

PLEASE **DO NOT** RE-APPRAISE

IN THE DISTRICT COURT OF CUSTER COUNTY
STATE OF OKLAHOMA

NEW PENN FINANCIAL, LLC D/B/A
SHELLPOINT MORTGAGE SERVICING,
Plaintiff,

Case No. CJ-2017-27

v.

Judge Douglas Haught

MARGARET M. SORTER AKA MARGARET
SORTER; SPOUSE, IF ANY, OF MARGARET
M. SORTER; LOWELL E. SORTER, JR. AKA
LOWELL EUGENE SORTER; SPOUSE, IF
ANY, OF LOWELL E. SORTER, JR.; AMBER
D. SORTER AKA AMBER DAWN SORTER;
SPOUSE, IF ANY, OF AMBER D. SORTER;
JOHN DOE, OCCUPANT; CITIMORTGAGE,
INC.; CARMEL FINANCIAL GROUP; STATE
OF OKLAHOMA EX REL OKLAHOMA TAX
COMMISSION; SANDI WORLAND; AND
UNKNOWN HEIRS, SUCCESSORS AND
ASSIGNS OF MARGARET M. SORTER,
DECEASED

Defendant(s).

ALIAS
SPECIAL EXECUTION AND ORDER OF SALE
WITH APPRAISEMENT

THE STATE OF OKLAHOMA, TO THE SHERIFF OF CUSTER COUNTY, GREETINGS:

WHEREAS, on March 12, 2018, in the above-entitled cause, the Plaintiff recovered a judgment against the Defendant(s), Lowell E. Sorter, Jr. and Amber D. Sorter, for the sum of \$66,627.92 with interest thereon from August 1, 2015, at the rate of 8.49% per annum, until paid, including late charges the further sum of \$2,500.00 attorney's fee, \$425.00 for title search, advance for taxes, insurance, property preservation and the costs of this action; and recovered a further judgment decreeing the purchase money mortgage set up and sued upon by the Plaintiff therein to be a valid and subsisting first lien upon the real estate, hereinafter described for the amount of said judgment, including interest, attorney's fee and costs, and foreclosing said purchase money mortgage and ordering that if redemption be not made from said judgment forthwith, upon praecipe filed therefore, a special execution and order of sale issued from the office of the Court Clerk directed to the Sheriff of Custer County, Oklahoma, commanding said Sheriff to sell said real estate, with the sale being published as directed by the Plaintiff in the same manner as sales of real estate taken under general execution, with appraisement, and directing the manner of the distribution of the proceeds arising from said sale; and

WHEREAS, said judgment in favor of the Plaintiff remains wholly unpaid, and there is now due and owing thereon the full amount thereof, with interest, costs and attorney's fee as hereinabove set out.

NOW, THEREFORE, this is to command you that you forthwith advertise as directed by Plaintiff and sell the lands hereinabove referred to, situated in Custer County, State of Oklahoma, and described as follows, to-wit:

LOT 3, BLOCK 1, SOUTH ADDITION TO THE CITY OF CLINTON, CUSTER COUNTY, OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF

PROPERTY ADDRESS: 1308 Shelley, Clinton, OK 73601

with appraisalment, and, in accordance with said judgment and from the proceeds thereof, pay:

- First. The costs of said sale and the cost of said action;
- Second. The judgment awarded the Plaintiff, New Penn Financial, LLC d/b/a Shellpoint Mortgage Servicing, including interest and attorney's fees, as set forth herein;
- Third. The lien awarded State of Oklahoma ex rel Oklahoma Tax Commission, including interest and attorney's fees, as set forth herein;
- Finally and the residue, if any, to be paid into Court to await the further order of the Court or a Judge thereof.

You will make due return of this Writ, with your proceedings endorsed thereon, within sixty (60) days from the date hereof.



WITNESS MY HAND AND OFFICIAL SEAL, this 22 day of April, 2019.

COURT CLERK

BY:

Staci Hunter
DEPUTY

SHAPIRO & CEJDA, LLC
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Oklahoma City, OK 73105-6431
(405)848-1819
Attorneys for Plaintiff
File No. 16-127402