

IN THE DISTRICT COURT WITHIN AND FOR TULSA COUNTY, STATE OF OKLAHOMA.

GRANT R. McCULLOUGH, PLAINTIFF, :

vs. :

LARRY BROWN, NANCY BIGPOND, POLLY SKEETER:

NO. 863 D E C R E E.

LUKE FOX, ELIZABETH BEWLEY, ALICE JACK :

VESSIE BURGESS, ELLA WILCOX AND HENRY :

FOX, ADA FOX, KATIE FOX AND MARY FOX, :

MINORS, DEFENDANTS. :

BE IT REMEMBERED, that on this the 8th, day of April 1909, at the regular term of the above named Court, this cause came on for further hearing upon the report of the Commissioners heretofore appointed by the Court in this cause on the 5th, day of April 1909, to make partition of the real estate described in the Plaintiff's petition, according to and in conformity with the provisions and directions of a decree of this Court made and entered in this cause on the 5th, day of April 1909; the plaintiff appearing by P. L. Thurman, his attorney, and the defendant, Alice Jack, appearing by her attorneys, Abbott & Brown, and Mary Fox, Henry Fox, Ada Fox and Katie Fox appearing by their attorney and guardian ad litem, C. W. Gormly, thereupon the report of the commissioners, appointed to make partition of the land described in the petition herein, was taken up and considered by the Court.

And the Court after hearing the report of said Commissioners and being fully advised in the premises does find, that the said commissioners E. O. Carter, S. DeZell Hawley and J. L. Palmer, heretofore appointed by the Court to make partition of the lands described in plaintiff's petition between the plaintiff and the defendants herein, has made partition of the said land, the same being the allotment of Nathaniel Brown, deceased, in accordance with the terms, provisions and directions of the decree of this court heretofore made and entered on the 5th day of April 1909. And the Court does here and now approve, ratify and confirm the partition of said lands, as made and set out by the report of the Commissioners and its recommendations filed herein on the 7th, day of April 1909.

It is further found by the Court that due and legal service was had upon all of the defendants named herein, and upon Luke Fox as the legal guardian of the minor defendants Henry Fox, Mary Fox, Ada Fox and Katie Fox, and that after due and legal service was had upon said minors, C. W. Gormly, an attorney at law, was appointed by the Court as guardian ad litem to defend for the above named minors.

It is further by the Court considered, ordered and adjudged that of the said lands described in the plaintiff's petition herein there be and is hereby partitioned, awarded and set apart to the plaintiff, Grant R. McCullough, a two fifths interest in said land, as his full, just, fair and equitable portion thereof the following described lands, to-wit:

The Southeast Quarter of the Southwest Quarter of Section Ten (10) in Township Nineteen (19) North, of range Twelve (12) East of the Indian Meridian, except the right of way of the Arkansas Valley & Western Railway Co., over and across said land, containing after exceptions 37 acres, more or less.

Also the following described tract: Beginning at a point on the North Line of the Northeast Quarter of the Northwest Quarter of Section Fifteen (15) in Township Nineteen (19) North, of Range Twelve (12) East of the Indian Meridian, 528 feet East of the Northwest corner of the said Northeast Quarter of the Northwest Quarter, and running