

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

MARGARET PELTON,

Plaintiff,

vs.

ELLIOT RICHARDSON, Secretary of
Health, Education, and Welfare of
the United States of America,

Defendant.)

CIVIL ACTION NO. 71-C-151

FILED

JUN 30 1971

JOHN H. POE, Clerk
U. S. DISTRICT COURT

ORDER

NOW, on this 29th day of June, 1971, there came on for consideration the Motion of the defendant, Elliot Richardson, Secretary of Health, Education, and Welfare, for an order remanding this case to the defendant for further administrative action pursuant to Section 205(g) of the Social Security Act, as amended, 42 U.S.C., 405(g). The Court finds said motion is well taken.

NOW, IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that this matter be and the same is hereby remanded to the defendant, Elliot Richardson, Secretary of Health, Education, and Welfare, for further administrative action as aforesaid.

Stephen Bohannon
UNITED STATES DISTRICT JUDGE

TEU:all
6/30/71

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

GENESCO, INC., a corporation,)
)
 Plaintiff,)
)
 vs.)
)
 MARKS SHOES, INC.,)
 a corporation,)
)
 Defendant.)

NO. 71C-142

FILED
JUN 30 1971
JOHN H. POE, Clerk
U. S. DISTRICT COURT

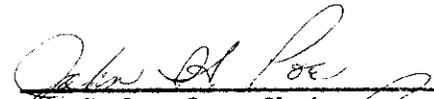
JUDGMENT BY DEFAULT UPON
APPLICATION BY CLERK

In this action, the Defendant, Marks Shoes, Inc., a corporation, having been regularly served with the summons and Complaint and having failed to plead or otherwise defend, and the legal time for pleading or otherwise defending having otherwise expired, and the defense of said Defendant, Marks Shoes, Inc., a corporation, in the premises having been duly expired according to law; NOW, upon the application of the Plaintiff a judgment is hereby entered against the said Defendant in pursuance of the prayer of said Complaint.

WHEREFORE, by virtue of the law and by reason of the premises aforesaid;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Plaintiff, Genesco, Inc., a corporation, do have and recover from the Defendant, Marks Shoes, Inc., a corporation, the sum of \$15,776.45 together with interest at the rate of 10% per annum from the 29th day of March, 1971, together with an attorney fee in the sum of \$ 3,500.00, to be taxed as costs, together with all of the other accumulated costs in this matter, and that the Plaintiff have execution therefor.

JUDGMENT ENTERED THIS 30th DAY OF JUNE, 1971.


John H. Poe, Court Clerk
By Barbara Lynn

LAW OFFICES
UNGERMAN,
GRABEL,
UNGERMAN
& LEITER

SIXTH FLOOR
WRIGHT BUILDING
TULSA, OKLAHOMA

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

LEE TONEY,)
)
 Plaintiff,)
)
 -vs-)
)
 CENTRAL STATES, SOUTHEAST)
 AND SOUTHWEST AREAS PENSION)
 FUND, et al.,)
)
 Defendants.) Civil Action #79C-225

J U D G M E N T

The Court having on June 9, 1971, made and entered its Memorandum Opinion including therein Findings of Fact and Conclusions of Law in the above cause, NOW, Therefore, Pursuant Thereto:

It is by the Court ORDERED, ADJUDGED and DECREED that the plaintiff, Lee Toney, have and is hereby granted Judgment against the defendant, Central States, Southeast and Southwest Areas Pension Fund, for normal retirement benefits of \$200.00 per month beginning April 1, 1968, in an accrued amount through June 1, 1971, of \$7,800.00, with interest on each accrued monthly payment from due date at the rate of ten percent (10%) per annum, until paid, and for the costs of this action; that plaintiff have and is hereby granted Judgment against said defendant requiring said defendant to pay the sum of \$200.00 per month to the plaintiff during his lifetime, on or before the first day of each and every month, for a period commencing July 1, 1971, and not exceeding 21 months in all (such final payment of \$200.00 to be made on March 1, 1973), and that plaintiff have and is further granted Judgment against said defendant requiring said defendant to pay to the plaintiff the sum of \$90.00 per month on or before the first day of each and every month, commencing on April 1, 1973, and continuing for as long thereafter as

the plaintiff shall live. It is further ORDERED that all payments from, after and including July 1, 1971, shall draw interest at the rate of 10 percent (10%) per annum from the due date of each such payment until the same is paid.

It is further ORDERED, ADJUDGED and DECREED by the Court that the plaintiff has not stated or established any claim for relief against defendants, Albert D. Matheson, Champ J. Madigan, John A. Murphy, Thomas J. Duffey, John F. Spickerman, Herman A. Lueking, Jr., J. A. Sheetz, William J. Kennedy, Frank E. Fitzsimmons, Donald Peters, Frank R. Kanney, Joseph W. Morgan, Roy L. Williams, Odell Smith, William Presser and Robert Holmes, the Trustees of said defendant Pension Fund, and each of said individual defendants is hereby granted Judgment against the plaintiff determining that said individual defendants have no personal or individual liability to the plaintiff.

Dated this ____ day of June, 1971.

FRED DAUGHERTY, United States District Judge.

APPROVED AS TO FORM:

BLACKSTOCK & McMILLAN

BY: 
Harry M. McMillan, Attorneys
for Plaintiff.

GOLDBERG, PREVIANT & UELMAN
UNGERMAN, CRABEL, UNGERMAN & LEITER

BY: 
William Leiter, Attorneys for
Defendants.

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

United States of America,

Plaintiff,

vs.

Glenn T. Offenbacher and Eve (Evilin)
Land Offenbacher, et al,

Defendants.

CIVIL NO. 70-C-265 ✓

FILED

JUN 25 1971 ✓

JOHN H. POE, Clerk
U. S. DISTRICT COURT

JUDGMENT OF FORECLOSURE

THIS MATTER COMES on for consideration this 24 day of June, 1971, the plaintiff appearing by Robert P. Santee, Assistant United States Attorney, and the defendants, Glenn T. Offenbacher and Eve (Evilin) Land Offenbacher, Alla M. (Maefenne) Pope and Ostelle Pope, Jr., Third Finance Corporation, a corporation, W. G. Beshara dba Beshara's House of Carpets, Thomas E. Yeldell, Stanley L. Slifer, Roy Hobbs and Manuel Dickens, et ux, appearing not.

The Court being fully advised and having examined the file herein finds that due and legal personal service of summons has been made on the defendants, Alla M. (Maefenne) Pope and Ostelle Pope, Jr. on September 22, 1970; Third Finance Corporation, a corporation, on August 27, 1970; W. G. Beshara dba Beshara House of Carpets on August 27, 1970; Thomas E. Yeldell on September 25, 1970; Stanley L. Slifer on August 27, 1970; Roy Hobbs on August 26, 1970; Manuel Dickens, et ux, on September 29, 1970; as appears from the Marshal's return of service of said summons. And further that defendants, Glenn T. Offenbacher and Eve (Evilin) Land Offenbacher, were served by publication as appears by the Proof of Publication filed herein on June 22, 1971; and

It appearing that the defendants, Glenn T. Offenbacher and Eve (Evilin) Land Offenbacher, Alla M. (Maefenne) Pope and Ostelle Pope, Jr., Third Finance Corporation, a corporation, W. G. Beshara dba Beshara's House of Carpets, Thomas E. Yeldell, Stanley L. Slifer, Roy Hobbs and Manuel Dickens, et ux, have failed to answer herein and that default has been entered by the Clerk of this Court.

The Court further finds that this is a suit based upon a mortgage note and foreclosure on a real property mortgage securing said mortgage note and that the real property described in said mortgage is located in Tulsa, Tulsa County, Oklahoma, within the Northern Judicial District of Oklahoma:

Lot Twelve (12), Block Fifty-Two (52), Valley View Acres Third Addition to the City of Tulsa, Tulsa County, Oklahoma, according to the recorded plat thereof.

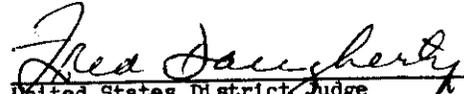
That the defendants, Glenn T. Offenbacher and Eve (Evilin) Land Offenbacher, did, on November 1, 1965, execute and deliver to the Administrator of Veterans' Affairs, their mortgage and mortgage note for the sum of \$11,500.00, with 5 3/4 per cent interest per annum, and further providing for the payment of monthly installments of principal and interest; and

The Court further finds that the defendants, Glenn T. Offenbacher and Eve (Evilin) Land Offenbacher and Alla M. (Maefenne) Pope and Ostelle Pope, Jr., made default under the terms of the aforesaid mortgage note by reason of their failure to make monthly installments due thereon for more than 5 months last past, which default has continued and that by reason thereof the defendants, Glenn T. Offenbacher and Eve (Evilin) Land Offenbacher and Alla M. (Maefenne) Pope, Jr., are now indebted to the plaintiff in the sum of \$10,944.74 as unpaid principal, with interest thereon at the rate of 5 3/4 per cent per annum from June 22, 1971, until paid, plus the cost of this action accrued and accruing.

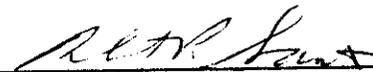
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the plaintiff, United States of America, have and recover judgment against the defendants, Glenn T. Offenbacher and Eve (Evilin) Land Offenbacher, and Alla M. (Maefenne) Pope and Ostelle Pope, Jr., for the sum of \$10,944.74 with interest thereon at the rate of 5 3/4 per cent per annum from June 22, 1971, plus the cost of this action accrued and accruing, plus any additional sums advanced or to be advanced or expended during this foreclosure action by plaintiff for taxes, insurance, abstracting, or sums for the preservation of the subject property.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that upon the failure of the defendants, Glenn T. Offenbacher and Eve (Evilin) Land Offenbacher, and Alla M. (Maefenne) Pope and Ostelle Pope, Jr., to satisfy plaintiff's money judgment herein, an Order of Sale shall be issued to the U. S. Marshal for the Northern District of Oklahoma, commanding him to advertise and sell, with appraisalment, the above described real property and apply the proceeds thereof in satisfaction of plaintiff's judgment. The residue, if any, to be deposited with the Clerk of the Court to await further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that from and after the sale of said property, under and by virtue of this judgment and decree, all of the defendants and each of them and all persons claiming under them since the filing of the complaint herein be and they are forever barred and foreclosed of any right, title, interest or claim in or to the real property or any part thereof.


United States District Judge

Approved:


ROBERT P. SANTEE
Assistant United States Attorney

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

GRAND RIVER DAM AUTHORITY,
a public corporation,

Petitioner,

Vs.

A STRIP OF LAND 100 FEET IN
WIDTH IN OTTAWA COUNTY,
OKLAHOMA, THE UNITED STATES
OF AMERICA, TRUSTEE FOR THE
QUAPAW TRIBE OF OKLAHOMA,
ET AL.,

Defendants.

Case No. 70-C-1

Tracts Nos. 2 and 3 Only

FILED
JUN 25 1971
JOHN H. POE, Clerk
U. S. DISTRICT COURT

ORDER TO DISBURSE FUNDS

Now on this 25th day of June 1971, this matter comes on for dis-
position on the application of the owners of restricted Indian interests in
Tracts Nos. 2 and 3 in this case for disbursement of their share of the award of
just compensation for such two tracts. Having examined the file in this case
and being advised by counsel of record the Court finds and concludes that:

1. The sum of \$2,000.00 as to Tract No. 2, and the sum of \$1,800.00
as to Tract No. 3 (land \$1700; crops \$100) have been deposited in the registry
of this Court in payment of the awards of just compensation for such tracts.

2. The ownership of the two tracts at the time of taking, the interest
owned by each owner and each owner's proportionate dollar share of the awards of
just compensation is as follows:

Tract No. 2 (328-7.1 and 328-8.1):

<u>Owner</u>	<u>Interest owned</u>	<u>Dollar share of award</u>
Odestine Hampton McWatters	All	\$2,000.00

Tract No. 3 (328-10.1):

<u>Owners (exclusive of Crops)</u>	<u>Interest owned, in 28,800ths</u>	<u>Dollar share of award</u>
Leora Marlene Kihega Echo Hawk	15	.89
Clara May Goodeagle Boop	6000	354.17
Paul Goodeagle estate	6000	354.17
Charles E. Greenback	30	1.77
Martha Ann Greenback Hansford	30	1.77
Mary Louise Greenback Burtrum	30	1.77
Ardina Griffin Buergey	180	10.62

Hayes Griffin	180	10.62
Victoria Griffin Waters	180	10.62
Beatrice Arkeketa Griffin	30	1.77
Sidney Victor Griffin	30	1.77
Anna J. Griffin Yoast	30	1.77
William Lawrence Griffin	30	1.77
Raymond Pierce Griffin	30	1.77
Emma Lou (Debbie) Griffin	30	1.77
Bertha Harvey Davis	1200	70.84
Charles Felix Hoffman	200	11.81
Geneva Hoffman Ramsey	200	11.81
Henry E. Hoffman, Jr.	200	11.81
Eunice Whitehorn Kihega	15	.89
Lois Lorene Kihega Moon	15	.89
Anna Lee Newman Pope	30	1.77
Paula Newman Pitchlynn	30	1.77
Frank Prophet	1200	70.84
Annabelle Quapaw Holt	150	8.85
Betty Lou Quapaw Rader	150	8.85
Edward Quapaw	150	8.85
Jessie Jean Quapaw Bear	150	8.85
Ardina Revard Moore	180	10.62
Robert L. Stanley	180	10.62
Maude A. Supernaw	600	35.42
Harrison Whitehorn	75	4.43
Samuel Whitehorn	15	.89
Wendell D. Whitehorn	15	.89
Colleen Wilson Newlon Meacham	180	10.62
Irvin Wilson Estate	1440	85.00
Laura Jenny Wilson Downum	180	10.62
Louise Wilson Estate	1440	85.00
Mary Wilson	1620	95.62
Total restricted		<u>1,324.58</u>

B. 6,360/28,800 interests, unrestricted:

<u>Owners (exclusive of crops)</u>	<u>Interest owned, in 28,800ths</u>	<u>Dollar share of award</u>
Joseph E. Mountford	1341	79.16
Marie Knight	288	17.00
Dixie Cochran Mason Plumlee	225	13.28
Verna Wilson Pogue	1008	59.50
W. R. Slagle estate	150	8.86
Mattie Warren	300	17.71
F. L. Welch Estate	48	2.83
Estol N. Williams and the First National Bank and Trust Co. of Tulsa, Oklahoma, co-trustees of the estate of Mary T. Williams	3000	177.08
Total unrestricted		<u>375.42</u>

C. Growing crops on Tract 3 were owned by Claude Allgood. His \$100.00 share of the total award has been disbursed to him.

3. The interest in Tract No. 3 owned by the F. L. Welch Estate was subject to a tax lien owned by the United States of America and this share of the award should be paid to the United States.

4. With the exception of the F. L. Welch Estate, the persons shown above as owners of the unrestricted interests in Tract No. 3 are entitled to receive their respective shares of the award for such tract.

5. The Superintendent, Bureau of Indian Affairs, Miami, Oklahoma, is entitled to receive that portion, of the award for Tract No. 3, allocated to the restricted Indian interests therein, for deposit into the individual money accounts of such Indians according to the schedule shown above.

It is therefore Ordered that the Clerk of this Court shall disburse from the money on deposit in this case certain sums as follows:

Tract No. 2:

To Odestine Hampton McWatters \$2,000.00

Tract No. 3:

To: Superintendent, Bureau of Indian Affairs,
Miami, Oklahoma \$1,324.58

Joseph E. Mountford \$ 79.16

Marie Knight \$ 17.00

Dixie Cochran Mason Plumlee \$ 13.28

Verna Wilson Pogue \$ 59.50

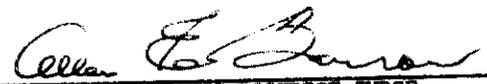
Mattie Warren \$ 17.71

Treasurer, United States of America \$ 2.83

Estol N. Williams and the First National Bank
and Trust Co., of Tulsa, Oklahoma, co-trustees
of the estate of Mary T. Williams \$ 177.08

It is further Ordered that the share of the award for Tract No. 3, due to the W. R. Slagle Estate, in the amount of \$8.86 shall not be disbursed at this time because the identity of the legal representative of such estate is not known to the Court.

In the event that any of the funds now on deposit in this case remains on deposit herein for a period of five years from the date of this order, then after that period, the Clerk of this Court, without further order shall disburse the balance on deposit 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

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

FILED
JUN 24 1971
JOHN H. POE, Clerk
U. S. DISTRICT COURT

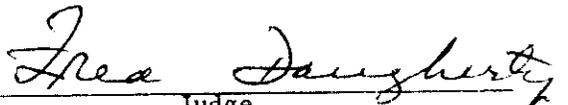
H. M. WOODRUFF)
)
 Plaintiff)
)
 vs)
)
 GREGORY CHAMBERS ET AL)
)
 Defendants)

NO. 70-C-210

ORDER

AND now on this 14th day of April, 1971, this cause having been regularly assigned for pre-trial conference, comes on to be heard in its regular order; plaintiff appearing neither in person nor by an attorney, and the defendants appearing by and through their attorney, Joseph F. Glass; and the court being fully advised in the premises finds that the plaintiff had been notified and ordered to appear for the pre-trial conference, and upon consideration finds that the action should be dismissed with prejudice for the failure of the plaintiff to comply with the order of the court to attend the pre-trial conference and for failure to prosecute his action.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that plaintiff's cause of action be and the same is hereby dismissed with prejudice for failure to appear for pre-trial conference and for failure to prosecute his action.



Judge

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

DAISY MOORE,)
)
 Plaintiff,)
 vs.)
)
 SAFEWAY STORES, INC., a)
 corporation, of Sapulpa,)
 Oklahoma,)
)
 Defendant.)

No. 70-C-49

Handwritten notes:
6/22/71
10/1/71
10/1/71

ORDER DENYING MOTION
FOR NEW TRIAL

This cause comes on for consideration by the Court upon the plaintiff's Motion For New Trial in this cause.

The parties have submitted able Briefs in support of and in opposition to said Motion For New Trial.

This case was tried before this Court once prior to the trial which is the subject of this Motion and was submitted to the jury; the jury was unable to agree on a verdict and was discharged.

The Court heard all of the evidence, of course, in this case and having heard such evidence could not in good conscience approve a verdict for the plaintiff.

Considering the prior history of this case and all of the evidence, and the law applicable, the Court could not have submitted this case to the jury and in good conscience approve a verdict for the plaintiff if the jury found for the plaintiff.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the Motion for New Trial filed in this cause by Daisy Moore, the plaintiff, should be, and the same is hereby denied.

Dated this 23rd day of June, 1971.

Luther Bohannon
United States District Judge

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

CHRISTIAN ECHOES NATIONAL MINISTRY,)
INC., a religious corporation,)

Plaintiff,)

-vs-)

THE UNITED STATES OF AMERICA,)

Defendant.)

No. 67-C-114

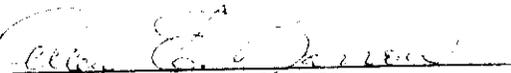
J U D G M E N T

This action came on for trial before the undersigned Judge, and the issues having been duly tried, and a decision having been duly rendered;

IT IS ORDERED AND ADJUDGED:

That the plaintiff, Christian Echoes National Ministry, Inc., recover of the defendant, United States of America, the sum of \$103,493.08, together with interest at the rate of six (6) percent per annum from the respective date each portion of such sum has heretofore been paid by plaintiff to defendant, and costs.

Dated: June 24, 1971.


ALLEN E. BARROW
CHIEF UNITED STATES DISTRICT JUDGE

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

UNITED STATES OF AMERICA,

Plaintiff,

CIVIL ACTION NO. 70-C-372

vs.

ORVAL DEAN WILEY and
FLORENCE VOLK WILEY,

Defendants.)

JUDGMENT OF FORECLOSURE

This matter comes on for consideration this 24 day of June, 1971, the defendants, Orval Dean Wiley and Florence Volk Wiley, appearing not; and

The Court being fully advised and having examined the file herein finds that legal service by publication was made upon the defendants, Orval Dean Wiley and Florence Volk Wiley, as appears by Proof of Publication filed herein on May 4, 1971, requiring them to answer the Complaint filed herein not more than twenty (20) days after date of last publication, and it appearing that said defendants have failed to file an answer herein and their default has been entered by the Clerk of this Court; and

The Court further finds that this is a suit based upon a mortgage note and foreclosure on a real property mortgage securing said mortgage note on the following described real property located in Tulsa, Tulsa County, State of Oklahoma, within the Northern Judicial District of Oklahoma:

Lot Twenty-Six (26), Block Five (5), Rolling Hills Third Addition, an addition in Tulsa County, State of Oklahoma, according to the recorded plat thereof.

The Court further finds that the material allegations of plaintiff's Complaint are true and correct; and

That the defendants, Orval Dean Wiley and Florence Volk Wiley, did on January 16, 1970, execute and deliver to Lomas & Nettleton West, Inc., a corporation, their certain mortgage note in the principal amount of \$14,750.00 with interest thereon at the rate of 8 1/2 per cent per annum from date until paid, and further providing for payments on the principal and interest in

monthly installments of \$113.43 each, commencing on the 1st day of March, 1970;

That subsequent thereto Lomas & Nettleton West, Inc., a corporation, endorsed said mortgage note, without recourse, to Federal National Mortgage Association;

That subsequent thereto Federal National Mortgage Association assigned all right, title and interest to said note to the Secretary of Housing and Urban Development, Washington, D. C., his successors and assigns.

It further appears that the defendants, Orval Dean Wiley and Florence Volk Wiley, made default under the terms of the aforesaid mortgage note and mortgage by reason of their failure to make the monthly installment due thereon on April 1, 1970, which default has continued, and that by reason thereof the defendants are now indebted to the plaintiff in the sum of \$15,538.57 as of November 1, 1970, with interest thereon at the rate of 8 1/2 per cent per annum until paid, plus any additional sums advanced or expended during this foreclosure action by plaintiff for taxes, insurance, abstracting, or sums for the preservation of subject property, plus the cost of this action accrued and accruing.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the plaintiff, United States of America, have and recover judgment against the defendants, Orval Dean Wiley and Florence Volk Wiley, for the sum of \$15,538.57, with interest at the rate of 8 1/2 per cent per annum from November 1, 1970, until paid, plus any additional sums advanced or expended during this foreclosure action for taxes, insurance, abstracting, or sums for the preservation of subject property, plus the cost of this action accrued and accruing.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that upon failure of the defendants to satisfy plaintiff's money judgment herein, an Order of Sale shall issue to the United States Marshal for the Northern District of Oklahoma commanding him to advertise and sell, with appraisalment, the above-described real property and apply the proceeds thereof in satisfaction of plaintiff's judgment. The residue, if any, to be deposited with the Clerk of the Court to await further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that from and after the sale of said property, under and by virtue of this judgment and decree, the defendants and each of them and all persons claiming under them since the filing of the Complaint herein be and they are forever barred and foreclosed of any right, title, interest, or claim in or to the real property or any part thereof.

s/ Allen G. Benson

UNITED STATES DISTRICT JUDGE

APPROVED:

R. P. Santee

ROBERT P. SANTEE
Assistant United States Attorney

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

NORMAN I. NELSON,)
)
 Plaintiff,) 70-C-397
)
 vs.)
)
 TEXACO, INC.,)
)
 Defendant.)

FILED
JUN 24 1971
JUDGE
U. S. DISTRICT COURT

ORDER

The Court has for consideration the affidavit filed by Norman I. Nelson, and having carefully perused said affidavit and the entire file, finds:

Plaintiff seeks leave to prosecute the action as a pauper. Heretofore and on March 4, 1971, the Court dismissed this action for failure of plaintiff to comply with the order of this Court. That the affidavit of plaintiff filed on May 11, 1971, raises no issues not previously before this Court.

IT IS, THEREFORE, ORDERED that plaintiff's prayer to proceed and prosecute said action without prepaying costs or giving security therefor be and the same is hereby denied.

ENTERED this 24 day of June, 1971.



UNITED STATES DISTRICT JUDGE

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

BOARD OF TRUSTEES, PIPELINE :
INDUSTRY BENEFIT FUND, :

Plaintiff, :

vs :

No. 70-C-308

W. C. JAMES, INCORPORATED, :

Defendant. :

FILED

JUN 22 1971

JOHN H. POE, Clerk
U. S. DISTRICT COURT

ORDER OF DISMISSAL

NOW, upon oral statement and application by and of the Plaintiff herein, appearing by its counsel of record, William K. Powers, and the Court, being fully advised in the premises, finds that the Defendant has paid the amounts and liabilities sued upon herein, together with penalty in the amount of \$200.00, attorney's fee in the amount of \$100.00 and Court costs in the amount of \$31.02.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the within and foregoing action be and the same is hereby dismissed as against the Defendant, without prejudice, however, to any other liabilities due and owing by the Defendant to this Plaintiff for work performed and contributions due and owing on other jobs, projects or ventures.

Allen E. Barrow, Judge
United States District Court

CERTIFICATE OF SERVICE

I, William K. Powers, hereby certify that on the ____ day of June, 1971 I mailed a true and correct copy of the foregoing Order of Dismissal to W. C. James, Inc. at Box 310, Vernal, Utah 84078, with proper postage thereon fully prepaid.

William K. Powers

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

United States of America,)
)
Plaintiff,) CIVIL NO. 71-C-166
)
vs.)
)
Edward Thomas, Luther T.)
Woodward, Jr. a/k/a Luther T.)
Woodard a/k/a Luther T. Woodard,)
Jr., Employers Liability)
Company of Wausau, Willie Rene)
Rose,)
)
)
)
Defendants.)

JUDGMENT OF FORECLOSURE

This matter comes on for consideration this 21st day of June 1971, the defendants, Edward Thomas, Luther T. Woodward, Jr. a/k/a Luther T. Woodard a/k/a Luther T. Woodard, Jr., Employers Mutual Liability Company of Wausau, Willie Rene Rose, appearing not; and

The Court being fully advised and having examined the file herein finds that due and legal personal service of summons has been made on the defendants, Edward Thomas on May 18, 1971; Luther T. Woodward, Jr. a/k/a Luther T. Woodard a/k/a Luther T. Woodard, Jr. on May 12, 1971; Employers Mutual Liability Company of Wausau on May 12, 1971; and Willie Rene Rose on May 18, 1971,

The Court further finds that this is a suit based upon a mortgage note and foreclosure on a real property mortgage securing said mortgage note on the following described real property located in Tulsa, Tulsa County, State of Oklahoma, within the Northern Judicial District of Oklahoma:

Lot Eighteen (18), Block Four (4), Hartford Hills Addition, to the City of Tulsa, Tulsa County, State of Oklahoma, according to the recorded plat thereof.

The Court further finds that the material allegations of plaintiff's complaint are true and correct; and

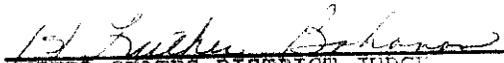
That the defendant, Edward Thomas, did, on February 1, 1966, execute and deliver to the Administrator of Veterans' Affairs, their mortgage and mortgage note for the sum of \$9,738.69 with interest thereon at the rate of 6 per cent per annum, and further providing for the payment of monthly installments of principal and interest; and

The Court further finds that the defendant, Edward Thomas, made default under the terms of the aforesaid mortgage note by reason of his failure to make monthly installments due thereon for more than eleven (11) months last past, which default has continued and that by reason thereof the defendant, Edward Thomas, is now indebted to the plaintiff in the sum of \$9,244.49 as unpaid principal, with interest thereon at the rate of 6 per cent per annum from May 1, 1970, until paid, plus the cost of this action accrued and accruing.

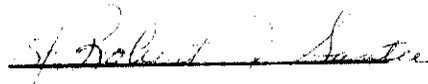
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the plaintiff, United States of America, have and recover judgment against the defendant, Edward Thomas, for the sum of \$9,244.49 with interest thereon at the rate of 6 per cent per annum from May 1, 1970, plus the cost of this action accrued and accruing, plus any additional sums advanced or to be advanced or expended during this foreclosure action by plaintiff for taxes, insurance, abstracting, or sums for the preservation of the subject property.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that upon the failure of the defendant, Edward Thomas, to satisfy plaintiff's money judgment herein, an Order of Sale shall be issued to the U.S. Marshal for the Northern District of Oklahoma, commanding him to advertise and sell, with appraisal, the above described real property and apply the proceeds thereof in satisfaction of plaintiff's judgment. The residue, if any, to be deposited with the Clerk of the Court to await further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED THAT from and after the sale of said property, under and by virtue of this judgment and decree, all of the defendants and each of them and all persons claiming under them since the filing of the complaint herein be and they are forever barred and foreclosed of any right, title, interest, or claim in or to the real property or any part thereof.


UNITED STATES DISTRICT JUDGE

APPROVED:



ROBERT P. SANTEE
Assistant United States Attorney

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

TOM WEBB, d/b/a)
WEBB ADVERTISING,)
)
Plaintiff,)
)
v.)
)
READING DYNAMICS OF THE)
SOUTHWEST,)
)
Defendant.)

NO. 71-C-27

FILED
JUN 21 1971
JOHN H. POE, Clerk
U. S. DISTRICT COURT

ORDER OF DISMISSAL

NOW, on this 21 day of June, 1971, comes the plaintiff,
Tom Webb, d/b/a Webb Advertising, by his attorney, Glenn F. Prichard,
and the Court having heard the statements of counsel and being
fully advised in the premises,

FINDS that a settlement has been effected between the parties
hereto and that this action should be dismissed with prejudice.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that this
cause be and the same is hereby dismissed with prejudice at cost
of plaintiff.



JUDGE OF THE U. S. DISTRICT COURT

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

CIVIL NO. 71-0-140

vs.

George W. Mitchell a/k/a George William Mitchell
and Sadie M. Mitchell,

Defendants.

JUDGMENT OF FORECLOSURE

This matter comes on for consideration this _____ day of June, 1971, the defendants, George W. Mitchell a/k/a George William Mitchell and Sadie M. Mitchell, appearing not; and

The Court being fully advised and having examined the file herein finds that due and legal personal service of summons has been made on the defendants, George W. Mitchell a/k/a George William Mitchell and Sadie M. Mitchell, on May 20, 1971.

The Court further finds that this is a suit based upon a mortgage note and foreclosure on a real property mortgage securing said mortgage note on the following described real property located in Tulsa, Tulsa County, State of Oklahoma, within the Northern Judicial District of Oklahoma:

Lot Three (3), Block Forty-One (41), Valley View Acres Second Addition to the City of Tulsa, Tulsa County, Oklahoma, according to the recorded plat thereof.

The Court further finds that the material allegations of plaintiff's complaint are true and correct; and

That the defendants, George W. Mitchell a/k/a George William Mitchell and Sadie M. Mitchell, did, on February 19, 1970, execute and deliver to the Administrator of Veterans' Affairs, their mortgage and mortgage note for the sum of \$10,400.00 with interest thereon at the rate of 1 1/8 per cent per annum, and further providing for the payment of monthly installments of principal and interest; and

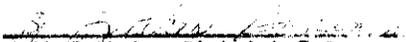
The Court further finds that the defendants, George W. Mitchell a/k/a George William Mitchell and Sadie M. Mitchell, made default under the terms of the aforesaid mortgage note by reason of their failure

to make monthly installments due thereon for more than 9 months last past, which default has continued and that by reason thereof the defendants, George W. Mitchell a/k/a George William Mitchell and Sadie M. Mitchell, are now indebted to the plaintiff in the sum of \$10,532.89 as unpaid principal, with interest thereon at the rate of 8 1/2 per cent per annum from July 19, 1970, until paid, plus the cost of this action accrued and accruing.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the plaintiff, United States of America, have and recover judgement against the defendants, George W. Mitchell a/k/a George William Mitchell and Sadie M. Mitchell, for the sum of \$10,532.89 with interest thereon at the rate of 8 1/2 per cent per annum from July 19, 1970, plus the cost of this action accrued and accruing, plus any additional sums advanced or to be advanced or expended during this foreclosure action by plaintiff for taxes, insurance, abstracting, or sums for the preservation of the subject property.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that upon the failure of the defendants, George W. Mitchell a/k/a George William Mitchell and Sadie M. Mitchell, to satisfy plaintiff's money judgment herein, an Order of Sale shall issue to the United States Marshal for the Northern District of Oklahoma, commanding him to advertise and sell, with appraisement, the above described real property and apply the proceeds thereof in satisfaction of plaintiff's judgment. The residue, if any, to be deposited with the Clerk of the Court to await further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that from and after the sale of said property, under and by virtue of this judgment and decree, all of the defendants and each of them and all persons claiming under them since the filing of the complaint herein be and they are forever barred and foreclosed of any right, title, interest or claim in or to the real property or any part thereof.


United States District Judge

APPROVED:


ROBERT P. SANDRUS, Assistant U.S. Attorney

IEU:slb
6/16/71

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

UNIROYAL, INC., a corporation,)
)
Plaintiff,)
)
vs.)
)
DALLAS R. DAVIS,)
)
Defendant.)

Civil Action

No. 71-C-160

J U D G M E N T

NOW, on this 16th day of June, 1971, there came on for hearing before the United States District Judge the Motion for Default Judgment filed herein by the Plaintiff, said Plaintiff appearing by its attorney, Irvine E. Ungerman, and the Defendant, Dallas R. Davis, appearing neither in person nor by counsel. Thereupon, proof having been presented to this Court that the Defendant is indebted to the Plaintiff at this time in the amount of \$11,852.52 together with interest at the rate of 6% per annum from the 15th day of July, 1971, and that the sum of \$2,500.00 is a reasonable attorney fee to be awarded to Plaintiff's counsel herein for services rendered herein; and the Defendant herein, although duly and properly served with summons in the time and manner prescribed by law, has wholly failed, refused and neglected to answer herein and is now in default.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THIS COURT that the Plaintiff, Uniroyal, Inc., a corporation, do have and recover a judgment against the Defendant, Dallas R. Davis, for the principal sum of \$11,852.52 together with interest thereon at the rate of 6% per annum from the 15th day of July, 1971, together with the further sum of \$2,500.00 attorney's fee for the use and benefit of Plaintiff's counsel herein, together with the costs of this action amounting to the sum of \$21.48; for all of which let execution issue herein.

S. Calvin E. Lippman
United States District Judge

APPROVED:

Irvine E. Ungerman
Attorney for Plaintiff

LAW OFFICES
UNGERMAN,
GRABEL,
UNGERMAN
& LEITER

SIXTH FLOOR
WRIGHT BUILDING
TULSA, OKLAHOMA

FILED
JUN 19 1971
JOHN H. FOLE, Clerk
U. S. DISTRICT COURT

UNITED STATES DISTRICT COURT IN AND FOR
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
)
 Plaintiff,)
)
 vs.)
)
 Allen E. McNack a/k/a Allen)
 Leonard McNack, Frank McNack and)
 Robert A. Copeland,)
)
 Defendants.)

Case No. 71-111

JUDGEMENT OF FORECLOSURE

This matter comes on for consideration this 11th day of June, 1971, the defendants, Allen E. McNack a/k/a Allen Leonard McNack, Frank McNack and Robert A. Copeland, appearing individually and

The Court being fully advised and having examined the file herein finds that due and legal personal service of summons has been made on the defendants, Allen E. McNack a/k/a Allen Leonard McNack and Frank McNack on May 4, 1971, and Robert A. Copeland on April 27, 1971, and

The Court further finds that this is a suit based upon a mortgage note and foreclosure on a real property mortgage securing said mortgage note on the following described real property located in Tulsa, Tulsa County, State of Oklahoma, within the Northern Judicial District of Oklahoma:

Lot Six (6), in Block One (1),
Bartford Hills Addition to the
City of Tulsa, Tulsa County,
State of Oklahoma, according to
the recorded plat thereof,

The Court further finds that the material allegations of plaintiff's complaint are true and correct; and

That the defendants, Allen L. McNack a/k/a Allen Leonard McNack and Joann McNack, did, on May 10, 1970, execute and deliver to the Administrator of Veterans' Affairs, of the mortgage and mortgage note for the sum of \$9,850.00 with interest thereon at the rate of 7 1/2 per cent per annum, and further providing for the payment of monthly installments of principal and interest; and

The Court further finds that the defendants, Allen L. McNack a/k/a Allen Leonard McNack and Joann McNack, made default under the terms of the aforesaid mortgage note by reason of their failure to make monthly installments due thereon for more than eleven (11) months last past, which default has continued and that by reason thereof the defendants, Allen L. McNack a/k/a Allen Leonard McNack and Joann McNack, are now indebted to the plaintiff in the sum of \$9,869.91 as unpaid principal, with interest thereon at the rate of 7 1/2 per cent per annum from May 10, 1970, until paid, plus the cost of this action accrued and accruing.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the plaintiff, United States of America, have and recover judgment against the defendants, Allen L. McNack a/k/a Allen Leonard McNack and Joann McNack, for the sum of \$9,869.91 with interest thereon at the rate of 7 1/2 per cent per annum from May 10, 1970, plus the cost of this action accrued and accruing, plus any additional sums advanced or to be advanced or expended during this foreclosure action by plaintiff for taxes, insurance, abstracting, or sums for the preservation of the subject property.

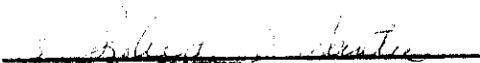
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that upon the failure of the defendants, Allen L. McNack a/k/a Allen Leonard McNack and Joann McNack, to satisfy plaintiff's money judgment

again, an order of sale shall issue to the United States Marshal for the Northern District of Oklahoma, commanding him to advertise and sell, with appraisement, the above described real property and apply the proceeds thereof in satisfaction of plaintiff's judgement. The residue, if any, to be deposited with the clerk of the Court to await further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that from and after the sale of said property, under and by virtue of this judgement and decree, all of the defendants and each of them and all persons claiming under them since the filing of the complaint herein be and they are forever barred and foreclosed of any right, title, interest or claim in or to the real property or any part thereof.


UNITED STATES DISTRICT JUDGE

APPROVED:


ROBERT P. SANTEE
Assistant United States Attorney

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

TRINITY UNIVERSAL INSURANCE)
COMPANY, a Corporation,)
)
Plaintiff,)
)
vs.) NO. 71-C-99
)
PUTTY TIRE & RECAPPING SERVICE,)
INC., an Oklahoma Corporation,)
and UNITED STATES OF AMERICA,)
DIRECTOR OF INTERNAL REVENUE,)
)
Defendants.)

ORDER OF DISMISSAL WITHOUT PREJUDICE
TO REFILE

IT IS ORDERED BY THE COURT that the above action is dismissed
without prejudice to Plaintiff refiling same.

W. R. ...
JUDGE

C
O
P
Y

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

BERING GAS PROCESS, INC., a)
Texas corporation,)
)
Plaintiff,)
)
vs.)
)
THOMAS H. RUSSELL,)
)
Defendant.)

No. 70-C-404 ✓

FILED
JUN 17 1971
U.S. DISTRICT COURT

ORDER QUASHING SERVICE OF SUMMONS AND
DISMISSING FOR LACK OF JURISDICTION

This cause came on for hearing on June 10, 1971, on the Motion of J. C. Wynne to quash the summons served upon him and to dismiss the action filed herein against him by Defendant on the grounds that J. C. Wynne is a resident of the State of Texas and was not and is not subject to the jurisdiction of this Court, and that Defendant's service of summons on J. C. Wynne in the State of Texas was improper and did not give this Court jurisdiction over J. C. Wynne, and the Court, having heard the argument of counsel and being fully advised,

IT IS HEREBY ORDERED that the motion of J. C. Wynne to quash service of summons and to dismiss the action filed herein against him is granted, and the summons is hereby quashed and the action against J. C. Wynne is hereby dismissed.

DATED this 16th day of June, 1971.

Luther Bohannon
United States District Judge

APPROVED as to form:

Joseph J. McCain, Jr.
Joseph J. McCain, Jr.
Conner, Winters, Ballaine, Barry
& McGowen
711 First National Building
Tulsa, Oklahoma
Attorneys for J. C. Wynne

Richard W. Gable
Richard W. Gable
Gable, Gotwals, Hays, Rubin & Fox
2010 Fourth National Bank Building
Tulsa, Oklahoma 74119
Attorneys for Defendant

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

JETRONIC INDUSTRIES, INC.)
4312 Main Street)
Philadelphia, Pennsylvania 19127)
Plaintiff,)

vs.)

LOWRANCE ELECTRONICS)
MANUFACTURING CORPORATION)
7809 East Admiral Place)
Tulsa, Oklahoma)
Defendant.)

Civil Action No. 69-C-14

FILED
IN OPEN COURT
JUN 16 1971
JOHN H. POE, Clerk
U. S. DISTRICT COURT

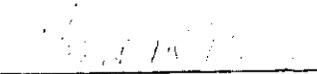
ORDER

The court in response to the motion of Defendant to which plaintiff does not object, dismisses defendant's counterclaim without prejudice. There remains no other claim pending for determination, the case is therefor closed.

Entered, this 16th day of June, 1971.


United States District Judge

Approved:


Bert McElroy
Attorney for Plaintiff


Paul H. Johnson
Attorney for Defendant

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

FILED
JUN 10 1971

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DAVID JAMES,

Defendant.

JOHN H. POE, Clerk
U. S. DISTRICT COURT

NO. 67-CR-84

ORDER MODIFYING JUDGMENT AND SENTENCE

The Court has under advisement a Rule 35 application for reduction or modification of sentence filed by the defendant, David James, on March 2, 1971, within the 120 days from date of sentence of the said defendant on November 3, 1970.

Upon careful consideration of the motion and file the Court finds that the fine imposed as a condition of probation has now been paid in full, and that no further benefit would be gained by continued imprisonment of this defendant and might well prove detrimental. The Court, therefor, finds that the Motion for Reduction or Modification of sentence should be sustained.

IT IS, THEREFORE, ORDERED that the judgment and sentence entered herein on November 3, 1970, be and it is hereby modified to read as follows:

IT IS ADJUDGED that the order of probation entered on September 5, 1967, be revoked and set aside and the defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of seven (7) months and twenty-seven (27) days.

It is the intent of this Order modifying sentence that the defendant David James, be released from custody on June 30, 1971.

Dated this 16th day of June, 1971, at Tulsa, Oklahoma.


UNITED STATES DISTRICT JUDGE

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

THE FIRST NATIONAL BANK AND
TRUST COMPANY OF TULSA

Plaintiff,

vs.

TUBE SPECIALTIES, INC., J. R.
BETSON and JOHN A. LEVENTIS,

Defendants,

WILLIAM R. ALLEN, WILLIAM F.
MARTIN and R. M. EDWARDS, on behalf
of themselves and all stockholders
of TUBE SPECIALTIES, INC.,

Interveners.

NO. 70-C-196

FILED
1960
NOV 10
U.S. DISTRICT COURT
TULSA, OKLAHOMA

J U D G M E N T

consent
This cause comes on for ~~hearing~~ upon the Motion for Judgment filed herein by the defendants, Tube Specialties, Inc., J. R. Betson, and John A. Leventis, and the interveners William R. Allen and R. M. Edwards; and it appearing to this Court that these parties hereto have severally consented to the entry of the following judgment herein without trial or adjudication of any issue of fact or law herein and without admission by any party in respect of any such issue and in final settlement of all claims herein in issue, and it appearing that there is no objection thereto;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THIS COURT that J. R. Betson and John A. Leventis shall be entitled to payment from the interpleaded funds the total amount of \$20,000 in final and complete settlement of all of their claims herein in issue and the Clerk of the Court is hereby ordered to disburse said amount to these defendants from the interpleaded funds in the registry of this Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THIS COURT that, after payment of the Court costs herein, Tube Specialties, Inc. is entitled to the balance of the interpleaded funds after the payment to J. R. Betson and John A. Leventis and is further entitled to the interest and proceeds from all of the interpleaded funds.

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

FILED
JUN 10 1971
JOHN H. POE, Clerk
U. S. DISTRICT COURT

LORENE STEPHENS,)
)
 Plaintiff,)
)
 vs.)
)
 JAMES FRANKLIN LAMOTHE,)
)
 Defendant.)

NO. C-70-351

STIPULATION OF DISMISSAL WITH PREJUDICE

Comes now the Plaintiff, through her attorney, Dennis J. Downing, and the Defendant, through his attorney, Joseph F. Glass, and stipulate that the above captioned cause of action be dismissed with prejudice to filing a future action herein.


Attorney for Plaintiff

Attorney for Defendant

ORDER

And now on this 10 day of June, 1971, there came on for consideration before the undersigned Judge of the United States District Court for the Northern District of Oklahoma, stipulation of the parties hereto of dismissal, parties hereto having advised the Court that all disputes between the parties have been settled.

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


JUDGE

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

OKC CORP., a Delaware Corporation,

Plaintiff,

vs.

INTERNATIONAL HYDROCARBONS, INCORPORATED,
an Oklahoma Corporation,

Defendant.

FILED
IN OPEN COURT

JUN 16 1971

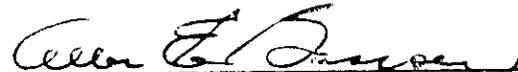
JOHN H. POE, Clerk
U. S. DISTRICT COURT

No. 70-C-271

ORDER OF DISMISSAL

Upon request of the Plaintiff that this cause be discontinued and the Complaint dismissed without prejudice pursuant to Rule 41 (a) (2) of the Federal Rules of Civil Procedure, it is hereby ORDERED, ADJUDGED and DECREED that this cause and Plaintiff's Complaint be and the same are hereby dismissed without prejudice, and that all costs be taxed and paid by Plaintiff.

SIGNED and ENTERED this 16th day of June, 1971.


JUDGE OF THE U. S. DISTRICT COURT

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
)
Plaintiff,)
)
vs.) Civil Action No. 71-C-88
)
) Tract No. 1651M
100.00 Acres of Land, More or Less,)
Situat e in Nowata County, State of)
Oklahoma, and C. W. Chapman, et al.,)
and Unknown Owners,)
)
Defendants.)

FILED

JUN 10 1971

JOHN H. POE, Clerk
U. S. DISTRICT COURT

J U D G M E N T

1.

NOW, on this 10 day of June, 1971, this matter comes on for disposition on application of plaintiff, United States of America, for entry of judgment on a stipulation agreeing upon just compensation, and the Court, after having examined the files in this action and being advised by counsel for plaintiff, finds:

2.

This judgment applies only to the estate condemned in Tract No. 1651M, as such estate and tract are described in the Complaint 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 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 herein give the United States of America the right, power, and authority to condemn for public use the estate described in paragraph 2 herein. Pursuant thereto, on March 25, 1971, 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 the Declaration of Taking.

6.

Simultaneously with filing the Declaration of Taking, there was deposited in the Registry of the Court as estimated compensation for the taking of a certain estate in subject tract a certain sum of money and none of this deposit has been disbursed, as set out below in paragraph 12.

7.

On the date of taking in this action, the owner of the estate taken in subject tract was the defendant whose name is shown below in paragraph 12. Such named defendant is the only person asserting any interest in the estate taken in such tract, all other persons having either disclaimed or defaulted, and such named defendant is entitled to receive the just compensation awarded by this judgment.

8.

The owner of the subject tract and the United States of America have executed and filed herein a stipulation as to just compensation wherein they have agreed that just compensation for the estate condemned in subject tract is in the amount shown as compensation in paragraph 12 below, and such stipulation should be approved.

9.

This judgment will create a deficiency between the amount deposited as estimated compensation for subject tract and the amount fixed by the stipulation as to just compensation; and the amount of such deficiency should be deposited for the benefit of the owner. Such deficiency is set out below in paragraph 12.

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 named in paragraph 2 herein, as such tract is particularly described in the Complaint filed herein; and such tract, to the extent of the estate described in such Complaint, is condemned, and title to such described estate is vested in the United States of America as of March 25, 1971 and all defendants herein and all other persons interested in such estate are forever barred from asserting thereto any claim.

11.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that on the date of taking, the owner of the estate condemned herein in subject tract was the

defendant whose name appears below in paragraph 12 and the right to receive the just compensation for the estate taken herein in this tract is vested in the party so named.

12.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the stipulation as to just compensation, mentioned in paragraph 8 above, hereby is confirmed; and the sum therein fixed is adopted as the award of just compensation for the estate condemned in subject tract as follows:

TRACT NO. 1651M

Owner: C. W. Chapman

Award of just compensation pursuant to stipulation	\$1 000.00	\$1,000.00
Deposited as estimated compensation	300.00	
Disbursed to owner		None
Balance due to owner		\$1,000.00
Deposit deficiency	\$ 700.00	

13.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the United States of America shall deposit in the Registry of this Court, in this Civil Action, to the credit of subject tract, the deficiency sum of \$700.00, and the Clerk of this Court then shall disburse from the deposit for subject tract, to C. W. Chapman, the sum of \$1,000.00.

ALLEN E. BARROW

UNITED STATES DISTRICT JUDGE

APPROVED:

HUBERT A. MARLOW

HUBERT A. MARLOW
Assistant U. S. Attorney

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

FILED
JUN 10 1971
JOHN H. POE, Clerk
U. S. DISTRICT COURT

PARRISH & CLARK, INC.,)
)
Plaintiff,)
)
vs.)
)
AVCO CORPORATION,)
)
Defendant.)

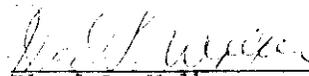
No. 71-C-45/

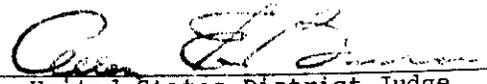
ORDER OF DISMISSAL WITH PREJUDICE

This cause coming on before me, this 10 day of June, 1971, for consideration of the stipulation for dismissal with prejudice entered into by the plaintiff, Parrish & Clark, Inc., and the defendant, AVCO Corporation, and the Court being satisfied for good cause shown that the plaintiff's action against the defendant should be dismissed with prejudice to the bringing of another action for the same, and that the defendant's counterclaim against the plaintiff should be dismissed with prejudice to the bringing of another action for the same; each party to go hence with its own costs.

It is therefore considered, ordered, adjudged and decreed that the plaintiff's action against the defendant be and the same is hereby dismissed with prejudice to the bringing of another action for the same, and that the defendant's counterclaim against the plaintiff be and the same is hereby dismissed with prejudice to the bringing of another action for the same, each party to go hence with its costs.

Approved as to form:


Floyd L. Walker
Attorney for Plaintiff


United States District Judge


James M. Sturdivant
Attorney for Defendant

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

United States of America,

Plaintiff,

CIVIL NO. 71-C-33

vs.

Donald R. Bartlett and Lesta Nell
Bartlett, Gayle E. Towry and Carol L.
Towry, Gerald D. McCurley and Marsha
K. McCurley, and Postal Finance Company
of Tulsa, Inc.,

Defendants.

FILED

MAR 7 1971

JOHN W. FUEB, Clerk
U. S. DISTRICT COURT

JUDGMENT OF FORECLOSURE

This matter comes on for consideration this 9th day of June, 1971, the defendants, Donald R. Bartlett and Lesta Nell Bartlett; Gerald D. McCurley and Marsha K. McCurley; and Postal Finance Company of Tulsa, Inc., appearing not; and Gayle E. Towry and Carol L. Towry having disclaimed herein.

The Court being fully advised and having examined the file herein finds that due and legal personal service of summons has been made on the defendants, Gayle E. Towry and Carol L. Towry, on February 25, 1971; Gerald D. McCurley and Marsha K. McCurley, on February 25, 1971; Postal Finance Company of Tulsa, Inc., on March 5, 1971; and Donald R. Bartlett and Lesta Nell Bartlett having been served by publication on March 24, 1971.

The Court further finds that this is a suit based upon a mortgage note and foreclosure on a real property mortgage securing said mortgage note on the following described real property located in Tulsa, Tulsa County, State of Oklahoma, within the Northern Judicial District of Oklahoma:

Lot Seven (7), Block Forty-six (46), Valley View Acres
Second Addition to the City of Tulsa, Tulsa County,
Oklahoma, according to the recorded plat thereof.

The Court further finds that the material allegations of plaintiff's complaint are true and correct; and

That the defendants, Donald R. Bartlett and Lesta Nell Bartlett, did, on April 7, 1964, execute and deliver to the Administrator of Veterans' Affairs, their mortgage and mortgage note for the sum of \$9,700.00, with interest thereon at the rate of 5 1/2 per cent per annum, and further providing for the payment of monthly installments of principal and interest; and

The Court further finds that the defendants, Donald R. Bartlett and Lesta Nell Bartlett; Gerald D. McCurley and Marsha K. McCurley, made default under the terms of the aforesaid mortgage note by reason of their failure to make monthly installments due thereon for more than seven (7) months last past, which default has continued and that by reason thereof the defendants, Donald R. Bartlett and Lesta Nell Bartlett; Gerald D. McCurley and Marsha K. McCurley, are now indebted to the plaintiff in the sum of \$8,914.58 as unpaid principal, with interest thereon at the rate of 5 1/2 per cent per annum from July 1, 1970, until paid, plus the cost of this action accrued and accruing.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the plaintiff, United States of America, have and recover judgement against the defendants, Donald R. Bartlett and Lesta Nell Bartlett; Gerald D. McCurley and Marsha K. McCurley, for the sum of \$8,914.58 with interest thereon at the rate of 5 1/2 per cent per annum from July 1, 1970, plus the cost of this action accrued and accruing, plus any additional sums advanced or to be advanced or expended during this foreclosure action by plaintiff for taxes, insurance, abstracting, or sums for the preservation of the subject property.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That upon the failure of the defendants, Donald R. Bartlett and Lesta Nell Bartlett; Gerald D. McCurley and Marsha K. McCurley, to satisfy plaintiff's money judgement herein, an Order of Sale shall be issued to the United States Marshal for the Northern District of Oklahoma, commanding him to advertise and sell, with appraisal, the above described real property and apply the proceeds thereof in satisfaction of plaintiff's judgement. The residue, if any, to be deposited with the Clerk of the Court to await further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that from and after the sale of said property, under and by virtue of this judgement and decree, all of the defendants and each of them and all persons claiming under them since the filing of the complaint herein be and they are forever barred and foreclosed of any right, title, interest or claim in or to the real property or any part thereof.

William F. Deane

APPROVED:

Robert P. Santee

ROBERT P. SANTEE
Assistant U.S. Attorney

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

WILLIAM B. JONES,)
)
 Plaintiff,)
)
 vs.)
)
 PIERCE, WULBERN, MURPHEY, INC.,)
 D. A. CAMPBELL COMPANY, INC.,)
 INVESCO INTERNATIONAL CORPORATION)
 (formerly Mickey Mantle's Country Cookin',)
 Inc.) and L. LOWRY MAYS,)
)
 Defendants.)

CIVIL ACTION NO. **FILED**
71-C-21 JUN 8 1971
JOHN H. POE, Cler
U. S. DISTRICT COU

DISMISSAL WITH PREJUDICE

Comes now the plaintiff, William B. Jones, and dismisses the above styled and numbered cause of action with prejudice to the bringing of a future action.

Dated this 28th day of May, 1971.

William B. Jones
William B. Jones, Plaintiff

Jones, Givens, Brett, Gotcher & Doyle

By: Jack R. Givens
Jack R. Givens

1700 Fourth National Bank Building
Tulsa, Oklahoma 74119

Attorneys for Plaintiff

Come now the defendants, by and through their respective counsel of record, and consent to the dismissal of the above styled and numbered cause of action with prejudice to the bringing of any future action.

Rucker, Tabor, McBride & Hopkins

By: B. W. Tabor

P.O. Box 1439
Tulsa, Oklahoma 74101

Attorneys for Defendant
Pierce, Wulbern, Murphey, Inc.

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

Ken F. Mans, individually and on behalf)
of all persons employed by Sunray DX Oil)
Company and Sun Oil Company as of the)
date of merger of these two companies,)

Plaintiffs,)

v.)

Sunray DX Oil Company and)
Sun Oil Company,)

Defendants.)

Case No. 70-C-140
Civil

FILED

JUN 7 1971

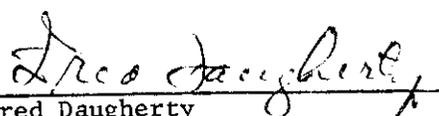
JOHN H. POE, Clerk
U. S. DISTRICT COURT

JUDGMENT

This cause comes on for disposition upon Plaintiffs' Motion for Partial Summary Judgment and upon Defendants' Motion for Summary Judgment. The Court has considered the depositions, affidavits, pleadings, arguments and all matters of record herein presented to the Court by the parties herein and has determined for the reasons set forth in its Order of May 20, 1971 that Plaintiffs' action should be dismissed.

Wherefore, it is ordered, adjudged and decreed that Plaintiffs' action herein is hereby dismissed and judgment is hereby entered in favor of the Defendants and against the Plaintiffs.

Dated this 4 day of June, 1971.


Fred Daugherty
United States District Judge

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

PATRICIA BARROWS,)
)
 Plaintiff,)
)
 v.)
)
 DAVE T. FAULKNER, Sheriff of)
 Tulsa County, State of)
 Oklahoma; CHARLES GARY JAMES,)
 Deputy Sheriff of Tulsa County,)
 State of Oklahoma; CHARLES)
 MAYBEE, Deputy Sheriff of)
 Tulsa County, State of)
 Oklahoma; and WESTERN SURETY)
 COMPANY, a Foreign Insurance)
 Company,)
)
 Defendants.)

Case No. 70-C-120 ✓

E I L E D
JUN 7 1971 R
JOHN H. POE, Clerk
U. S. DISTRICT COURT

O R D E R

Defendants Faulkner and his surety, Western Surety Company, move for summary judgment on the ground that Faulkner did not direct nor did he personally participate in the events giving rise to this action by Plaintiff under 42 U.S.C.A. §1983. Plaintiff resists the Motion and requests the Court to retain the claim against Defendant Faulkner and his surety on the basis that they are liable to Plaintiff pursuant to the terms of 19 Okl.St.Ann. §547.

The basis upon which the rule cited by Defendant Faulkner rests in that the doctrine of respondeat superior does not apply in civil rights cases under 42 U.S.C.A. §1983. Sanberg v. Daley, 306 F.Supp. 277 (Ill. 1969). Plaintiff admits that Defendant Faulkner cannot be held accountable for the acts of his subordinates under respondeat superior and Plaintiff nowhere alleges that Defendant directed or personally participated in any of the acts of which Plaintiff complains and which constitute her federal civil rights cause of action. This being

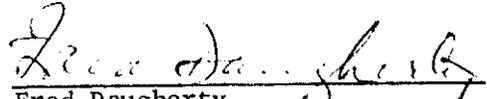
the case, Plaintiff fails to state any claim based on a federal ground against Defendant Faulkner and/or his surety.

Plaintiff urges that the Court may retain the case as to Defendant Faulkner and his surety under the doctrine of pendent jurisdiction and adjudicate the state law claim which she asserts against them. The doctrine of pendent jurisdiction does not go so far. It permits joinder of federal and non-federal claims arising out of a common nucleus of operative fact. United Mine Workers v. Gibbs, 383 U.S. 715, 16 L.Ed. 2d 218, 86 S.Ct. 1130 (1966). It does not permit joinder of parties. Both the federal and non-federal claims must be asserted against the same party. Hymer v. Chai, 407 F.2d 136 (Ninth Cir. 1969); Wojtas v. Village of Niles, 334 F.2d 797 (Seventh Cir. 1964), cert den. 379 U.S. 964, 13 L.Ed. 2d 557, 85 S.Ct. 655; Rosenthal & Rosenthal, Inc. v. Aetna Casualty & Surety Co., 259 F.Supp. 624 (NY 1966); Gautreau v. Central Gulf Steamship Corporation, 255 F.Supp. 615 (La. 1966).

No federal claim is plead or appears against Defendant Faulkner and/or his surety. The only claim made against them is based on state law. Federal jurisdiction of Defendants Faulkner and his surety does not otherwise appear and their Motion for Summary Judgment should be granted.

The Motion for Summary Judgment of Defendants Dave T. Faulkner and Western Surety Company is granted and Plaintiff's action against them is dismissed.

It is so ordered this 7th day of June, 1971.


Fred Daugherty
United States District Judge

FILED

JUN 2 1971

JOHN H. POE, Clerk
U. S. DISTRICT COURT

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

A. W. MOURSUND,)	
)	
Plaintiff,)	70-C-268
)	
vs.)	
)	
NORA C. STUART and)	
WALT FARRELL,)	
)	
Defendants.)	

ORDER SUSTAINING MOTION TO DISMISS FILED
BY NORA C. STUART

The Court has for consideration the Motion to Dismiss filed by the defendant, Nora C. Stuart, the brief in support thereof, and, being fully advised in the premises, finds:

That the plaintiff, A. W. Moursund, is in default in his response to the Motion to Dismiss, the last extension being granted to him on January 18, 1971, which extended the time within which to file a responsive brief from January 15, 1971, to February 15, 1971.

The Court finds that the defendant, Nora C. Stuart, is a restricted Indian and her percentage of the land here involved is held in trust for her by the United States of America.

The Court finds that since said land is held in trust by the United States, the United States is an indispensable party. The Court further finds that the United States has not consented to be sued in this litigation.

The Court, therefore, finds that the Motion to Dismiss filed by the defendant, Nora C. Stuart, should be sustained for failure to join an indispensable party.

IT IS, THEREFORE, ORDERED that the Motion to Dismiss filed by Nora C. Stuart be and the same is hereby sustained.

IT IS FURTHER ORDERED that the complaint and this cause of action be and the same are hereby dismissed.

ENTERED this 4th day of June, 1971.



UNITED STATES DISTRICT JUDGE

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

FILED

JUN 4 1971

JOHN H. POE, Clerk
U. S. DISTRICT COURT

W. R. McCLURE, et al.,)
)
Plaintiffs,)
)
v.) Civil Action No. 70-C-406
)
ASSOCIATED MILK PRODUCERS, INC.,)
)
Defendant.)

ORDER OF DISMISSAL

The parties having stipulated for dismissal, IT IS ORDERED
BY THE COURT that this ^{cause of} action and complaint is hereby dismissed.

Dated this 4th day of June, 1971.



ALLEN BARROW
Judge of the United States District
Court

APPROVED:

CRAWFORD, RIZLEY & PRICHARD

BY Jerry Reed
Jerry Reed, Attorneys for Plaintiffs

Stuart H. Russell
Stuart H. Russell, Attorney for Defendant

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

MARVIN MORRIS SAM,

Petitioner,

vs.

TULSA COUNTY DISTRICT COURT,
STATE OF OKLAHOMA,

Respondent.

NO. 71-C-174 ✓

FILED

JUN 4 1971 *W*

JOHN H. POE, Clerk
U. S. DISTRICT COURT

O R D E R

The Court has before it an instrument entitled "Application for a Writ of Mandamus." The petitioner, a prisoner in the Oklahoma State Penitentiary, seeks to file said application in forma pauperis, praying this Court to order the Tulsa County District Court to provide petitioner with a case made, appearance docket and complete transcript pertaining to case No. 21434 in which cause of action he was sentenced November 5, 1965. Petitioner alleges that he needs such transcript in order to perfect a petition for relief, and that he has previously filed an application for writ of habeas corpus and/or post-conviction appeal, No. A-14088, which was denied by the Oklahoma Court of Criminal Appeals March 22, 1967, reported, Sam v. State, Okl. Cr., 425 P.2d 619 (1967).

The Court finds that the right to proceed in forma pauperis does not include the right to obtain copies of transcripts and Court records without payment therefor to use in proposed or prospective litigation. Sides v. Tinsley, 333 F.2d 1002, 1003 (10th Cir. 1964); Hines v. Baker, 422 F.2d 1002, 1006 (10th Cir. 1970); and that pursuant to Rule 81(b), Federal Rules of Civil Procedure, the in forma pauperis petition should be denied.

IT IS, THEREFORE, ORDERED that the in forma pauperis application of Marvin Morris Sam to proceed without payment of costs be and it is hereby overruled and denied, and the application is dismissed.

Dated this 4th day of June, 1971, at Tulsa, Oklahoma.


UNITED STATES DISTRICT JUDGE

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

CLYDE L. BUTLER,)
)
 Plaintiff,)
)
 vs.)
)
 PIERCE, WULBERN, MURPHEY, INC.,)
 D. A. CAMPBELL COMPANY, INC.,)
 INVESCO INTERNATIONAL CORPORATION)
 (formerly Mickey Mantle's Country Cookin',)
 Inc.) and L. LOWRY MAYS,) CIVIL ACTION NO.
)
 Defendants.) 71-C-22
)

FILED
JUN 4 1971
JOHN H. POE, Clerk
U. S. DISTRICT COURT

DISMISSAL WITH PREJUDICE

Comes now the plaintiff, Clyde L. Butler, and dismisses the above styled and numbered cause of action with prejudice to the bringing of a future action.

Dated this 28th day of May, 1971.

Clyde L. Butler
Clyde L. Butler, Plaintiff

Jones, Givens, Brett, Gotcher & Doyle

By: Jack R. Givens
Jack R. Givens

1700 Fourth National Bank Building
Tulsa, Oklahoma 74119

Attorneys for Plaintiff

Come now the defendants, by and through their respective counsel of record, and consent to the dismissal of the above styled and numbered cause of action with prejudice to the bringing of any future action.

Rucker, Tabor, McBride & Hopkins

By: B. W. Tabor

P. O. Box 1439
Tulsa, Oklahoma 74101

Attorneys for Defendant
Pierce, Wulbern, Murphey, Inc.

Martin, Logan, Moyers, Martin & Conway

By: John M. Imel

John M. Imel
920 National Bank of Tulsa Building
Tulsa, Oklahoma 74103

Attorneys for Defendant
D. A. Campbell Company, Inc.

Thompson, Knight, Simmons & Bullion

By: Frank Finn

Frank Finn
2300 Republic National Bank Building
Dallas, Texas 75201

Attorneys for Defendant
Invesco International Corporation

Frederic Dorwart

Frederic Dorwart
2700 Fourth National Bank Building
Tulsa, Oklahoma 74119

Attorney for Defendant
L. Lowry Mays

It is hereby ordered that the above styled and numbered cause be dismissed
with prejudice.

Fred Daugherty
FRED DAUGHERTY
UNITED STATES DISTRICT JUDGE