BARROW 74-C-197

CIVIL DOCKET

UNITED STATES DISTRICT COURT **Jury demand date:**

D. C. Form No. 106A Rev.

TITLE OF CASE	ATTORNEYS
UNITED STATES OF AMERICA, Plaintiff, vs. CLAUDE S. SMITH, VERSA T. SMITH, RAYMOND L. SAULTERS, IDA LOUISE SAULTERS, ASSOCIATES INVESTMENT & LOAN CORP., CLOVIS HARRISON, PEOPLES STATE BANK, IDEAL COOPERATIVE INVESTMENT CO., TULSA COUNTY TREASURER, and BOARD OF COUNTY COMMISSIONERS, Tulsa County SEARS, ROEBUCK AND CO., AMERICAN STATE BANK	For plaintiff: Robert P. Santee, Assistant U. S. Attorney For defendant: Louis J. Karey (The Saulters) 1110 Fourth National Bldg. Tulsa, OK 74119 918-583-1338 Joe L. Jackson (Amer. St. Bnk) 1606 First Ntl. Bnk. Bldg., Tulsa, OK 74103

STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 5-1-74	Clerk					
J.S. 6 mailed 2-1-75	Marshal					
Basis of Action:	Docket fee					
Mortgage Foreclosure	Witness fees					
Action arose at:	Depositions					

DATE	PROCEEDINGS	Date Order or Judgment Noted
4-29-74	1. COMPLAINT filed. Summons issued. e	
5-3-74	Return on service of summons filed: Served Raymond L. Saulters at Tulsa, Okla on 5-1-74 Served Ida Louise Saulters at Tulsa, Okla on 5-1-74 Served Associates Investment & Loan Corp. at Tulsa, Okla on 5-1-74 Served Clovis Harrison at Tulsa, Okla on 5-1-74 Served Peoples State Bank at Tulsa, Okla on 5-1-74 Served Ideal Cooperative at Tulsa, Okla on 5-1-74 Served Tulsa County Treasurer at Tulsa, Okla on 5-1-74 Served Board of Co. Commrs, at Tulsa, Okla on 5-1-74 Unable to serve Claude S. Smith and Versa T. Smith ds	
5-9-74	2. DISCLAIMER of Ideal Cooperative Investment Co., by atty Troye Kennon, filed. e	
5-15-74	3. DISCLAIMER of Peoples State Bank, filed by Atty Coleman L. Robinson. e	
5-16-74	4. ANSWER of Deft., Bd. of Cty. Commissioners, filed.jj	
5-16-74	5. ANSWER of Deft., Cty Treas., filed.jj	
5-23-74	6. Motion for service by publication pursuant to 28 USC 1655, filed. g	
5-24-74	7. ORDER for service by publication, filed. (AEB-J)g	
6-7-74	8. Separate ANSWER of Raymond L. Saulters and Ida Louise Saulters, fld. v	
6-26-74	Order of sale issued. rm	
7-3-74	9. Application to File Amendment to Complaint, filed.k	
7-8-74	10. Order, filed that Pltf. be allowed to file an Amendment to its Complaint. (AEB-J)k copies mailed.k	
7-9-74	11. Amendment to Complaint to Add Parties, filed, adding Sears, Roebuck and Co., and American State Bank.k	
7-23-74	12. Disclaimer of Deft. American State Bank, filed. v	
7-31-74	USM's service on amend. to complaint, ret. & filed: served Ida Louise Saulters and Peoples State Bank on 7-17-74; Associates Investment & Loan Corp. and Ideal Cooperative Investment Co., 7-15-75; Clovis Harrison on 7-29-74; Tulsa County Tr. and Bd. Commrs. on 7-12-74; UNSERVED as to Claude S. Smith and Versa T. Smith. (USM $25.32)g	
7-31-74	USM's service on complaint & amend. to complaint, ret. & filed: served American State Bank and Sears Roebuck & Co., 7-17-74. (USM $8.76)g	
8-21-74	13 Mot. for service by publication pursuant to 28 USC 1655, filed.g	
8-27-74	14. Order for service by publication, filed.(AEB-J)a	
10-9-74	15. Proof of Publication with fee of $74.50, filed. v	

D. C. 110A Rev. Civil Docket Continuation

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-30-74	16. Proof of Publication, filed with fee of $74.25. b	
11-8-74	17. Affidavit for entry of default by clerk, filed.k	
11-8-74	18. Entry of default by clerk, filed. Default entered.k	
1-14-75	19. Judgment of foreclosure, filed and entered, that pltf. have judg. against defs., Claude S. and Versa T. Smith, in rem and Raymond L. and Ida Louise Saulters, in personam, in amt. of $5,713.14, w/int. at 5 1/4% from 2/7/74, plus costs; and for mtg. foreclosure; that County of Tulsa hve judg. against defs. Raymond L. and Ida Louise Saulters for sum of $16.20, plus int. & penalties; that pltf. have judg. in rem against def. Clovis Harrison, Associates Investment & Sears, Roebuck.(AEB-J)	rm
1-15-75	20. Bill of costs, filed. Costs taxed in amt. of $217.83. (JCS-Clk)	rm
1-17-75	Order of sale issued. rm	
1-23-75	21. Order of sale, filed.	
1-23-75	22. Oath of Appraisers, filed. ds	
1-23-75	23. Appraisement, filed. ds	
4-22-75	New Order of sale issued. rm	
4=22-75	Notice of sale on 3-7-75 returned & filed/unexecuted - no sale held. (USM $12.00)g	
8-25-75	Order of sale issued. v	
8-29-75	24 Order of sale, filed. g	
10-6-75	25 Notice of Sale W/Marshals return of Order of sale attached. Sold property to Sec. HUD on 10-6-75 for $6,060.00, filed. mm (USM: $6.00)	
10-8-75	26 Marshal's Return of Sale, filed. Executed by selling property to Sec. HUD on 10-6-75 W/expenses of $15.00 & publisher's fees of $49.98.mm	
10-8-75	27 Motion to Confirm Sale, filed.mm (O to J)	
10-8-75	28 Order Confirming Marshal's Sale, filed. (AEB-J)mm	
12-12-75	29 Pltf., Mot. for Writ of Assistance, filed.tc Writ to Marshal.	
12-29-75	USM service on Writ of Assistance, ret. & filed: served Ida Louise Saulters and Raymond L. Saulters by serving Rendla Jedene Saulter, daughter, on 12-12-75. (USM $6.72)g	
1976		
1-15	30 Pltf's mo. for writ of assistance, filed. ph Writ issued.	
1-29	31 Mot. for Special Setting, fld. by Pltf. v	
2-2	MO: Pltf's mot. for Special setting, or in the alternative, for referral to a US Mag. is hereby granted and this case is referred to Magistrate Morris L. Bradford for F&R re confirmation of judicial sale. (AEB-J)k cps mld	
2-9	MO: Case set for hrg. before Mag. Bradford re pltf's motion to confirm judicial sale on 2-20-76 at 1:30 p.m. Parties directed to file briefs on or before 2-17-76. (MLB-Mag)k cps by KT	

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DATE	PROCEEDINGS	Date Order or Judgment Note
1976		
2-18	USM service of Order and Writ of Assistance, filed: served Raymond L. Saulters and Ida Louise Saulters on 1-16-76. (USM $18.96)g	
2-20	MO: Case called for hrg. before Mag. Bradford on pltf's mot. to confirm judicial sale. Parties present. Hrg. passed to 2-23-76 at 1:30 p.m. pending settlement. (MLB-Mag)k	
2-23	MO: Case called for continued hrg. before Mag. Bradford on pltf's mot. to confirm judicial sale. Parties present. Hrg. on mot. for sale stricken on request of pltf. Judgment satisfied in full as per Order. (MLB-Mag)k	
2-23	32. Pltf's motion to set aside confirmation of sale, filed.k	
2-25	33. Order, filed and entered, that Order confirming marshal's sale of 10/8/75 be set aside; all proceedings after entry of judg. on 1/14/75 are stricken and set aside; and rescinding minute order of 2/2/76.(AEB-J)rm - copies mailed	
2-26	34. Release of judgment, filed. hm	