

ORIGINAL
RETURN FOR FILING WITH
CUSTER COUNTY COURT CLERK

IN THE DISTRICT COURT OF CUSTER COUNTY
STATE OF OKLAHOMA

ARVEST BANK, SUCCESSOR IN INTEREST BY MERGER TO)
ARVEST MORTGAGE COMPANY,)
Plaintiff,)

v.)
WALTER WHITE; UNKNOWN HEIRS, SUCCESSORS AND ASSIGNS)
OF WALTER WHITE; JANET L. RUCKS; UNKNOWN SPOUSE, IF ANY)
OF JANET L. RUCKS; UNKNOWN TENANT, IF ANY, OF)
820 ELM STREET, CUSTER CITY, OKLAHOMA 73639,)
Defendants.)

Case No.: CJ-2018-28
Judge Haught

SPECIAL EXECUTION AND ORDER OF SALE

STATE OF OKLAHOMA, COUNTY OF CUSTER) SS:

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

GREETINGS:

WHEREAS the above-stated Plaintiff, on the 23rd day of July, 2018, in the above-styled cause, to enforce a mortgage lien upon the following described real property, to-wit:

LOTS 5 TO 12, INCLUSIVE, BLOCK 49 ORIGINAL TOWNSITE OF CUSTER CITY, CUSTER COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF.

Property Address: 820 Elm Street
Custer City, Oklahoma 73639

recovered judgment against the Defendant, Walter White, if living, and if deceased, his unknown successors, jointly and severally, in the total principal and interest sum of \$24,936.68 with interest thereon from March 6, 2018, at the rate of 6.875% per annum until paid, and attorney's fee in the amount of \$2,450.00, and all costs of this action; and a judgment of foreclosure of its first mortgage lien against the Defendant and to have said mortgage declared a valid, first, prior and superior lien upon the real property, improvements, buildings, appurtenances, hereditament and all other rights appertaining thereto, as hereinabove described, for and in the amounts above set forth, and ordering said real property and premises sold with appraisal, as provided in said mortgage and by law, to satisfy said indebtedness secured thereby, and forever barring the Defendant, or any of them, from any right, title, equity or interest in or to said real estate therein described adverse to the title of the purchaser at said sale, and that said lien be and the same is hereby foreclosed and the mortgage is hereby canceled in judgment; and,

WHEREAS, the judgment in favor of the Plaintiff remains wholly unpaid, and the Plaintiff has demanded a Special Execution and Order of Sale to issue in accordance with said judgment.

NOW, THEREFORE, you are hereby commanded to cause the said lands and tenements to be appraised and sold according to the judgment and law, subject to unpaid taxes and advanced preservation expenses, if any, and make return of this Order with your certificate thereon showing the manner in which you have executed the same within sixty (60) days from the date hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Court at my office in Custer County, Oklahoma, this 3rd day of August, 2018.



Court Clerk

By: Staci Hunter
Deputy

W. Brent Kelley, OBA #11380
Kelley & Taylor, P.C.
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