

and have filed their answer to said petition, and was in open court announced ready for trial.

COMPARED And it further appearing to the satisfaction of the court that notice of this hearing, directed to all unknown heirs, executors, administrators, devisees, trustees and assigns, immediate and remote, of Josie Bruner, deceased, a Full Blood Creek Indian, Roll No. 2920, and to all unknown claimants to the estate and allotment of said Josie Bruner, deceased, has been given by publication, as provided by law; that said publication was made in the Tulsa Daily Legal News, a daily newspaper printed and published regularly in Tulsa County, Oklahoma, for more than one year next before the first publication of said notice, and having a general circulation in Tulsa County, Oklahoma; that said publication notice was made in the Tulsa Daily Legal News on Thursday of each week for (3) three consecutive weeks prior to the 26th day of January, 1924; that the first publication was on Thursday, the 13th day of December, 1923, and the last publication was on Thursday, January 3rd, 1924; that said notice was published in each issue of the Tulsa Daily Legal News, appearing on Thursday of each week for four issues, that is to say, in the issue of Thursday, December 13th, 1923, Thursday, December 20th, 1923, Thursday, December 27th, 1923, Thursday, January 3rd, 1924, and that proof of said publication has been made by the affidavit of Jennie C. Rosen, editor, owner and published of said paper, with a copy of said notice as published attached, and same was filed hereon on the 4th day of January, 1924, said publication notice and affidavit for publication are now examined in open court by the presiding judge thereof, and found regular in form and according to law in every respect, and the same is now hereby ratified, approved and confirmed by the court.

It further appearing to the satisfaction of the court that no pleading of any kind or appearance have been made on the part of any other persons or upon the part of any known or unknown heir to the estate and allotment of Josie Bruner deceased; and all parties appearing and represented as above recited not announcing in open court ready to proceed, the court thereupon proceeded to hear the oral and documentary evidence offered on behalf of petitioner, Conn Linn, who introduced his proof and rested, and no other proof being offered, the court finds as follows:

That Josie Bruner was a member of the Creek Tribe of Indians, duly enrolled as such upon the final and approved rolls of said Tribe opposite Roll No. 2920, as a Full Blood Creek Indian; that said Josie Bruner died on the 2nd day of July, 1900, being at that time about one year old; that he was a male child and at the time and date of his death, to-wit: July 2nd, 1900, he was an actual bona fide resident of that portion of Indian Territory now embraced and included within the limits of Tulsa County, Oklahoma, at a point therein Southwest of the Town of Red Fork, and upon the allotment of land allotted to Cila Anderson, which was the

Southwest Quarter (SW $\frac{1}{4}$) of Section Thirty-four (34), Township Nineteen (19) North, Range Eleven (11) East of the Indian Base and Meridian,

that the County Court of Tulsa County, Oklahoma, now has, and at all times since the erection and organization of the State of Oklahoma, has had full and complete jurisdiction of the settlement and probate of the estate of Josie Bruner deceased, and jurisdiction to hear and determine the matters and things alleged and prayed for in plaintiff's petition; that Josie Bruner was never married; that he died on July 2nd, 1900, in infancy, intestate and left no issues, no husband, no father, no mother, no sister, but that he did leave surviving him as his sole and only heir at law, one brother whose name was and is Dave Bruner, a Full Blood Creek Indian, duly enrolled as such opposite Roll No. 2919; and that he also left surviving him as his next nearest of kin, outside of his brother, Dave Bruner, two half brothers, to-wit: Arlinger Bruner and Megually Bruner, and one half sister, to-wit: Patty Bridges, who is the wife of Wade Bridges; that long after the death of Josie Bruner, Megually Bruner, his half brother died, after having conveyed all interest he had in the allotment and estate of Josie Bruner,