

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

JULIA ANN SELVIDGE and
HAROLD JACK SELVIDGE,

Plaintiffs,

vs.

ISRAEL MOORE LEE, INC.,
a Foreign Corporation,

Defendant.

No. 6623 Civil

FILED

FEB - 1 1967

NOBLE G. HOOD

Clerk, U. S. District Court

Comes now the plaintiffs, Julia Ann Selvidge and Harold Jack
Selvidge, and moves the above entitled cause of action with prejudice
to filing a future action herein.

Julia Ann Selvidge
JULIA ANN SELVIDGE
Harold Jack Selvidge
HAROLD JACK SELVIDGE
Plaintiffs
F. L. Lewis
F. L. LEWIS
Clerk

ORDER

And now on this 1st day of February, 1967, these cases on the
consideration before the undersigned Judge of the United States District
Court for the Northern District of Oklahoma, the plaintiff's dismissal with
prejudice the plaintiff's herein advising the court that all disputes between
the parties have been settled, and move for an Order of Dismissal with Preju-
dice to the above entitled cause.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the
above stated cases be and the same be hereby dismissed with prejudice to
the right of the plaintiff to bring any future action arising from said cause
of action.

Carl F. B...
U. S. District Judge

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

WILLIAM L. BROWN,

Plaintiff,

Civil Action No. 6372

v.

THE UNITED STATES OF AMERICA,

Defendant.

FILED

FEB - 1 1967

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

VERDICT

On the 21st day of January, 1967, the following grand jury was sworn and went to try the several issues in the above captioned and numbered cause, to-wit:

WILLIAM L. BROWN
WILLIAM L. BROWN
J. B. BROWN
WILLIAM L. BROWN
WILLIAM L. BROWN
WILLIAM L. BROWN

WILLIAM L. BROWN, JR.
WILLIAM L. BROWN
WILLIAM L. BROWN
WILLIAM L. BROWN
WILLIAM L. BROWN, Plaintiff

After the introduction of evidence, argument of counsel, and the instructions of the Court as to the law, the jury returned its verdict on the following issues:

That the sum of \$10,000.00 and the late interest in the sum of \$10,000.00, computed at 6% per annum from Jan 21, 1967, due to plaintiff William L. BROWN, less the sum of \$7,000.00 including tax.

WILLIAM L. BROWN

WILLIAM L. BROWN

It is further ordered, advised, and decreed that the defendant, WILLIAM L. BROWN, shall pay to the plaintiff of the first part the sum of \$10,000.00 and the late interest (including tax), together with interest thereon at the rate of six per cent per annum on each of the unpaid amounts on this verdict day, after the expiration of the first business working day after the date of this verdict, the sum of \$7,000.00.

WITNESSED this 21st day of January, 1967.

(5) *Walter B. Brown*
WILLIAM L. BROWN, Plaintiff

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

UNITED STATES OF AMERICA,
Plaintiff
vs.

YALE AVENUE CORPORATION;
FORTY-FIRST STREET CORPORATION;
CAMPBELL CORPORATION; and
MAX W. CAMPBELL,
Defendants.

CIVIL NO. 6034

FILED

FEB - 2 1967

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

ORDER OF DISMISSAL

Upon consideration of the motion of the plaintiff to dismiss this action, the Court finds that the parties hereto have compromised and settled all issues involved in the above entitled and numbered cause, and specifically, the defendants have paid a sum of money and plaintiff has accepted same in full satisfaction of all liabilities of Yale Avenue Corporation and Forty-First Street Corporation for income taxes, penalties and interest for the fiscal years ended July 31, 1955, 1956, 1957 and 1958, and therefore, satisfies all liability of all defendants to this suit resulting therefrom, it is

ORDERED that the amount paid by defendants fully satisfies all liabilities of Yale Avenue Corporation and Forty-First Street Corporation for income taxes, penalties and interest for the fiscal years ended July 31, 1955, 1956, 1957 and 1958, and therefore, satisfies all liabilities of all defendants to this suit resulting therefrom; and it is

ORDERED that this action be, and it is hereby, dismissed with prejudice.
Done at Tulsa, Oklahoma, this 31 day of January, 1967.

Lred Dougherty
United States District Judge

APPROVED AS TO FORM:

JOHN M. IMEL
United States Attorney

By: *Lawrence A. McSoud*
Lawrence A. McSoud
Assistant United States Attorney
Attorneys for the United States

LAW OFFICES
BOONE & ELLISON
214 WORLD BLDG.
TULSA 3, OKLAHOMA

Paul R. Hodgson
Paul R. Hodgson

Wesley V. Disney
Wesley V. Disney

Eben Hart
Eben Hart

James O. Ellison
James O. Ellison

Attorneys for Defendants

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

HARLE MITCHELL,

Plaintiff,

vs.

Civil No. 6596

JOSEPH E. ALGER,

Defendant.

FILED

FEB - 2 1967

ORDER OF DISMISSAL

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

A notice to dismiss the above styled and numbered cause comes to the Honorable Fred Daugherty, United States Judge in and for the District Court for the Northern District of Oklahoma, and the Court being advised that a compromise settlement has been agreed upon and carried into effect.

NOW, THEREFORE, IT IS THE ORDER of this Court that this cause be and the same is hereby dismissed with prejudice.

Dated this 31 day of January, 1967.

(s) Fred Daugherty
DISTRICT JUDGE

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

**U. S. DEPARTMENT OF COMMERCE,
OFFICE OF FEDERAL REGISTERATION
OF TRADE**

Plaintiff

v.

**C. C. HARRIS and HENRY SPANGL,
as partners and doing business
as HARRIS SPANGL TRADING, a
partnership**

Defendants

LEVEL NUMBER

FILE NO. 6007

FILED

FEB - 3 1967

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

VERIFICATION

This matter came duly on for hearing before the Court on January 18, 1967, and after hearing the evidence of the case and being duly advised in the premises, the Court asked and entered the following judgment in accordance with its findings of fact and conclusions of law separately entered:

It is hereby ordered, advised and decreed that defendants, their agents, servants, employees, and all persons acting or claiming to act in their behalf and interest be, and they hereby are, enjoined from violating the provisions of the Fair Labor Standards Act of 1938 (29 Stat. 1036, as amended; 29 U.S.C.A. 261 et seq.), sections hereinafter referred to as the Act, in any of the following particulars:

1. The defendants shall not fail to pay any employee who is engaged in interstate commerce or the production of goods for interstate commerce a wage rate not less than the minimum rate established by the provisions of Section 6 of the Fair Labor Standards Act, as amended.

2. The defendants shall not employ any of their employees engaged in interstate commerce or the production of

penalty for interstate commerce without compensating said employees for their hours worked in excess of forty hours per week at a rate not less than one and one half times the regular rate at which they were employed.

3. The defendants shall not fail to make, keep, and preserve adequate and accurate records of their employees, and of the wages, hours, and other conditions and practices of employment maintained by them as required by Section 11(c) of the Act and Regulations promulgated under the authority of Sections 11(c) and 15(a)(1) of the Act, and found in Title 29, Chapter V, Code of Federal Regulations, Part 516.

4. The defendants are further enjoined from withholding unpaid wages due and owing to the following employees in the amounts set forth, together with interest on said amounts from the time they became due and owing:

Ralph Robinson	\$ 21.86
Leslie Merrill	20.87
William Sam Merrill	24.84
Harlow Merrill	1,029.48
William Wilson Merrill	12.12
Total - - -	\$1,110.07

The provisions of this judgment restraining the withholding of payment of wages found due the employees named herein shall be deemed satisfied upon delivery to the plaintiff of a certified or cashier's check, payable to "Wage and Hour Division" in the net amount due after deductions for income and social security taxes.

The plaintiff shall make distribution of the amounts due to the employees above named or to the legal representative of any deceased employee. In the event plaintiff is unable to make payment within two years after the receipt of the wages

from defendants, because of inability to locate the employee
or because of his refusal to accept payment, such sum shall
be paid into the United States Treasury as miscellaneous
receipts.

It is further ordered that the costs of this action
be paid by the defendants.

Writ this 2nd day of February, 1967.

(S) Luther Johnson
~~_____~~

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

F. L. ...

Plaintiff,

v.

**...
...
...**

Defendant.

Civil Action No. 6344

FILED

FEB - 3 1967

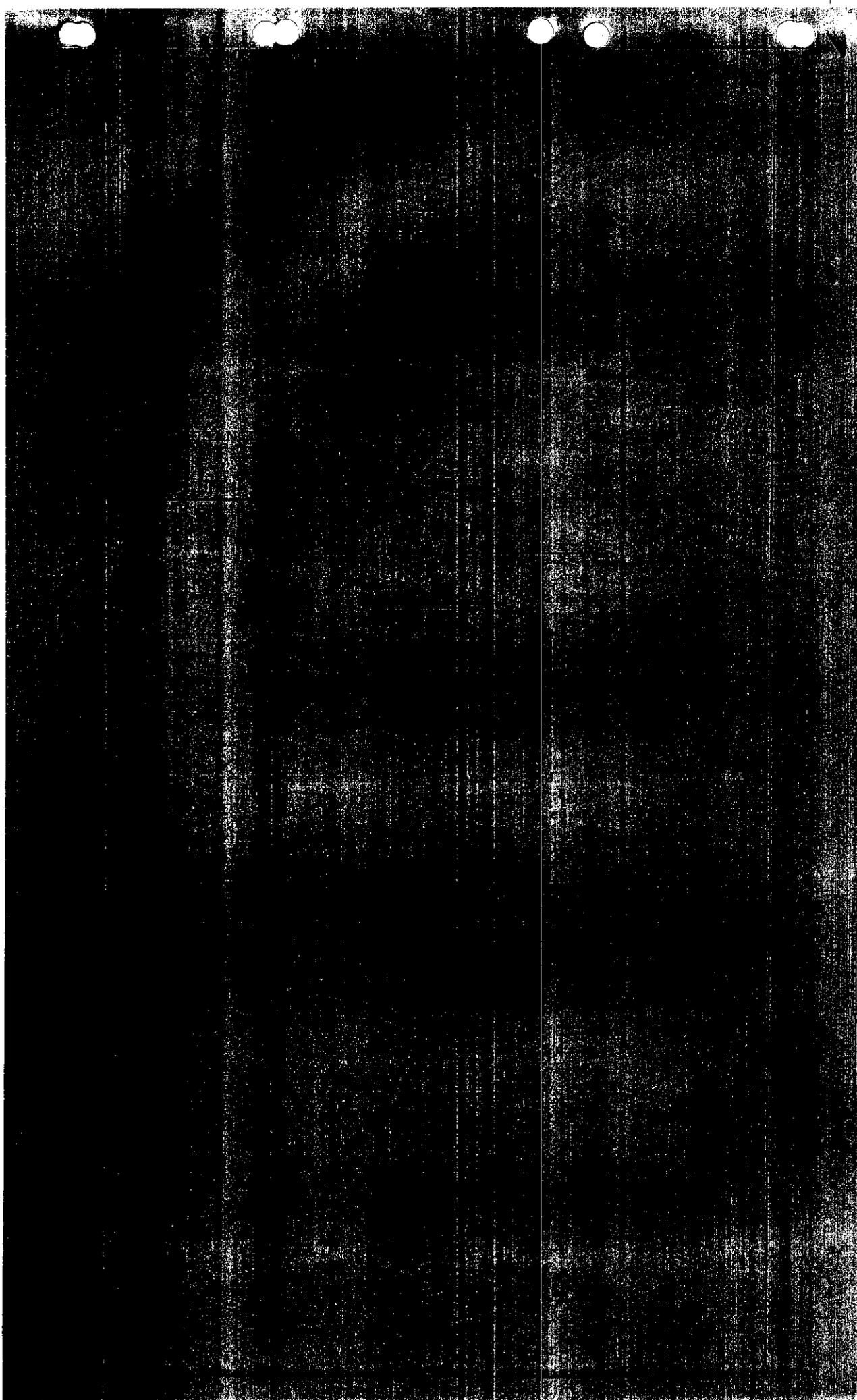
**NOBLE C. HOOD
Clerk, U. S. District Court**

On January 31, 1967, this action came on for trial before the Court, Justice ... and ... and the ...

IT IS ORDERED AND ADJUDGED that the plaintiff, F. L. ...

Done this 22nd day of February, 1967.

(5) Luther Robinson



...that the property ...
...to ...
...\$100,000 ...

...County, Oklahoma ...
...\$9,000 ...
...judgment ...
...defendant ...

The Court ...
...in such cases ...
...directed to make ...
...the Court ...

...FOR ORDERED AND ...
...States Marshal's sale ...
...and the ...

...OF ...
...and ...

...ORDERED that ...
...of Oklahoma make ...

...said ...
...and ...

[Handwritten signature]

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

ROBERT HICKLE,

Plaintiff,

vs.

WALTER L. HANCOCK and
WALTER L. HANCOCK,

Defendants.

No. 6456

FILED

FEB - 3 1967

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

VERIFICATION OF ORIGINAL PETITION

This action came on for trial before a jury on the 27th day of January, 1967, a jury having been duly empanelled and sworn to try the issues of fact in this case, namely:

ROY E. ANDERSON	MRS. JOHN WARD
ROY E. ANDERSON	WALTER L. HANCOCK
WALTER L. HANCOCK, Plaintiff	WALTER L. HANCOCK
WALTER L. HANCOCK	MRS. WALTER L. HANCOCK
WALTER L. HANCOCK	WALTER L. HANCOCK
WALTER L. HANCOCK	WALTER L. HANCOCK

The plaintiff, having introduced its evidence and rested, and the defendant, having introduced its evidence and rested, and counsel for plaintiff having made its argument, and counsel for defendant having made its argument to the jury, and the court, having instructed the jury as to the law of the case, the jury returned the following verdict:

That, the jury, find for the plaintiff and the net recovery in the sum of \$300.00.

January 27, 1967 Walter L. Hancock
(Plaintiff) (Defendant)

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED, based upon the verdict of the jury, that the plaintiff, Robert Hickle, have and recover judgment of and from Walter L. Hancock in the amount of \$300, together with interest from January 27, 1967, and his costs herein.

MADE this 2nd day of February, 1967.

(3) Walter L. Hancock
WALTER L. HANCOCK

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

BETTY ZORNES,

Plaintiff,

-vs-

LEROY BAKER, et al;

Defendants.

No. 6506, Civil

FILED

FEB - 3 1967

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

J U D G M E N T

NOW, on this the 18th day of January, 1967, the same being a regular day of the January, 1967 session of said Court, the above entitled and numbered cause comes on regularly for hearing without a jury, before the undersigned Judge, Fred A. Daugherty, United States District Judge, with the plaintiff appearing in person and by her attorneys of record, Wilkerson and Wilkerson, and with the defendants and each of them appearing by their attorney of record, R. D. Hudson, Esquire, by his associate, Thomas R. Brett. All parties announcing ready for trial, the Court proceeds to hear and determine said cause.

After hearing and considering the evidence adduced on behalf of each and all of the parties and after hearing statements of the attorneys on behalf of the parties, the Court finds:

Each and all of the defendants are guilty of and responsible for several acts of negligence as follows:

(a) The defendants failed to exercise ordinary care to keep a proper lookout ahead for vehicles and persons using the highway particularly the plaintiff.

(b) The defendants' vehicle was being driven at an unreasonable rate of speed under the circumstances then and there existing;

that such speed was such that the defendants were unable to stop the same within the assured clear distance ahead.

(c) The defendants attempted to pass the plaintiff's vehicle in a no-passing zone and did illegally cross a yellow line or a "no-passing zone line" in existence on the highway.

(d) The defendants were guilty of negligence in violating a no-passing zone statute then in effect in the State of Oklahoma.

THE COURT FINDS that the defendants failed to substantiate their charge that the said plaintiff was guilty of contributory negligence.

THE COURT FINDS that the said plaintiff was guilty of no negligence.

THE COURT FURTHER FINDS from the evidence herein that the defendants were guilty of each and all of the acts and omissions herein referred to and that such acts and omissions did amount to negligence on the part of the said defendants; that such negligence and carefessness on the part of the defendants were the direct and proximate causes of the collision of the two vehicles involved therein and that such negligence was the proximate cause of the resultant injuries and damages sustained by the plaintiff.

THE COURT FURTHER FINDS that the plaintiff is legally liable to pay all medical and hospital bills, past and future, for the treatment of her injuries caused by said collision.

IT IS THEREFORE THE ORDER AND JUDGMENT OF THE COURT that the said plaintiff be and she is hereby given a judgment against the said defendants, Leroy Baker, Slay Transportation Company, a corporation, and The Travelers Indemnity Company for the sum of Four Thousand Three Hundred and Sixty-three Dollars and ten cents (\$4,363.10) together with the costs of said cause.

Lee J. Dougherty

JUDGE

APPROVED AS TO FORM:

Wm. J. ...

Attorney for Plaintiff

Wm. R. ...

Attorney for Defendants

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

FILED

FEB - 6 1967

INTERNATIONAL PAPER COMPANY,
a Corporation,

Plaintiff,

vs.

STANDARD INDUSTRIES, INC.,
a Corporation,

Defendant.

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

CIVIL ACTION

No. 6207

JUDGMENT ON VERDICT OF JURY

This cause came on for trial before a jury on the 23rd day of January, 1967, pursuant to previous assignment, the undersigned District Judge presiding. The parties appeared by their respective counsel of record, and having announced ready for trial, a jury of twelve qualified citizens was duly impaneled well and truly to try the issues between the plaintiff and the defendant and a true verdict render according to law and the evidence. Thereupon, the parties introduced their evidence and rested, and further trial of the cause was regularly adjourned.

And now, on this 24th day of January, 1967, the trial of said cause being resumed, the jury after hearing argument of counsel and after being instructed by the court as to the law applicable, retires to consider its verdict in accordance with the court's instructions. Thereafter, the jury returned into open court its verdict against the plaintiff and in favor of the defendant on its counterclaim against the plaintiff as follows:

"We, the jury, find for the defendant on its Counterclaim, and fix the amount of recovery at Eight Thousand and No/100 (\$8000.00)."

which verdict was received by the court, read, approved and ordered filed, after each and all of the jurors, upon being polled by the court, stated that the same was their true verdict.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff take nothing by its complaint, and that the defendant have and recover of and from the plaintiff the sum of Eight Thousand Dollars (\$8,000.00), with interest thereon at the rate of six per cent (6%) per annum until paid, together with all costs of this action to be taxed by the Clerk of the Court.

2/3/1967

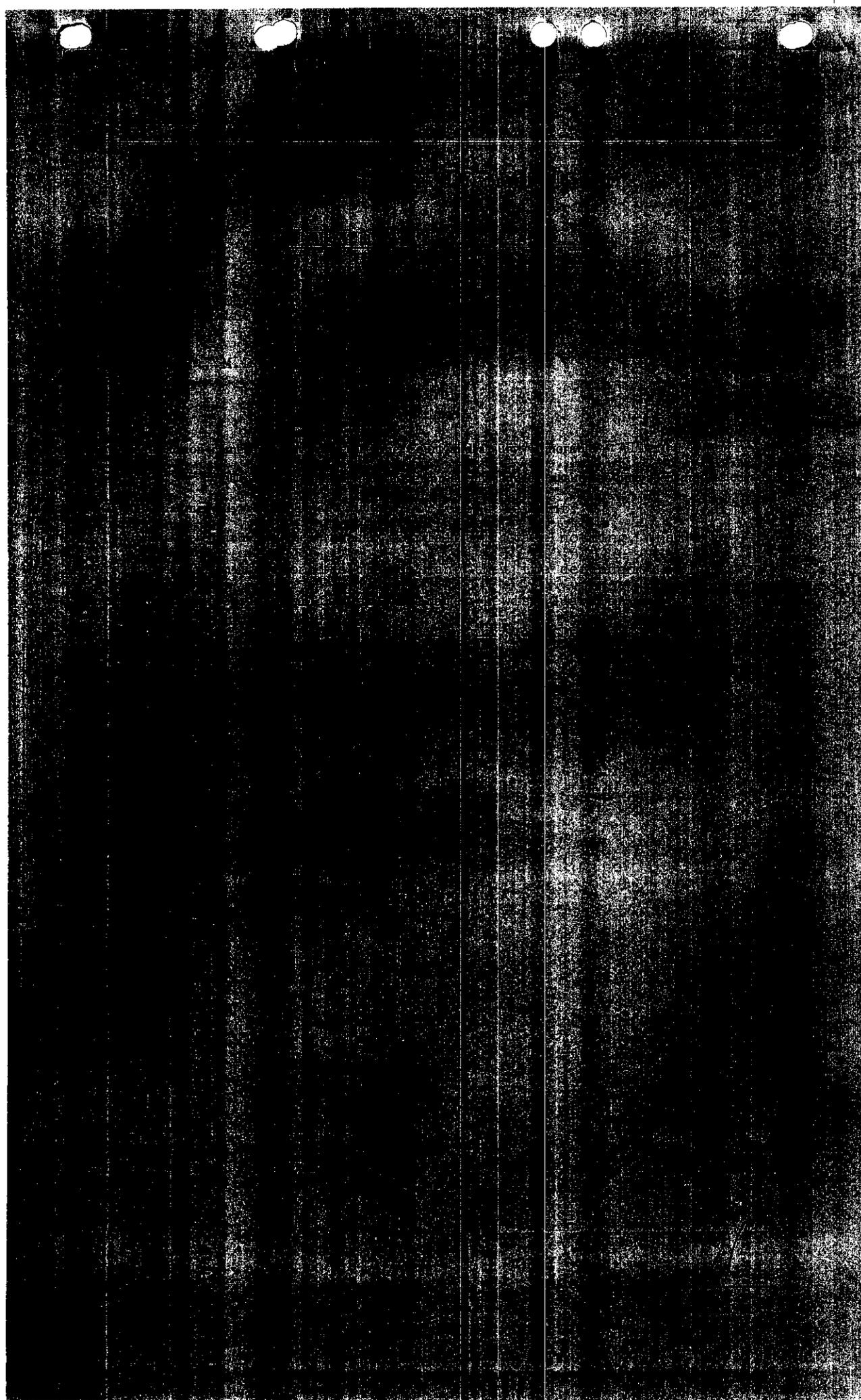
Luther Bohannon
United States District Judge

APPROVED AS TO FORM:

Warren E. Sligh
Of Counsel for Plaintiff

APPROVED:

O. L. Anderson
Of Counsel for Defendant



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

Bernice Briggs,

Plaintiff

vs.

No. 6479-Civil

American Flyers Airline
Corporation,

Defendant

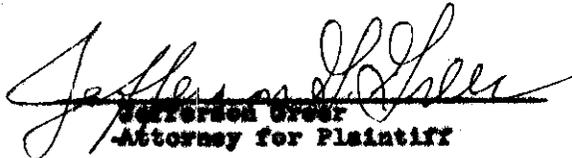
FILED

FEB - 6 1967

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

APPLICATION FOR DISMISSAL

Comes now the plaintiff by and through her attorney
of record and acknowledges full and complete satisfaction of
the within cause of action and hereby requests that the court
dismiss the same with prejudice at the cost of plaintiff.


~~Jefferson Greer~~
Attorney for Plaintiff

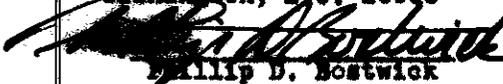
ORDER

For good cause shown, and upon application of the
plaintiff, the within cause is hereby dismissed with prejudice
to any future action at the cost of plaintiff.

Dated this 25th day of January, 1967.

APPROVED:

Shaw, Pittman, Potts,
Trowbridge & Madden
910 17th Street, N.W.
Washington, D.C. 20006


Phillip D. Botwick


~~UNITED STATES DISTRICT COURT~~
Crowe, Boxley, Dunbar, Thweatt,
Swinford & Johnson
570 First National Building
Oklahoma City, Oklahoma 76102

By 
Ben L. Burdick
Attorneys for Defendant

United States District Court

FOR THE

NORTHERN DISTRICT OF OKLAHOMA

CIVIL ACTION FILE NO. 6544

Mavis F. Hacker

vs.

Sherri Lou Worl

FILED
JUDGMENT

FEB -7 1967

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

This action came on for trial before the Court and a jury, Honorable Allen E. Barrow

, United States District Judge, presiding, and the issues having been duly tried and the jury having duly rendered its verdict, for the defendant.

It is Ordered and Adjudged that the plaintiff take nothing, that the action is dismissed on its merits, and that the defendant, Sherri Lou Worl recover of the plaintiff, Mavis F. Hacker, her costs of action.

Dated at Tulsa, Oklahoma, this 7th day of February, 1967.

NOBLE C. HOOD

Clerk of Court

BY

James
Deputy Clerk



IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

[REDACTED]

[REDACTED]

vs.

[REDACTED]

and

[REDACTED]

[REDACTED]

No. 6582-66

FILED

FEB - 7 1967

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

MEMORANDUM

[REDACTED]

[REDACTED]

[REDACTED]

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

Lucille Wingo,

Plaintiff

-vs-

Prisco Railroad Company, et al,
Defendants

No. 6446 C

FILED

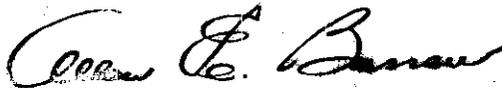
FEB - 8 1967

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

ORDER

On this 8th day of February, 1967, the Court finds from
Application for Dismissal with prejudice filed by the plaintiff
herein that said cause has been fully settled between the parties
hereto.

IT IS THEREFORE ORDERED by the Court that said cause be,
and the same is hereby dismissed with prejudice.



Oscar E. Barnes
District Judge
U. S. District Judge

FILED

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA FEB -8 1967

THEODORE DICKERSON, JR.,

Petitioner,

vs.

RAY H. PAGE, WARDEN, and THE STATE OF OKLAHOMA,

Respondents.

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

CIVIL NO. 67-C-8

ORDER

The Court has for consideration the motion of the respondents to dismiss the petition for writ of habeas corpus, and the Court being fully advised in the premises, finds, that:

The petition for writ of habeas corpus filed by petitioner herein does not demonstrate that petitioner has exhausted his state remedies.

Title 28 USC §2254 provides that an application for a writ of habeas corpus in behalf of a person in custody pursuant to the judgment of a State Court shall not be granted unless it appears that the applicant has exhausted the remedies available in the courts of the State.

IT IS, THEREFORE, ORDERED that the motion to dismiss of respondents is sustained and this cause of action be and the same is hereby dismissed.

ENTERED THIS 8th day of February, 1967.

[Signature] UNITED STATES DISTRICT JUDGE

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

RACHEL EPPERSON,

Plaintiff,

-vs-

GENE REED, JR., et al,

Defendant.

NO. 6561

FILED

FEB 15 1967

ORDER OF DISMISSAL

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

The above-entitled cause is hereby dismissed with prejudice as
to any future action for and upon the grounds that all of the issues between
the parties have been fully compromised and settled.



Judge of the Federal Court

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

KROBLIN REFRIGERATED XPRESS,
INC., a corporation,

Plaintiff,

vs.

MID-CONTINENT CASUALTY COM-
PANY, a corporation,

Defendant.

)
)
)
) CIVIL NO. 6588
)
)
)
)
)
)

FILED

FEB 15 1967

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

ORDER

The Court has for consideration a motion of the defendant to dismiss this action and briefs in support of and opposition to the motion. In the exercise of judicial discretion, the Court finds that the motion to dismiss should be sustained for the following reasons:

Even if Harrell Staggs is not an indispensable party to this action, he has an interest relating to the subject matter, and is so situated that the disposition of the action in his absence may be prejudicial to him, and impair or impede his ability to protect that interest.

Granting declaratory relief in this case would have the effect of trying the controversy piecemeal, and would only try a particular issue without settling the entire controversy.

A declaratory judgment action may be filed under state procedure which would grant a more complete and effective remedy.

IT IS, THEREFORE, ORDERED that the motion to dismiss is sustained, and the cause of action is dismissed.

DATED this 14th day of February, 1967.


UNITED STATES DISTRICT JUDGE

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

BOBBY JOE CARR,)

Plaintiff,)

-vs-)

JAY D. DALTON, and)
GARY W. SIBLY,)

Defendants.)

Civil Action File No. 6606

FILED

FEB 15 1967

O R D E R

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

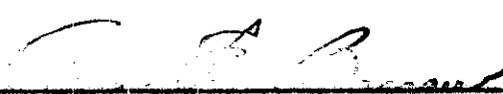
NOW, on this 8th day of February, 1967, there comes on regularly for hearing defendants motion to dismiss in the above entitled cause of action before the undersigned Judge of the United States District Court for the Northern District of Oklahoma; the plaintiff appearing in person and being represented by Mickey D. Wilson, his counsel of record, and the defendants appearing in person and being represented by Ollie W. Gresham and Tom H. Gudgel, Jr., their counsel of record; the Court, after having heard evidence and argument of counsel and being fully advised in the premises, FINDS:

That defendants motion to dismiss should be sustained upon the grounds of lack of jurisdiction.

The Court further finds that due to lack of jurisdiction the cause of action should be dismissed.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the defendants motion to dismiss should be and hereby is sustained on the grounds that the Court does not have jurisdiction.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that plaintiffs cause of action be and hereby is dismissed.



JUDGE OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA.

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

JOHN H. KAME,

Plaintiff,

vs.

JANICE LYNN JORDAN and
MILDRED L. DAVIS,

Defendants.

No. 67-C-1 Civil

FILED

FEB 16 1967

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

ORDER

This case was originally filed in the District Court of Creek County on the 16th day of December, 1966. Thereafter, and on January 4, 1967, the defendant removed said action to this Court as provided by law. Thereafter, and on January 20, 1967, the plaintiff, John H. Kame, through his attorney, Jack B. Sellers, filed his Motion to Remand said case to the District Court of Creek County, Oklahoma. Thereafter, and on the 10th day of February, 1967, said Motion to Remand came on for hearing. Plaintiff counsel made his argument, and thereafter defendant counsel made his argument, and the Court, being well and sufficiently advised in the premises, finds that said Motion to Remand should be denied.

Thereafter, plaintiff's attorney, Jack B. Sellers, moved to have the Court allow him to dismiss said cause in this Court, allowing and admitting the plaintiff to refile said action in the District Court of Creek County for a sum less than the jurisdictional amount of this Court, and there being no objection on the part of defendant's counsel,

IT IS ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. That the Motion to Remand filed herein be and the same is hereby denied.
2. That the above cause be and the same is hereby dismissed without prejudice, and with the right of the plaintiff, John H. Kame, to file an action against the defendants conditioned that the sum be less than the jurisdictional amount of this Court.

DATED this 15th day of February, 1967.

W. Luther Bohannon
UNITED STATES DISTRICT JUDGE

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

FILED

LEON AET,

Plaintiff,

VS.

ARKANSAS, OKLAHOMA, AND KANSAS
DISTRIBUTORS (formerly Jiffy
Distributing Corp.)

Defendant

FEB 17 1967

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

No. 6529 Civil

ORDER

Upon the Motion and Stipulation for Dismissal by both parties, the Court finds that all issues of fact and law have been compromised and settled, and hereby orders the above-named case be and hereby is dismissed with prejudice to the filing of a future action.

Judge

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

FILED

THEODORE H. SQUIRE,

Plaintiff,

vs.

AETNA LIFE INSURANCE COMPANY,

Defendant.

FEB 17 1967

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

No. Civil 6572

ORDER OVERRULING DEFENDANT'S MOTION FOR A NEW TRIAL AND ORDER
OVERRULING DEFENDANT'S MOTION FOR A JUDGMENT IN ACCORDANCE
WITH THE MOTION FOR A DIRECTED VERDICT

This cause comes on for hearing on this 10th. day of February, 1967,
upon the Defendant's motion for a new trial, and the Defendant's motion for
judgment in accordance with the motion for a directed verdict. The Plaintiff
appearing by his attorney, Bert M. Grigg, and Defendant made no appearance
but submitted his brief and Plaintiff submitted his answer brief. The court having
heard and considered the briefs of counsel finds that Defendant's motion for a new
trial and Defendant's motion for a judgment in accordance with the motion for a
directed verdict should be overruled.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court
that Defendant's motion for a new trial and Defendant's motion for a judgment in
accordance with the motion for a directed verdict be and the same are hereby
overruled.

Dated this 17th day of February, 1967.

Noble C. Hood
United States District Judge

APPROVED AS TO FORM:

Bert M. Grigg
Bert M. Grigg, Attorney for Plaintiff

Robert J. Woolsey
Robert J. Woolsey, Attorney for Defendant

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

The City of Stroud, Oklahoma,
a municipal corporation,

Plaintiff,

v.

160 Acres of land in Creek County,
Oklahoma, Katie John Crowles, restricted
three quarter blood Creek Indian, Roll
No. 7193, et al, and Unknown Owners:

Elvin D. Smith:

Area Director, Muskogee Area, Bureau
of Indian Affairs, United States Department
of Interior, successor to Superintendent
of Five Civilized Tribes and the United
States of America, Guardian of the
interests of its restricted Indian Wards,

Defendants.

Civil No. 6628

FILED

FEB 17 1967

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

J U D G M E N T

Now on this 10th day of February, 1967, this matter comes on for hearing in its regular order, before the undersigned Judge of this Court: Plaintiff appears by its attorney, Benjamin E. Butts; Defendant Elvin D. Smith appears in person; Defendants Richard Crowles, who is one and the same person as Richard Crowels, Newman Crowles, who is one and the same person as Newman Crowels, and Katie John Crowles, who is one and the same person as Katie John Crowels appear in person and by their counsel of record; Defendants Edith Crowles Kennedy, who is one and the same person as Edith Crowels Kennedy, Sally Ann Crowles, Wenner, who is one and the same person as Sally Ann Crowels Wenner and Amos Crowles, who is one and the same person as Amos Crowels, appearing by their attorney of record, Victor W. Pryor, Jr., and Defendants Area Director, Muskogee Area, Bureau of Indian Affairs, United States Department of Interior; The United States of America, Guardian of the interests of its restricted Indian Wards; and Defendants Katie John Crowels, Edith Crowels Kennedy, Newman Crowels, Richard Crowels, Sally Ann Crowels and Amos Crowels also appear by their attorney the Honorable Hubert A. Marlow, Assistant United States District Attorney for the Northern District of Oklahoma. Thereupon, plaintiff requests leave

to file an amendment to the Complaint in Condemnation herein, together with "Exhibit B," thereto attached; there being no objection, plaintiff is granted leave to file Amendment to Complaint with "Exhibit B" thereto attached; thereupon all defendants, other than Elvin D. Smith, orally answer said Amendment to Complaint in Condemnation, admitting the allegations thereof and Exhibit B, thereto attached. Thereupon Mr. Marlow requests leave to amend his Notice of Appearance herein to include an entry of general appearance on behalf of Richard Crowels, Newman Crowels, Edith Crowels Kennedy, Sally Ann Crowels Wenner, and Amos Crowels, there being no objection leave is granted to so amend said notice of appearance. Thereupon no demand for jury having been made by any party hereto and all parties announcing ready the cause proceeds to trial. The plaintiff presents its evidence and rests, and defendants present their evidence and rest. The Court having heard the sworn testimony, examined the files and records in this cause, and heard the statements of counsel and being fully advised in these premises finds:

2.

That Katie John Crowles is one and the same person as Katie John Crowels; that Edith Crowles Kennedy is one and the same person as Edith Crowels Kennedy; that Newman Crowles is one and the same person as Newman Crowels; that Sally Ann Crowles Wenner is one and the same person as Sally Ann Crowels Wenner and that she is one and the same person as Sally Ann Crowels Winner; and that Amos Crowles is one and the same person as Amos Crowels; and that wherever any of the respective names of said persons appear in the record of this action each said respective name refers to one and the same person as designated above; that all of the defendants herein have appeared herein, either in person or by counsel and that the Court has jurisdiction of all of the parties hereto; that the land herein being condemned is restricted Indian land and this Court has jurisdiction of the subject matter of this action.

3.

The Court further finds that none of the defendants have filed any objection to the authority of plaintiff to condemn and appropriate the designated estate in the lands hereinafter described; that all defendant owners have waived any objection to plaintiff's authority to condemn and appropriate said estate in said lands in open court; that a public necessity for taking said estate in said land exists; and the Statutes of the State of Oklahoma set out in Paragraph 2, of the Complaint in Condemnation as amended herein, give the plaintiff the right, power and authority to condemn for public use an entire estate in fee simple absolute in the following described land, to-wit:

The Southwest Quarter (SW/4) of Section Five (5), Township Fifteen (15) North, Range Seven (7) East of the I. M., located in Creek County, Oklahoma, and containing 160 acres, LESS AND EXCEPT all easements and rights of way as shown of record;

and title to said estate in the above described property should be vested in the City of Stroud, Oklahoma, a Municipal Corporation as of the date of this judgment.

4.

On the date of condemning and appropriating in this action the owners of the estate taken in the above described property were the defendants whose names are shown in Paragraph 8 below, and such named defendants are entitled to receive the just compensation for the estate condemned and appropriated in the amounts and proportions set opposite their respective names, below.

5.

The Court finds that a just compensation for the estate taken in the above described property is the sum of \$75.00 per acre for the surface interest in said property and the sum of \$25.00 per acre for the mineral interests in and under said property for a total just compensation of \$10,000.00, including the leasehold estate interest of defendant Elvin D. Smith, such estate being an agriculture lease running to December 31, 1969, said lease

being numbered 55984, in the records of the Bureau of Indian Affairs, Muskogee Area; and the Court further finds that of the above determined total just compensation for the taking of the above described property the sum of \$223.34, is just compensation for the taking of the estate and interest of the defendant Elvin D. Smith, and that said defendant should be, and hereby is, released from all obligation to sprig bermuda grass and build fence as provided for in said lease.

6.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT, that The City of Stroud, Oklahoma, a Municipal Corporation, has the right, power and authority to condemn and appropriate for public use the entire fee simple absolute estate in the following described lands, to-wit:

The Southwest Quarter (SW/4) of Section Five (5), Township Fifteen (15) North, Range Seven(7) East of the I. M., located in Creek County, Oklahoma and containing 160 acres, LESS AND EXCEPT all easements and rights of way as shown of record;

and such estate in said property is condemned and title thereto is vested in The City of Stroud, Oklahoma, a Municipal Corporation, as of this date, and all ~~OTHER~~ of the defendants herein and all other persons interested in such estates are forever barred from asserting any claim thereto.

7. -

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT, that on the date of taking, the owners of the estate condemned herein in the above described lands were the persons whose names appear below in Paragraph 5, and the right to just compensation for the estate taken herein in said property is vested in the parties so named.

8.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT, that the just compensation for the taking of the above described property is the sum of \$75.00 per acre for the surface interest in said property and the sum of \$25.00 per acre for the mineral interests in and under said property for a total just compensation

of \$16,000.00, including the interest and leasehold estate of defendant Elvin D. Smith, and that of the total just compensation for the taking of the above described property the sum of \$223.34, is just compensation for the taking of the leasehold estate of defendant Elvin D. Smith, and that the defendant owners of the property herein taken are entitled to receive the proportions of the award of just compensation set opposite their respective names, to-wit:

<u>OWNER</u>	<u>AMOUNT</u>
Elvin D. Smith	\$ 223.34
Katie John Crowels (1/3 of balance)	5,258.89
Edith Crowels Kennedy (2/15 of balance)	2,103.56
Newman Crowels (2/15 of balance)	2,103.56
Richard Crowels (2/15 of balance)	2,103.55
Sally Ann Crowels Wenner (2/15 balance)	2,103.55
Amos Crowels (2/15 of balance)	2,103.55
	<u>\$16,000.00</u>

9.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT, That plaintiff pay the sum of \$16,000.00 just compensation awarded herein, to the Clerk of the United States District Court For The Northern District of Oklahoma, upon entry of this judgment and that said Clerk is hereby directed, upon receipt of such sum, to pay the share of defendant Elvin D. Smith directly to said defendant. Said Clerk is further hereby directed to forthwith pay by separate checks the respective shares of the remaining defendant owners, which checks are to be made payable to the Area Director, Bureau of Indian Affairs, Muskogee Area, and designate for the account of which defendant owner each payment is made, and said checks are to be forthwith forwarded to the said Area Director. The said Area Director is hereby directed to pay to each of the defendants their respective shares of such just compensation within 10 days after receipt of the same, in the absence of cause shown why such payment should not be made, by mailing said payments to: Victor W. Pryor, Jr., 402 Oklahoma Mortgage Building, Oklahoma City, Oklahoma.

(S) LUTHER BOHANON
United States District Judge

APPROVED:

Benjamin E. Butts
Counsel for Plaintiff

APPROVED:

Hubert A. Marlow
Asst. United States Atty., Counsel
for Defendants Area Director, Muskogee Area
Bureau of Indian Affairs, The United States of America,
Guardian of interests of its Restricted Indian Wards,
and Katie John Crowels, Edith Crowels Kennedy, Newman
Crowels, Richard Crowels, Sally Ann Wenner, Amos Crowels

APPROVED:

Victor W. Pryor, Jr.,
Counsel for Defendants
Katie John Crowels, Edith Crowels Kennedy
Newman Crowels, Richard Crowels, Sally Ann
Wenner and Amos Crowels

APPROVED:

Elvin D. Smith
Defendant

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

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SHEILA WILKINSON,

Defendant.

✓
Civil No. 6423

FILED

FEB 28 1967

NOBLE C. HOOD

STIPULATION OF DISMISSAL Clerk, U. S. District Court *da*

IT IS HEREBY STIPULATED by the parties hereto that the
above-styled action ~~is~~ dismissed, each party bearing their own
costs.

UNITED STATES OF AMERICA

LAWRENCE A. McSOUND
United States Attorney

Sam E. Taylor
SAM E. TAYLOR
Assistant U. S. Attorney
Attorney For Plaintiff

Richard D. Gibbon
RICHARD D. GIBBON
Attorney For Defendant