised him that he would not be sentenced to a term exceeding three years.

The record in the criminal proceeding, being Criminal Case No. 13815, conclusively shows that the Court specifically asked the petitioner if he desired an attorney at his sentencing. The following is shown by the Court Reporter's transcript:

"THE COURT: The Court appointed an attorney. Is there any reason why the attorney is not here?

MR. IMEL: I think, Your Honor, the gentleman only asked if he could confer with him a few minutes about the case. Mr. Baker conferred. I don't believe he cared to have him represent him further than that.

DEFENDANT: No, sir, that is sufficient.

THE COURT: You understand that if you want an attorney, for the purpose here today, the Court will appoint you someone else without cost to you?

DEFENDANT: Yes, sir, I understand.

THE COURT: What are your pleasures in the matter?

DEFENDANT: No, thank you.

THE COURT: Do you choose to have the Court appoint
 an attorney?

DEFENDANT: No, thank you."

From the above quotation from the transcript of the proceedings, it appears that Petitioner had every opportunity to be represented by counsel if he so desired, but declined the offer of the Court to appoint a lawyer to represent him.

Any statement that the Court-appointed attorney may have made to the Petitioner about the term of the sentence he would receive would not be binding upon this Court.

Therefore, from an examination of the files in this case, the Court is of the opinion that there is no merit in plaintiff's application for relief, and further that an evidentiary hearing is unnecessary.

IT IS THEREFORE THE ORDER OF THE COURT that the application of the Petitioner for relief under Section 2255, Title 28, U. S. Code, be and the same is hereby denied.

DATED this 20th day of January, 1965.


UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

330.43 Acres of Land, More or Less,
Situate in Osage and Pawnee Counties,
Oklahoma, and Elzie M. Findley, et al.,
and Unknown Owners,

Defendants.

Civil No. 5172

Tract No. 3315E-1 thru E-4 and
E-6 thru E-12

FILED

JAN 22 1965

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, based on the Report of Commissioners filed herein on the 20th day of April, 1964, and the Supplemental Report filed on the 22nd day of July, 1964.

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 Report of Commissioners filed herein on the 20th day of April, 1964, and the Supplemental Report filed on the 22nd day of July, 1964, is hereby accepted and adopted as a finding of fact as to all tracts covered by such report. The amount of just compensation as to the subject tracts as fixed by the Commission is set out in paragraph 6 below.

4. Certain deficiencies exist between the amounts deposited as estimated just compensation for subject tracts and the amounts fixed by the Commission and the Court as just compensation and a sum of money sufficient to cover such deficiencies should be deposited by the Government. These deficiencies are set out in paragraph 6 below.

5. The Court finds upon the evidence presented that the defendants listed in paragraph 6 were the sole owners of the above-captioned tracts on the date of taking and are entitled to receive the award thereof.

6. 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 \$4,600.00, as determined by the Report of Commissioners of the 20th day of April, 1964, and the Supplemental Report filed on the 22nd day of July, 1964, which reports are hereby confirmed and the sums therein fixed and adopted as just compensation for subject tracts, as shown by the following schedule:

TRACT NOS. 3315E-1 thru E-4 & E-6 thru E-12

Owner: Mildred Mayes

Award of Just Compensation	-	\$4,600.00
Deposited as Estimated Compensation	-	2,600.00
Disbursed to Owner	-	2,600.00
Balance due to Owner	-	2,000.00
Deposit Deficiency	-	2,000.00

7. The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$2,000.00, with interest at 6% per annum from May 10, 1961, until the date of deposit of such deficiency. 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:

Mildred Mayes \$2,000.00, plus all accrued interest

Entered JAN 22 1965

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

ROBERT P. SANTEE

ROBERT P. SANTEE
Assistant U. S. Attorney

a.js

JAN 22 1965

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMANOBLE C. HOOD
Clerk, U. S. District Court

United States of America,	)	Civil No. 5710
Plaintiff,)	
vs.	)	Tract Nos. 3603-1 & 2
866.30 Acres of Land, More or Less,	)	3603E-1
Situate in Osage and Pawnee Counties,	)	3603E-2
Oklahoma, and Clifford W. Lemmons,	)	3603E-3
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 \$16,900.00, 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 \$16,900.00 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 prior to the institution of the above proceeding the United States of America and Clifford W. and Mary D. Lemmons 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 \$16,900.00, inclusive of interest, would be awarded as just compensation for the taking of the estates to be condemned in the above tracts; 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 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 \$16,900.00, inclusive of interest, which amount has been previously disbursed to these defendants.

Entered JAN 22 1965

/s/ Allen E. Barrow^W

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney

FILED

JAN 22 1965

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

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

United States of America,	} Plaintiff,	} Civil No. 6045	
vs.			
168.03 Acres of Land, More or Less,	} Defendants.	} Tract Nos. 9725-3M	
Situate in Creek and Pawnee Counties,			9830-1M
Oklahoma, and Charles Goodall, et al.,			1818-2M
and Unknown Owners,			9725-2M
			4219
	3247E		
	3244E		

PARTIAL 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 Partial Judgment determining the ownership and the just compensation to be awarded the owners of the oil lessee interest in the above case.

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 oil lessee interest; 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 oil lessee interest on the date of taking and are entitled to receive the award therefor.

4. The Court finds that prior to the institution of the above proceeding the United States of America and Charles Goodall, Bessie Goodall, Jack Satin, individually and as Trustee for Patricia Ann Satin, Tybie Satin, individually and as Trustee for Nanci Satin Reichman, Zelda Dick and Yetra Goldberg entered into a contract, as evidenced by an option for the subordination of minerals 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 \$84,915.00, inclusive of interest would be awarded as just compensation for the taking of the estates to be condemned in the above tracts; that the contract and agreement is a valid one.

5. The Court finds the amount of \$84,915.00, inclusive of interest, is just compensation for the taking of the oil lessee estate by the plaintiff in the above tracts, as such estate and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$84,915.00 was deposited into the Registry of this Court as estimated just compensation for said oil lessee interest upon the filing of the Declaration of Taking herein.

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

(a) The vesting in plaintiff of title to the oil lessee estate set forth in the Complaint and Declaration of Taking in and to the tracts 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 oil lessee interest is the sum of \$84,915.00, inclusive of interest;

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

Charles Goodall	\$ 19,298.80
Bessie Goodall	11,579.35
Jack Satin, individually and as Trustee for Patricia Ann Satin	19,298.80
Tybie Satin, individually and as Trustee for Nanci Satin Reichman . . .	11,579.35
Zelda Dick	11,579.35
Yetra Goldberg	<u>11,579.35</u>
	\$ 84,915.00

Entered JAN 22 1965

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney

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

TULSA GENERAL DRIVERS, WAREHOUSEMEN)
 & HELPERS, LOCAL UNION NO. 523, INTER-)
 NATIONAL BROTHERHOOD OF TEAMSTERS,)
 CHAUFFEURS, WAREHOUSEMEN & HELPERS OF)
 AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 GENERAL BAKING COMPANY,)
)
 Defendant.)

FILED

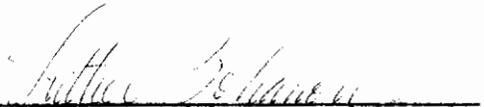
JAN 22 1965

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

Civil Action
File No. 6019

ORDER OF DISMISSAL

Upon the Stipulation For Dismissal of both parties for leave to discontinue this action, IT IS HEREBY ORDERED that the Complaint be dismissed without prejudice, with costs to defendant.



 DISTRICT JUDGE

DATED: January 22nd, 1965.

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

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
Plaintiff,)
vs.)
2,102.11 Acres of Land, More or Less,)
Situate in Osage County, Oklahoma, and)
D. P. Weems, et al., and Unknown Owners,)
Defendants.)

Civil No. 5825

Tract Nos. 1814-3MA & 3MB

FILED

JAN 25 1965

PARTIAL 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, for a Partial Judgment determining the ownership and the just compensation to be awarded the owners of the oil lessee interest in the above case.

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 oil lessee interest; 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 oil lessee interest on the date of taking, and is entitled to receive the award therefor.

4. The Court finds that plaintiff and Jerald B. Hulet, 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 \$7,250.00, inclusive of interest.

5. The Court finds the amount of \$7,250.00, inclusive of interest, is just compensation for the taking of the oil lessee estate by the plaintiff in the above tracts, as such estate and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$6,080 was deposited into the Registry of this Court as estimated just compensation for said oil lessee interest upon the filing of the Declaration of Taking herein.

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

(a) The vesting in plaintiff of title to the oil lessee estate set forth in the Complaint and Declaration of Taking in and to the tracts 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 oil lessee interests is the sum of \$7,250.00, inclusive of interest, of which sum \$6,080.00 has been previously disbursed to Jerald B. Hulet.

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$1,170.00, 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:

Jerald B. Hulet \$1,170.00

Entered JAN 22 1965

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ 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.)
1,929.31 Acres of Land, More or Less,)
Situate in Osage County, Oklahoma,)
and W. G. Rogers, et al., and)
Unknown Owners,)
Defendant.)

Civil No. 5826

Tract No. 1813-3M

FILED

JAN 26 1965

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

PARTIAL 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 Partial Judgment determining the ownership and the just compensation to be awarded the owners of the oil lessee interest in the above case.

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 oil lessee interest; 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 oil lessee interest on the date of taking and is entitled to receive the award therefor.

4. The Court finds that plaintiff and Jerald B. Hulet, 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 \$1,100.00, inclusive of interest.

5. The Court finds the amount of \$1,100.00, inclusive of interest, is just compensation for the taking of the oil lessee estate 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 \$185.00 was deposited into the Registry of this Court as estimated just compensation for said oil lessee interest upon the filing of the Declaration of Taking herein.

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

(a) The vesting in plaintiff of title to the oil lessee estate set forth in the Complaint and Declaration of Taking in and to the tract 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 oil lessee interest is the sum of \$1,100.00, inclusive of interest;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$915.00, 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:

Jerald Hulet \$1,100.00

Entered JAN 25 1965

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ 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.)
1,929.31 Acres of Land, More or Less,)
Situate in Osage County, Oklahoma,)
and W. G. Rogers, et al., and)
Unknown Owners,)
Defendants.)

Civil No. 5826
Tract Nos. 1824-3M
1825-1M

FILED

JAN 26 1965

PARTIAL JUDGMENT

1. On this day this cause came on for hearing upon ~~Application~~ ^{Application} of the United States of America, by its attorney, for a Partial Judgment determining the ownership and the just compensation to be awarded the owners of the oil lessee interest in the above case.

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 oil lessee interest; 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 oil lessee interest on the date of taking, and is entitled to receive the award therefor.

4. The Court finds that plaintiff and Jerald B. Hulet, 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 \$7,400.00, inclusive of interest.

5. The Court finds the amount of \$7,400.00, inclusive of interest, is just compensation for the taking of the oil lessee estate by the plaintiff in the above tracts, as such estate and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$2,540.00 was deposited into the Registry of this Court as estimated just compensation for said oil lessee interest upon the filing of the Declaration of Taking herein.

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

(a) The vesting in plaintiff of title to the oil lessee estate set forth in the Complaint and Declaration of Taking in and to the tracts 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 oil lessee interest is the sum of \$7,400.00, inclusive of interest, of which sum \$2,540.00 has been previously disbursed to Jerald B. Hulet.

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$4,860.00, 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:

Jerald B. Hulet \$4,860.00

Entered JAN 25 1965

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

Edward E. Haley,

Plaintiff,)

vs.)

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

Defendant.)

Civil No. 5899

FILED

JAN 26 1965

ORDER OVERRULING MOTION FOR NEW TRIAL

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

There is before the Court on this 25th day of January, 1965, plaintiff's Motion for New Trial, previously filed herein. After consideration of the record and the argument of counsel for plaintiff in his Motion for New Trial, the Court finds that said motion should be overruled. In stating the grounds for plaintiff's Motion for New Trial, there are certain allegations of findings of fact made by the Court therein which were not made by the Court. Specifically those allegations are numbered la., b., and c. in the Motion for New Trial. The Court has reviewed the record and finds that the aforesaid allegations of findings of fact were not made by the Court in its previous disposition of this case and should be stricken from plaintiff's motion. The record will show that the only finding made by the Court was that there was substantial evidence in the record upon which the Secretary of Health, Education, and Welfare based his decision.

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED THAT paragraphs la., b., and c. of plaintiff's Motion for New Trial be and the same are hereby stricken therefrom and plaintiff's Motion for New Trial be and the same is hereby overruled.

/s/ Allen E. Barrow

CHIEF JUDGE
UNITED STATES DISTRICT COURT

ksm

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

THE FIDELITY & CASUALTY)
COMPANY, A Corporation,)
of New York Plaintiff)

-vs-

WALLY W. JAMAR,)
Defendant)

Civil No. 5967 ✓

FILED

JAN 25 1965

ORDER SUSTAINING DEFENDANT'S MOTION
FOR JUDGMENT ON THE PLEADINGS AND
DISMISSING CAUSE OF ACTION

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

THIS MATTER coming on to be heard before me, the under-
signed Judge of the United States District Court for the Northern
District of Oklahoma, on this 25 day of January, 1965,
upon the motions of Plaintiff and Defendant for judgment on the pleadings.

AND IT APPEARING to the Court that neither Plaintiff nor
Defendant desire to put on any evidence in the matter nor to preserve
any rights of appeal.

AND IT FURTHER APPEARING to the Court, and the Court so
finds, that the three-year statute of limitations applies in this case
inasmuch as the Defendant, WALLY W. JAMAR, was not a party to
the only written contract involved and that recovery against said Defendant
is by subrogation on an implied obligation from him to Tulsa County,
Oklahoma.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED
by the Court that Defendant's motion for judgment on the pleadings be
and the same is hereby sustained and the above and foregoing cause of
action be and the same is hereby dismissed with costs to the Plaintiff.

APPROVED AS TO FORM:

Fris Daugherty
U. S. District Judge

David H. Sanders
David H. Sanders, Atty for Plaintiff

Richard F. Burt
Richard F. Burt, Attorney for Defendant

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
)
Plaintiff,) CIVIL ACTION NO. 4952
)
vs.) TRACT NO. N-1407
)
144.17 Acres of Land, More or Less,)
Situat e in Nowata and Rogers Counties,)
Oklahoma, and Eugene Simpson, et al,)
and Unknown Owners,)
)
Defendants.)

FILED

JAN 26 1965

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

J U D G M E N T

1.

NOW, on this 21 day of January, 1965, 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 December 21, 1964, and the Court after having examined the files in this action and being advised by counsel for the plaintiff, finds that:

2.

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

3.

This Judgment applies only to the estate taken in Tract No N-1407, as such tract and estate are described in the Complaint and the Declaration of Taking, filed herein.

4.

Service of Process has been perfected either personally or by publication notice as provided by Rule 71A of the Federal Rules of Civil Procedure on all parties defendant in this cause who are interested in subject 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 June 17, 1960, the United States of America filed its Declaration of Taking

of a certain estate in such tract of land, and title to such property should be vested in the United States of America, as of the date of filing such 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 property a certain sum of money, and all of this deposit has been disbursed, as set out in paragraph 12, below.

7.

The Report of Commissioners filed herein on December 21, 1964, is hereby accepted and adopted as a finding of fact as to 15/16 of the surface interest and 15/16 of the lessor interest in the mineral estate taken in subject tract. The amount of just compensation as to such interest in the subject tract, as fixed by the Commission, is set out in paragraph 12 below.

8.

Frances E. Woodley, the owner of an undivided 1/16 interest in both the surfact interest and in the lessor interest in the mineral estate taken in the subject tract, the owner of the entire lessee interest in the mineral estate taken in the subject tract and the plaintiff have executed and filed herein stipulations as to just compensation wherein they have agreed upon the amount of just compensation for such described interests in the estate taken, as shown in paragraph 12 below, and such stipulations should be approved.

9.

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 12 below.

10.

The defendants named in paragraph 12 as owners of the estate taken in 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 owners of the estate condemned herein, and as such, are entitled to receive the award of just compensation.

11.

It is, Therefore, ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power and authority to condemn for public use the 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.

12.

It Is Further ORDERED, ADJUDGED AND DECREED that on the date of taking, title to the estate taken herein in the subject tract was vested in the defendants named as owners in the schedule below in this paragraph; the right to receive the just compensation for the estate taken herein in subject tract is vested in the parties so named, as their respective interests appear in such schedule; the stipulations as to just compensation mentioned in paragraph 8 above and the Report of Commissioners of December 21, 1964, hereby are confirmed and the sums therein fixed are adopted as just compensation for the estate taken in the subject tract, as shown by the following schedule:

TRACT NO. N-1407

OWNERS:

Surface and minerals, subject to an oil and gas lease:

Heirs of Clara M. Sixkiller, deceased -----	1/8
(W. F. Sixkiller as legal representative of her estate is entitled to receive her award)	
Jennie Sheehan-----	1/8
Irene Palone-----	1/8
Grace Pool-----	1/8
Kate Morris -----	1/8
Frances Maples -----	1/8
Charles F. Russell -----	1/8
Frances E. Woodley -----	1/16
Imogene Newman -----	1/16

Oil and gas lessee interest:

Pure Oil Company

Award of just compensation
 for all interests ----- \$23,206.25

Allocation of award:

1. To 15/16 interest in surface and
 15/16 interest in minerals,
 subject to an oil and gas
 lease, pursuant to
 Commissioners' report . . . \$11,343.75
2. To 1/16 interest in surface and
 1/16 interest in minerals,
 subject to an oil and gas lease,
 pursuant to stipulation \$737.50
3. To Oil and gas lessee interest \$11,125.00

Deposited as estimated compensation
 for all interests \$22,925.00

Disbursed to owners:

1. To 15/16 interest owners. . . \$11,062.50
2. To 1/16 interest owner \$737.50
3. To oil and gas lessee owner 11,125.00

Balance due to owners	\$	281.25	None		None
Deposit deficiency	\$				281.25

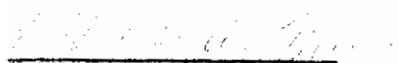
13.

It is Further ORDERED, ADJUDGED AND DECREED that the United States of America shall pay into the Registry of this Court for the benefit of the owners the deposit deficiency for the estate taken in the subject property in the amount of \$281.25, together with interest on such deficiency at the rate of 6% per annum from June 17, 1960 until the date of deposit of such deficiency sum; and such sum shall be placed in the deposit for subject tract in this civil action. Upon receipt of such sum, the Clerk of this Court shall disburse from the deposit for the subject tract to the following named owners the entire sum then on deposit for the such tract. Each owner shall receive that fraction of the total sum then on deposit as follows, to-wit:

W. F. Sixkiller, legal representative of
the estate of Clara M. Sixkiller, deceased ----- 2/15
Jennie Sheehan ----- 2/15
Irene Palone ----- 2/15
Grace Pool ----- 2/15
Kate Morris ----- 2/15
Frances Maples ----- 2/15
Charles F. Russell ----- 2/15
Imogene Newman ----- 1/15


UNITED STATES DISTRICT JUDGE

APPROVED:


HUBERT A. MARLOW
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
)
) Plaintiff,)
 vs.)
)
 1,316.38 Acres of Land, More or Less,)
 Situate in Rogers County, Oklahoma,)
 and Tim Sharp, et al,)
 and Unknown Owners,)
)
 Defendants,)

CIVIL ACTION NO. 4961
Tract No. J-1049

FILED

JAN 26 1965

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

J U D G M E N T

1

NOW, on this _____ day of _____, 19____, 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 December 21, 1964, and the Court after having examined the files in this action and being advised by counsel for the plaintiff finds that:

2.

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

3

This Judgment applies only to the estate taken in Tract No. J-1049, as such estate and tract are described in the Complaint and the Declaration of Taking, filed herein.

4.

Service of process has been perfected either personally or by publication notice as provided by Rule 71A of the Federal Rules of Civil Procedure on all parties defendant in this cause, who are interested in subject 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 estate described in paragraph 3 herein Pursuant thereto, on July 8, 1960, the United States of America filed its Declaration of Taking of such described property and title to the described estate in such property should be vested in the United States of America, as of the date of filing 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 part of this deposit has been disbursed as set out in paragraph 11 below

7

The Report of Commissioners filed herein on December 21, 1964, is hereby accepted and adopted as a finding of fact as to the subject tract. The amount of just compensation as to the subject tract as fixed by the Commission is set out in Paragraph 11 below.

8.

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

9.

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

10.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power, and authority to condemn for public use the 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 compensation for the estate taken herein in subject tract is

vested in the defendants whose names appear below in this paragraph; the Report of Commissioners of December 21, 1964, is hereby confirmed and the sum therein fixed is adopted as just compensation for the estate taken in subject tract as shown by the following schedule:

TRACT NO. J-1049

OWNERS:

1. J. A. Douglass and Bertha Douglass owned all of this tract except 10 acres (T. 24 N., R. 16 E., Section 2 NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$) and owned a 1/4 interest in that 10 acres, all subject to an oil and gas lease.
2. H. B. Boyd owned 3/4 interest in 10 acres of this tract (T. 24 N., R. 16 E., Section 2, NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$).
3. S. and S. Oil Company owned an oil and gas lease on the Douglass mineral interest, subject to a 1/8 overriding royalty interest owned by W. C. Latimer and Woodrow England

Award of just compensation
for all interests ----- \$1,400.00

Allocation of award: -----	Douglass Interest	Boyd Interest	Leasehold Interest
	\$ 325.00	\$75.00	\$1,000.00

Deposited as estimated compensation----- \$ 575.00

Disbursed to owners -----	162.50	None	None
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Balance due to owners	\$ 162.50	\$75.00	\$1,000.00
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Deposit deficiency --- \$ 325.00

12.

It Is Further ORDERED that the United States of America shall pay into the Registry of this Court for the benefit of the owners the deposit deficiency for the subject tract in the amount of \$825.00, together with interest on such deficiency at the rate of 6% per annum from July 8, 1960 until the date of deposit of such deficiency sum; and such sum shall be placed in the deposit for subject tract in this Civil Action. Upon receipt of such sum, the Clerk of this Court shall disburse from the deposit for the subject tract certain sums as follows:

To J. A. Douglass and Bertha Douglass \$162.50 plus 23% of the accrued interest on the deposit deficiency for this tract.

To S. and S. Oil Company, W. C. Latimer and Woodrow England
\$1,000.00 plus 72% of the accrued interest on the deposit
deficiency for this tract.

13.

It is Further ORDERED that the balance of the deposit for
Tract No. J-1049 shall not be disbursed at the time of the other disbursals
ordered in Paragraph 12, because the whereabouts of H. B. Boyd is unknown.
In the event that such defendant be located, an appropriate order of distri-
bution will be entered.

In the event that the undistributed balance in the deposit for
the subject tract remains on deposit for a period of 5 years, then at the
end of that period, without further order of court, the Clerk of this Court
shall disburse such balance on deposit to the Treasurer of the United States
of America, pursuant to the provisions of Title 28, Section 2042 V.S.C.


UNITED STATES DISTRICT JUDGE

APPROVED:


HUBERT A. MARLOW
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

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

Defendants.

CIVIL ACTION NO. 4961

Tract No. 4636-M

FILED

JAN 26 1965

J U D G M E N T

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

On January 26, 1965, this cause, as to the captioned tract, came before the Honorable Allen E. Barrow, Judge of the United States District Court for the Northern District of Oklahoma, for disposition of the plaintiff's motion, for judgment. After being advised by counsel for plaintiff, and having examined the files in the case, the Court finds:

1.

The Court has jurisdiction of the parties and the subject matter of this action. This Judgment applies only to the estates condemned in Tract No. 4636-M, as such tract and estate are described in the Complaint and the Declaration of Taking filed herein.

2.

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

3.

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

4.

Simultaneously with the filing of the Declaration of Taking herein, there was deposited in the Registry of this Court, as estimated

compensation for the taking of the subject property, a certain sum of money, part of which has been disbursed as shown in paragraph 9.

5.

A pre-trial hearing in this case was held before the Court on October 27, 1964. Due notice of such hearing was given to the parties. John Carle, attorney appeared for Tim Sharp. No other owners or claimants appeared either by attorney or in person. The Plaintiff appeared by Hubert A. Marlow, Assistant United States Attorney.

6.

The Court has considered the evidence offered by Plaintiff at the above-mentioned pre-trial conference and finds that the fair market value of the subject property, as of the date of taking, was \$3,028.00. The attorney for the one owner present at the hearing concurs in this finding. Such sum should be adopted as the award of just compensation for the taking of the described estate in the subject property, and such award should be allocated to the various owners as shown in paragraph 9.

7.

The defendants named in paragraph 9 as owners of subject property are the only defendants asserting any interest in the estate condemned in the subject property, all other defendants having either disclaimed or defaulted; the named defendants were the owners of such estate, as of the date of taking, and as such, are entitled to receive the award of just compensation.

8.

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 property described in paragraph 1 herein, as such property is particularly described in the Complaint and Declaration of Taking filed herein; and such property, to the extent of the estate indicated and for the uses and purposes described in such Declaration of Taking, is condemned and title thereto is vested in the United States of America as of the date of filing such Declaration of Taking, and all defendants herein and all other persons interested in such estate are forever barred from asserting any claim thereto.

9.

It Is Further ORDERED, ADJUDGED AND DECREED that on the date of taking, the owners of the estate condemned herein in the subject property

IEU:lg
1/15/65

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

ERMA ALICE LEGG,)
)
 Plaintiff)
)
 vs.)
)
 FRANCIS H. McKILLIP, et al.,)
)
 Defendants)

No. 6010 Civil

FILED

JAN 26 1965

ORDER DISMISSING ACTION WITH
PREJUDICE

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

Now on this 26 day of January 1965, there having been presented to the undersigned United States District Judge for the Northern District of Oklahoma a motion jointly executed by counsel for the plaintiff and the defendants requesting a dismissal with prejudice to be entered herein and the Court having considered the same and being well and sufficiently advised in the premises finds that said order should issue herein.

IT IS THEREFORE ORDERED BY THIS COURT that the above styled and numbered action be and the same is hereby dismissed with prejudice.

Allen E. Surrain
United States District Judge

APPROVED:

Pitcher & Logan

By *Steve P. Pitcher*
Attorneys for plaintiff

Ungerman, Grabel, Ungerman & Leiter

By *Ungerman*
Attorneys for defendants

LAW OFFICES
UNGERMAN,
GRABEL,
UNGERMAN
& LEITER

SIXTH FLOOR
WRIGHT BUILDING
TULSA, OKLAHOMA

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
)
 Plaintiff,)
)
 vs.)
)
 38.15 Acres of Land, More or Less,)
 Situate in Nowata and Rogers Counties,)
 Oklahoma, and H. L. Marcus, et al, and)
 Unknown Owners,)
)
 Defendants.)

CIVIL ACTION NO. 4959

Tracts Nos: T-2057E-2
T-2057E-3
T-2057E-4

FILED

JAN 28 1965

NOBLE J. ...
Clerk, U. S. District Court

J U D G M E N T

On _____, this cause, as to the captioned tracts, came before the Honorable Allen E. Barrow, Judge of the United States District Court for the Northern District of Oklahoma, for disposition of the plaintiff's motion for judgment. After being advised by counsel for plaintiff, and having examined the files in the case, the Court finds:

1.

The Court has jurisdiction of the parties and the subject matter of this action. This judgment applies only to the estates condemned in the tracts enumerated in the caption above, as such tracts and estates are described in the Complaint and the Declaration of Taking filed herein.

2.

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

3.

The Acts of Congress set out in paragraph 2 of the Complaint filed herein give the United States of America the right, power, and authority to condemn for public use the subject tracts, as such tracts are particularly described in such Complaint. Pursuant thereto, on July 6, 1960, the United States of America filed its Declaration of Taking of certain estates in such described land, and title to such property should be vested in the United States of America, as of the date of filing such instrument.

4.

Simultaneously with filing herein the Declaration of Taking, there was deposited in the Registry of this Court, as estimated compensation for the taking of the described estates in subject tracts, a certain sum of money, none of which has been disbursed as shown in paragraph 9.

5.

A pre-trial hearing in this case was held before the Court on October 27, 1964. Due notice of such hearing was given to all of the parties except Mary T. Dickinson, whose address is unknown. The Plaintiff, United States of America, appeared at such hearing by Hubert A. Marlow, Assistant United States Attorney for the Northern District of Oklahoma. None of the defendant owners appeared either in person or by attorney and no other persons have appeared at any time in connection with the subject tracts.

6.

The Court has considered the plaintiff's evidence offered at the pre-trial conference and finds that the decrease in market value of the ownership under consideration, caused by this action, was \$300.00. Such sum should be adopted as the award of just compensation for the estates taken in the subject tracts and should be allocated to the various owners as shown in paragraph 9.

7.

The defendants named in paragraph 9 as owners of subject tracts are the only defendants asserting any interest in the estates condemned in the subject tracts, all other defendants having either disclaimed or defaulted; the named defendants are the owners of such estates, as of the date of taking, and as such, are entitled to receive the award of just compensation.

8.

It Is, Therefore, ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power, and authority to condemn for public use the tracts named in paragraph 1 herein, as such tracts are particularly described in the Complaint and Declaration of Taking filed herein; and such tracts, to the extent of the estates described in such Declaration of Taking and for the uses and purposes therein indicated, are condemned and title thereto is vested in the United States of America as of July 6, 1960,

and all defendants herein and all other persons interested in such estates are forever barred from asserting any claim thereto.

9.

It Is Further ORDERED, ADJUDGED AND DECREED that on the date of taking, the owners of the estates condemned herein in the subject tracts were the defendants whose names appear in the schedule below; the right to just compensation for the estates taken in these tracts is vested in the parties so named, as their interests appear therein. The sum of \$300.00 hereby is adopted as the award of just compensation for the estates herein taken in subject tracts, as set out in the schedule which follows, to-wit:

TRACTS NOS. T-2057E-2, T-2057E-3, T-2057E-4

Owners:

Lessor interest:

Edward C. Lawson ----- 7/8
 (Now deceased, and Edward C. Lawson, Jr.,
 as executor of the Estate is entitled
 to receive the award.)

Lawson Petroleum Company ----- 1/8

Lessee interest:

Jennie T. Banta ----- 11/16

The Henderson Oil Company ----- 4/16

Mary T. Dickinson ----- 1/16

Award of Just Compensation	-----	\$300.00	\$300.00
allocated as follows:			

To lessor interest	-----	\$100.00
--------------------	-------	----------

To lessee interest	-----	\$200.00
--------------------	-------	----------

Deposited as estimated compensation	-----	<u>\$300.00</u>
-------------------------------------	-------	-----------------

Disbursed to owners	-----	None
---------------------	-------	------

Balance due to owners	-----	<u>\$300.00</u>
-----------------------	-------	-----------------

10.

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

To Edward C. Lawson, Jr., Executor of the estate of Edward C. Lawson, deceased	-----	\$ 87.50
---	-------	----------

To Lawson Petroleum Company	-----	\$ 12.50
-----------------------------	-------	----------

To Jennie T. Banta	-----	\$137.50
--------------------	-------	----------

To The Henderson Oil Company	-----	\$ 50.00
------------------------------	-------	----------

That portion of the award due to Mary T. Dickinson shall not be disbursed at this time. An appropriate order of distribution will be entered when the whereabouts of such defendant becomes known.

In the event that the balance due to such defendant remains on deposit for a period of 5 years from the date of filing this judgment, then, after that period, the Clerk of this Court, without further order shall disburse the balance on deposit for Tracts Nos. T-2057E-2, T-2057E-3, and T-2057E-4 in this action to the Treasurer of the United States of America, pursuant to the provisions of Title 28, Section 2042, U.S.C.

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ *Hubert A. Marlow*

HUBERT A. MARLOW
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

474.76 Acres of Land, More or Less,
Situate in Nowata and Rogers Counties,
Oklahoma, and C. S. Kornegay, et al,
and Unknown Owners,

Defendants.

CIVIL ACTION NO. 4994

Tract No. E-509

Lessor interest only.

FILED

JAN 28 1965

J U D G M E N T

NOBLE T. ...
Clerk, U. S. District Court

On this 24 day of _____, 1964, this cause, as to the captioned tract, came before the Honorable Allen E. Barrow, Judge of the United States District Court for the Northern District of Oklahoma, for disposition of the plaintiff's motion for judgment. After being advised by counsel for plaintiff and having examined the files in the case, the Court finds:

1.

The Court has jurisdiction of the parties and the subject matter of this action. This Judgment applies only to the lessor interest in the estate condemned in Tract No. E-509, as such tract and estate are described in the Complaint and Declaration of Taking filed herein.

2.

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

3.

A pre-trial hearing in this case was held before the Court on October 27, 1964. Due notice of such hearing was given to the parties. The plaintiff, United States of America, appeared at such hearing by Hubert A. Marlow, Assistant United States Attorney for the Northern District of Oklahoma. None of the defendant owners appeared at such hearing, either in person or by attorney, in connection with the subject property and none of the defendants have made any appearance at any other time in connection with the subject property.

4.

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

5.

Simultaneously with filing herein the Declaration of Taking, there was deposited in the Registry of the Court, as estimated compensation for the taking of the lessor interest in the described estate in subject property, a certain sum of money, none of which has been disbursed as shown in paragraph 9.

6.

The Court has considered the evidence offered by the plaintiff at the pre-trial hearing and finds that the fair market value of the lessor interest in the estate taken in the subject tract as of the date of taking was \$550.00, and such sum should be adopted as the award of just compensation for the taking of such interest.

7.

The defendants named as owners in paragraph 9, as of the date of taking, were the owners of the lessor interest in the estate condemned in the subject tract; all other defendants having either disclaimed or defaulted, the named defendants are entitled to receive the award of just compensation for the subject interest.

8.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power and authority to condemn for public use the tract named in paragraph 1 herein, as such tract is particularly described in the Complaint and Declaration of Taking filed herein; and the lessor interest in such property, to the extent of the estate indicated and for the uses and purposes described in such Declaration of Taking, is condemned, and title thereto is vested in the United States of America as of the date of filing such Declaration of Taking, and all defendants herein and all other persons interested in such lessor interest are forever barred from asserting any claim thereto.

9.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that on the date of taking, the owners of the lessor interest in the estate condemned herein in the subject property were the defendants whose names appear in the schedule below; the right to just compensation for such described interest in the estate taken in this property is vested in the parties so named; and the sum of \$550.00 hereby is adopted as the award of just compensation for the taking of such interest, all as follows, to-wit:

TRACT NO. E-509

Lessor interest only.

Owners:

Karl Zener, subject to a life estate in
Ben Zener

Award of just compensation -----	\$550.00	\$550.00
Deposited as estimated Compensation -----	<u>\$550.00</u>	
Disbursed to owners -----		None
Balance due to owners -----		<u>\$550.00</u>

10.

It is further ORDERED that the \$550.00 award for the lessor interest in Tract No. E-509 shall not be disbursed at the present time because the whereabouts of the owners of such interest is wholly unknown. An appropriate order of distribution will be entered when such owners have been located.

In the event that such award shall remain on deposit for a period of five years from the date of filing this judgment, then the Clerk of this Court without further order of Court shall disburse the balance on deposit for such Tract No. E-509 to the Treasurer of the United States of America, pursuant to the provisions of Title 28, Section 2042, U.S.C.

UNITED STATES DISTRICT JUDGE

APPROVED:

HUBERT A. MARLOW
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

474.76 Acres of Land, More or Less,
Situate in Nowata and Rogers Counties,
Oklahoma, and C. S. Kornegay, et al,
and Unknown Owners,

Defendants.

CIVIL ACTION NO. 4994

Tracts Nos. L-1278 and
L-1284

FILED

JAN 28 1965

J U D G M E N T

NOBLE C. M. D
Clerk, U. S. District Court

1.

NOW, on this 23 day of _____, 19____, this matter comes on for disposition on application of plaintiff, United States of America, for entry of judgment on option contracts, wherein the owners have agreed upon the amount of just compensation, and the Court, after having examined the files in this action and being advised by counsel for plaintiff, finds:

2.

This judgment applies only to the estates condemned in Tracts Nos. L-1278 and L-1284 as such estates and tracts are described in the Declaration of Taking filed in this action.

3.

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

4.

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

5.

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

6.

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

7.

On the date of taking in this action, the defendants named in paragraph 11 were the owners of the estates taken in subject tracts. Such defendants are the only persons asserting any interest in the estates taken in such tracts, all other persons having either disclaimed or defaulted, and such named defendants are entitled to receive the awards of just compensation.

8.

The owners of subject tracts and the United States of America have executed option contracts, as alleged in the Complaint herein, wherein they have agreed that just compensation for the estates condemned in subject tracts is in the amounts shown as compensation in paragraph 11 below, and such option contracts should be approved.

9.

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

10.

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

11.

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

TRACT NO. L-1278

Owners:

Royal N. Anthis ----- 1/3

Heirs of Ida B. Anthis, deceased ----- 1/3
who are:

- Royal N. Anthis
- Ernest R. Anthis
- James E. Anthis
- Earl G. Anthis
- Emma Jean Anthis
- Pauline B. Booth
- Fay Evelyn Couch
- Barbara Jane Wagner
- Austin F. Anthis, Jr.

Joe H. Childers, Jr.,)
 Laurel N. Childers) ----- 1/3
 Lou Anna Parker and)
 Jessie Faye Thornton)

Award of just compensation
 pursuant to option contract ----- \$250.00 \$250.00

Deposited as estimated compensation ----- \$250.00

Disbursed to owners ----- \$250.00

TRACT NO. L-1284

Owners:

Royal N. Anthis ----- 1/3

Heirs of Ida B. Anthis, deceased ----- 1/3
who are:

- Royal N. Anthis
- Ernest R. Anthis
- James E. Anthis
- Earl G. Anthis
- Emma Jean Anthis
- Pauline B. Booth
- Fay Evelyn Couch
- Barbara Jane Wagner
- Austin F. Anthis, Jr.

Joe H. Childers, Jr.)
 Laurel N. Childers) ----- 1/3
 Lou Anna Parker and)
 Jessie Faye Thornton)

Award of just compensation pursuant to option contract -----	\$250.00	\$250.00
Deposited as estimated compensation -----	<u>\$250.00</u>	
Disbursed to owners -----		<u>\$250.00</u>

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ Hubert A. Marlow

HUBERT A. MARLOW
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
)
 Plaintiff,)
)
 vs.)
)
 493.75 Acres of Land, More or Less,)
 Situate in Rogers and Nowata Counties,)
 Oklahoma, and Ivoy Byrd, et al,)
 and Unknown Owners,)
)
 Defendants.)

CIVIL ACTION NO. 5000

Tract No. 5611-6

Leasehold interest only.

FILED

JAN 28 1965

J U D G M E N T

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

On _____, this cause, as to the captioned tract, came before the Honorable Allen E. Barrow, Judge of the United States District Court for the Northern District of Oklahoma, for disposition of the Plaintiff's motion for judgment. After being advised by counsel for Plaintiff and having examined the files in the case, the Court finds:

1.

The Court has jurisdiction of the parties and the subject matter of this action. This judgment applies only to the leasehold interest in the estate condemned in Tract No. 5611-6, as such tract and estate are described in the Complaint and the Declaration of Taking filed herein.

2.

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

3.

A pre-trial hearing in this case was held before the Court on October 27, 1964. Due notice of such hearing was given to the parties. The Plaintiff, United States of America, appeared at such hearing by Hubert A. Marlow, Assistant United States Attorney for the Northern District of Oklahoma. The defendant, Virginia Grimmett as administratrix of the estate of J. Tom Grimmett, deceased, appeared by her attorney, W. D. Hart. The defendant, Mid-State Drilling Company, appeared in person by its President, Larry Gulther. No other defendants appeared either in person or by attorney, in connection with the subject tract.

4.

The Acts of Congress set out in paragraph 2 of the Complaint filed herein give the United States of America the right, power, and authority to condemn for public use the subject tract, as such tract is particularly described in such Complaint. Pursuant thereto, on August 19, 1960, the United States of America filed its Declaration of Taking of a certain estate in such described land, and title to such property should be vested in the United States of America, as of the date of filing such instrument.

5.

Simultaneously with filing herein the Declaration of Taking, there was deposited in the Registry of this Court, as estimated compensation for the taking of the subject property, a certain sum of money, none of which has been disbursed as shown in paragraph 9.

6.

The Court has considered the evidence offered at the pre-trial hearing and finds that the decrease in fair market value of the oil and gas lease under consideration, caused by this action was \$1,575.00. The defendants who appeared at the pre-trial agreed that this sum represented just compensation.

7.

On the date of taking in this action, the owners of the leasehold interest in the estate taken in the subject tract were the defendants whose names are shown as owners in paragraph 9 below. All other defendants having either disclaimed or defaulted, the named defendants are entitled to receive the award of just compensation.

8.

It Is, Therefore, ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power, and authority to condemn for public use Tract No. 5611-6 as such tract is particularly described in the Complaint and Declaration of Taking filed herein; and the leasehold interest in such tract, to the extent only of the estate described in the Declaration of Taking, and for the uses and purposes described therein is condemned, and title thereto is vested in the United States of America as of the date of filing such Declaration of Taking, and all defendants herein and all other persons are forever barred from asserting any claim to the property so taken.

9.

It Is Further ORDERED, ADJUDGED AND DECREED that on the date of taking, the owners of the leasehold interest in the estate condemned herein in the subject tract were the defendants whose names appear in the schedule below; the right to just compensation for the property so taken is vested in the parties so named; and the sum of \$1,575.00 is adopted as the award of just compensation for the leasehold interest in the estate taken herein in subject tract; as follows, to-wit:

TRACT NO. 5611-6
Leasehold Interest Only

Owners:

Estate of J. Tom Grimmett, deceased -----working interest
(Virginia Grimmett is administratrix)

Oklahoma Tax Commission -----income tax lien on
working interest.

Mid State Drilling Company -----1/16 of 8/8 overriding
royalty interest.

Award of just compensation -----	\$1,575.00	\$1,575.00
Deposited as estimated compensation -----	<u>\$1,575.00</u>	
Disbursed to owners -----		<u>None</u>
Balance due to owners -----		\$1,575.00

10.

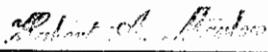
It Is Further ORDERED that the Clerk of this Court shall disburse the funds now on deposit for Tract No. 5611-6 as follows:

To Virginia Grimmett, administratrix of the estate of J. Tom Grimmett, deceased; Oklahoma Tax Commission, and Mid State Drilling Company, jointly, the sum of -- \$1,575.00.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:


HUBERT A. MARLOW
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

203.05 Acres of Land, More or Less,
Situat in Nowata and Rogers Counties,
Oklahoma, and Orland O. Parish, et al.,
and Unknown Owners,

Defendants.

CIVIL ACTION NO. 5078

Tract No. 4729-B

Lessee interest only.

FILED

JAN 18 1965

J U D G M E N T

NOBLE J. ...
Clerk, U. S. District Court

On _____, this cause, as to the captioned tract,
came before the Honorable Allen E. Barrow, Judge of the United States
District Court for the Northern District of Oklahoma, for disposition of
the plaintiff's motion for judgment. After being advised by counsel for
Plaintiff and having examined the files in the case, the Court finds:

1.

The Court has jurisdiction of the parties and the subject matter
of this action. This judgment applies only to the lessee interest in the
estate condemned in Tract No. 4729-B, as such tract and estate are described
in the Complaint and the Declaration of Taking filed herein.

2.

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

3.

A pre-trial hearing in this case was held before the Court on
October 27, 1964. Due notice of such hearing was given to the parties.
The Plaintiff, United States of America, appeared at such hearing by
Hubert A. Marlow, Assistant United States Attorney for the Northern District
of Oklahoma. The defendant owners of the subject interest did not appear
at the pre-trial hearing. No other defendants appeared at such hearing
either in person or by attorney, in connection with the subject property,
and no other defendants have made any appearance at any other time in connec-
tion with the subject property.

4.

The Acts of Congress set out in paragraph 2 of the Complaint filed herein give the United States of America the right, power, and authority to condemn for public use the subject tract, as such tract is particularly described in such Complaint. Pursuant thereto, on December 8, 1960, the United States of America filed its Declaration of Taking of a certain estate in such described land, and title to such property should be vested in the United States of America, as of the date of filing such instrument.

5.

Simultaneously with filing herein the Declaration of Taking, there was deposited in the Registry of this Court, as estimated compensation for the taking of the subject property, a certain sum of money, none of which has been disbursed, as shown in paragraph 9.

6.

The Court has considered the evidence offered by the Plaintiff at the pre-trial hearing and finds that the decrease in the fair market value of the oil and gas leasehold was \$25.00, and such sum should be adopted as the award of just compensation.

7.

The defendants named in paragraph 9 as owners of subject tract, as of the date of taking, were the owners of the lessee interest in the estate condemned in the subject tract; all other defendants having either disclaimed or defaulted, the named defendants are entitled to receive the award of just compensation.

8.

It Is, Therefore, ORDERED, ADJUDGED AND DECREED that the United States of America has the right, power, and authority to condemn for public use the tract named in paragraph 2 herein, as such tract is particularly described in the Complaint and Declaration of Taking filed herein; and such tract, to the extent of the lessee interest in the estate described in the Declaration of Taking and for the uses and purposes therein described, is condemned, and title thereto is vested in the United States of America as of December 8, 1960, and all defendants herein and all other persons interested in such lessee interest are forever barred from asserting any claim thereto.

9.

It Is Further ORDERED, ADJUDGED, AND DECREED that on the date of taking, the owners of the lessee interest in the estate condemned herein in the subject tract were the defendants whose names appear in the schedule below; the right to just compensation for the lessee interest in the estate taken in this tract is vested in the parties so named, as their interests appear therein; and the sum of \$25.00 hereby is adopted as the award of just compensation for such interest in the subject tract, all as follows, to-wit:

TRACT NO. 4729-B

Lessee Interest Only

OWNERS:

Charles F. Dominy -----	3/8		
J. C. Fairbank -----	1/4		
Witt-Bar Oil Corporation and O. B. Craddock, Trustee -----	3/8		
Award of just compensation -----	\$ 25.00		\$25.00
Deposited as estimated compensation -----	\$ 25.00		
Disbursed to owners -----			None
Balance due to owners -----			<u>\$25.00</u>

10.

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

To Charles F. Dominy -----	\$9.38
To J. C. Fairbank -----	\$6.25
To Witt-Bar Oil Corporation and O. B. Craddock, jointly -----	\$9.37

ALBERT J. BROWN

UNITED STATES DISTRICT JUDGE

APPROVED:

Hubert A. Marlow

 HUBERT A. MARLOW
 Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
)
 Plaintiff,)
)
 vs.)
)
 203.05 Acres of Land, More or Less,)
 Situate in Nowata and Rogers Counties,)
 Oklahoma, and Orland O. Parish, et al,)
 and Unknown Owners,)
)
 Defendants.)

CIVIL ACTION NO. 5078
Tract No. T-2057E

FILED
JAN 28 1965

NOBLE C. F. COO
Clerk, U. S. District Court

J U D G M E N T

On JAN 28 1965, this cause as to the captioned tract, came before the Honorable Allen E. Barrow, Judge of the United States District Court for the Northern District of Oklahoma, for disposition of the Plaintiff's motion for judgment. After being advised by counsel for plaintiff, and having examined the files in the case, the Court finds:

1.

The Court has jurisdiction of the parties and the subject matter of this action. This Judgment applies only to the estate condemned in Tract No. T-2057E, as such tract and estate are described in the Complaint and the Declaration of Taking filed herein.

2.

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

3.

The Acts of Congress set out in paragraph 2 of the Complaint filed herein give the United States of America the right, power, and authority to condemn for public use the subject tract, as such tract is particularly described in such Complaint. Pursuant thereto, on December 8, 1960, the United States of America filed its Declaration of Taking of certain estates in such described land, and title to such property should be vested in the United States of America, as of the date of filing such instrument.

4.

Simultaneously with filing herein the Declaration of Taking, there was deposited in the Registry of this Court, as estimated compensation for the taking of the subject property, a certain sum of money, part of which has been disbursed as shown in paragraph 9.

5.

A pre-trial hearing in this case was held before the Court on October 27, 1964. The Plaintiff, United States of America, appeared at such hearing by Hubert A. Marlow, Assistant United States Attorney for the Northern District of Oklahoma. The Court was advised that all owners of the estate taken in the subject tract, with the exception of a 1/16 interest in the lessee interest, had executed an option contract in which they agreed upon the amount of just compensation, and that such owners were willing to abide by the terms of such option contract. The owner of the outstanding 1/16 lessee interest did not appear, and her address is unknown. No other persons appeared at such hearing either in person or by attorney, in connection with the subject tract, and no other persons have made any appearance at any other time in connection with the subject tract. The option contract, as to the lessor interest and 15/16 of the lessee interest, should be approved.

6.

The Court has considered the evidence offered by the plaintiff at the pre-trial conference and finds that the decrease in fair market value, of an undivided 1/16 lessee interest in the oil and gas leasehold unit under consideration, caused by this action, was in the amount of \$460.94. Such sum should be adopted as the award of just compensation for the estate taken in such 1/16 lessee interest in the subject property.

7.

The defendants named in paragraph 9 as owners of subject property are the only defendants asserting any interest in the estate condemned in the subject property, all other defendants having either disclaimed or defaulted; the named defendants were the owners of such estate, as of the date of taking, and as such are entitled to receive the award of just compensation.

8.

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 property described in paragraph 2 herein, as such property is particularly described in the Complaint and Declaration of Taking filed herein; and such property, to the extent of the estate described in such Declaration of Taking, and for the uses and purposes indicated therein, is condemned, and title thereto is vested in the United States of America as of the date of filing such Declaration of Taking, and all defendants herein and all other persons interested in such estate are forever barred from asserting any claim thereto.

9.

It Is Further ORDERED, ADJUDGED AND DECREED that on the date of taking, the owners of the estate condemned herein in the subject property were the defendants whose names appear in the schedule below; the right to just compensation for the estate taken in this property is vested in the parties so named; the option contract mentioned in paragraph 5 above, insofar as it applies to the lessor interest and to 15/16 of the lessee interest in the estate ~~taken~~ in the subject tract, is approved; and the sum of \$460.94 hereby is adopted as the award of just compensation for the outstanding 1/16 lessee interest in the estate herein taken in subject property; all as follows, to-wit:

TRACT NO. T-2057E

Owners:

Lessor interest: Lawson Petroleum Company

Lessee interest:

Jennie T. Banta ----- 11/16

The Henderson Oil Company ----- 4/16

Mary T. Dickinson ----- 1/16

Award of just compensation -----	\$14,375.00	\$14,375.00
Allocated as follows:		
To lessor interest pursuant to option -----	\$7,000.00	
To 15/16 of lessee interest pursuant to option -----	6,914.06	
To 1/16 of lessee interest pursuant to evidence ----	460.94	
	<u> </u>	
Deposited as estimated compensation -----	<u>\$14,375.00</u>	
Disbursed to owners:		
To Lawson Petroleum Company -----	\$7,000.00	
To Jennie T. Banta -----	5,070.31	
To The Henderson Oil Company -----	1,843.75	
	<u> </u>	
		<u>\$13,914.06</u>
Balance due to Mary T. Dickinson -----		\$ 460.94

10.

It Is Further ORDERED that the balance due to Mary T. Dickinson as shown in paragraph 9, shall not be disbursed at this time. An appropriate order of distribution will be entered when the whereabouts of such defendant becomes known.

In the event that the balance due to such defendant remains on deposit for a period of 5 years from the date of filing this judgment, then, after that period, the Clerk of this Court, without further order shall disburse the balance on deposit for Tract T-2057E in this action to the Treasurer of the United States of America, pursuant to the provisions of Title 28, Section 2042, U.S.C.

UNITED STATES DISTRICT JUDGE

APPROVED:

HUBERT A. MARLOW
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
Plaintiff,)
vs.) Civil No. 5710
866.30 Acres of Land, More or Less,)
Situate in Osage and Pawnee Counties,) Tract No. 3728E
Oklahoma, and Clifford W. Lemmons,)
et al., and Unknown Owners,)
Defendants.)

JAN 18 1965
NORTHERN DISTRICT OF OKLAHOMA
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 interest 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 \$1,100.00, 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 \$550.00 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 R. B. & Gayle Funkhouser, 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 \$1,100.00, 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 tracts is the sum of \$1,100.00, inclusive of interest, of which amount the sum of \$530.00 has been previously disbursed to these defendants;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$550.00, 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:

R. B. & Gayle Funkhouser \$ 550.00

Entered JAN 28 1965

/s/ Robert P. Santee

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ 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.)
1,929.31 Acres of Land, More or Less,)
Situate in Osage County, Oklahoma,)
and W. G. Rogers, et al., and)
Unknown Owners,)
Defendant.)

Civil No. 5826

Tract No. 1824-2M

FILED

JAN 28 1965

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

PARTIAL 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 Partial Judgment determining the ownership and the just compensation to be awarded the owners of 15/16 of the oil lessee interest in the above case.

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 15/16 of the oil lessee interest; 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 oil lessee interest on the date of taking, and is entitled to receive the award therefor.

4. The Court finds that plaintiff and Jerald B. Hulet, 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 \$2,750.00 for his 15/16 interest, inclusive of interest.

5. The Court finds the amount of \$2,750.00, inclusive of interest, is just compensation for the taking of 15/16 of the oil lessee 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 \$2,222.00 was deposited into the Registry of this Court as estimated just compensation for said 15/16 oil lessee interest upon the filing of the Declaration of Taking herein.

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

(a) The vesting in plaintiff of title to the oil lessee estate set forth in the Complaint and Declaration of Taking in and to the tract 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 15/16 of the above oil lessee interest is the sum of \$2,750.00, inclusive of interest, of which sum \$2,222.00 has been previously disbursed to Jerald B. Hulet.

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$528.00, 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:

Jerald B. Hulet \$ 528.00

Entered JAN 28 1955

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney