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thereof, finds that all the averments of plaintiff's petition are true as therein set forth; that on the 7th day of July, 1922, the said defendant H. D. Mode, collected and received from Quaker Royalties Company, through its agent O.J. McCann, the sum of Twelve Thousand and Five Hundred Dollars, (\$2500.00) and from one Redmond Homes or one Jake Homes, the sum of (\$1250.00) belonging to the plaintiff T. T. Blakely; that in all the said defendant collected money belonging to the plaintiff in the sum of Thirteen Thousand, Seven Hundred and Fifty Dollars (\$13750.00); that the plaintiff T. T. Blakely, has been paid by the defendant, H. D. Mode the total sum of Eight Hundred Dollars, (\$800.00); that the defendant H. D. Mode is now justly due and owes the plaintiff, T. T. Blakely the sum of Twelve Thousand, Nine Hundred and Fifty Dollars (\$12950.00)

That plaintiff and defendant were jointly engaged in, and did sell to the Quaker Royalties Company, all of the mineral and mineral rights in, and under the following described land in Okmulgee County, Oklahoma, to-wit:

South Half ( S $\frac{1}{2}$ ) of the Southeast quarter (SE $\frac{1}{4}$ ) of Section Thirty-three (33), Township Twelve North (12N) Range Twelve East (12E) in Okmulgee County, Oklahoma, containing Eighty (80) acres, more or less.

That the amount due the plaintiff T. T. Blakely, is his part of the commission paid by Quaker Royalties Company on the sale; the same being the property of the Plaintiff T. T. Blakely; was collected by the defendant H. D. Mode; and the said defendant has failed and refused and still refuses to make restitution thereof.

It is therefore ordered, adjudged and decreed by the court, that the plaintiff T. T. Blakely have and recover of the defendant H. D. Mode the sum of Twelve Thousand, Nine Hundred and Fifty Dollars, (\$12950.00) the entire amount sued for in this action; It is further ordered, adjudged and decreed that the plaintiff have and recover of defendant H. D. Mode his interest at Six per cent (6%) per annum, from the 7th day of July, 1922, to this date, amounting to the sum of Seven Hundred and Forty-four Dollars and Sixty-three Cents; It is further ordered, adjudged and decreed by the court that the said plaintiff have and recover of the defendant H. D. Mode, the total sum in the aggregate of Thirteen Thousand, Six Hundred, Ninety-four Dollars and Sixty-three Cents (\$13649.63) for which sum this court now renders judgment in favor of plaintiff T. T. Blakely and against the defendant H. D. Mode, and the court also renders judgment in favor of the plaintiff and against the defendant for his costs expended herein amounting to \$17.00; Court further orders that execution issue upon this judgment.

James Hepburn

Judge

ENDORSED: No. 10991  
IN THE DISTRICT COURT  
T. T. Blakely, plaintiff  
vs  
H. D. Mode, Defendant.  
JOURNAL ENTRY OF JUDGMENT  
FILED IN DISTRICT COURT  
OKMULGEE COUNTY, OKLAHOMA  
Jun -27-1923  
Eva Russell Court Clerk  
BY Eva Russell.

STATE OF OKLAHOMA     )  
                                  ) SS.  
OKMULGEE COUNTY        )

I, Eva Russell, Court Clerk, in and for the County and State aforesaid, do hereby certify that the instrument herewith attached is a full, true and correct copy of Journal Entry of Judgement as the same now appears of File & Rec. in this office.