

Territory Statutes which was also Section 2524 Mansfield Digest of the State of Arkansas which governed the devolution of said estate, the said Nancy Haikey mother of said deceased Ludie Cox, was her sole and only heir. **COMPARE**

The court further finds that by virtue of such enrollment of said Ludie Cox there was issued to her by the Creek Nation the following land now in Tulsa County, Oklahoma, to-wit:

Northwest Quarter of the Northwest Quarter of Section 12, township 17 north, range 14 East, containing 40 acres more or less which said land is the subject matter of this law suit.

The court further finds that by virtue of the fact that said Nancy Haikey was at the time of her said death and for a number of years previous thereto the lawful wife of one Frank Haikey, that the plaintiffs herein inherited no portion of said land and that said John Cox was not an heir of said deceased, Ludie Cox.

The court further finds that the defendant is in possession of said lands by virtue of a certain Guardian's Deed dated the 27th day of September, 1915, made by Lewis McHenry guardian of David McHenry, a minor, which deed was duly filed on the first day of October, 1915, and duly recorded in book 95, page 483 of the records of Tulsa County, Oklahoma, and that the defendant T. L. Mathews, together with those under whom he claims have been in possession of said land ever since August 22, 1902, the date of the selection of said land and such possession has been peaceable and adverse to all persons whomsoever and the said defendant has been in the actual possession of the said land since the 27th day of September, 1915, and said possession has been absolute, exclusive, peaceable and adverse to all persons whomsoever.

The court further finds that the said land was duly assigned to David McHenry, a minor, by virtue of an order of distribution and partition made by the County Court of Tulsa County Oklahoma in the matter of the estate of Silla McHenry, deceased, same being properly filed and recorded in the records of the County Court of Tulsa County, Oklahoma

The court, therefore, further find that the action of said plaintiffs is barred by the laws of the State of Arkansas in force in the Indian Territory at the time of the death of the said Ludie Cox and the said Nancy Haikey, her mother. That it is barred by the statutes of limitations of the State of Oklahoma, being section 4655 Revised Laws of 1910 and further by Section 4655 laws of the State of Oklahoma, and that the plaintiffs have no right, title or interest in or to said land and the titled of the same shall be quieted in the said defendant, T. L. Mathews and that the defendant Howard Young, was a tenant in possession of said land through said defendant, T. L. Matthews, and the plaintiffs have no cause of action against said defendant, Howard Young.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by the court that the plaintiffs in this case have no right, title or interest in or to the land in controversy and that the title of the defendant, T. L. Matthews in and to said land hereinbefore described be and the same is adjudged and, declared to be valid, perfect and quieted in said defendant, T. L. Matthews.

It is further ordered, adjudged, and decreed by the court that the plaintiffs and each of them be and they are hereby perpetually barred and enjoined from asserting any title or interest adverse to said defendant, T. L. Matthews in or to said tract of land or any portion thereof and they are further enjoined from bringing or maintaining any action against the same or any portion thereof.

And it is further ordered that the costs of this action be taxed against plaintiffs in this case.

W. B. Williams- District Judge