

ORIGINAL

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1-7-21
Donna Howell, Court Clerk

IN THE DISTRICT COURT OF BECKHAM COUNTY
STATE OF OKLAHOMA

INTERBANK,

Plaintiff,

vs.

Case No. CJ-20-55

TOSH SERVICE CENTER INC., an
Oklahoma corporation; and KEVIN TOSH, an
individual,

Defendants.

SPECIAL EXECUTION AND ORDER OF SALE

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

WHEREAS, on November 9, 2020, in Case No. CJ-2020-55, wherein InterBank was Plaintiff and Tosh Service Center Inc., an Oklahoma corporation, and Kevin Tosh, an individual, were Defendants, the Plaintiff recovered a judgment on its Second Cause of Action against the Defendant, Kevin Tosh, an individual, for the principal amount of \$226,840.77, plus Late Charges in the amount of \$2,715.72, plus escrow shortage in the amount of \$6,420.11, plus other costs in the amount of \$25.00, plus accrued interest in the amount of \$11,179.36, with interest accruing at the rate of \$37.2889 from November 9, 2020, until paid, the reasonable attorney's fees to be determined by the Court, and for all costs advanced by Plaintiff and for costs accruing, as provided in the Judgment filed in the action, and a further Decree of Foreclosure of Mortgage upon the following described real property situated in Beckham County, State of Oklahoma, to-wit:

LOT SEVEN (7) IN BLOCK ONE (1) OF THE QUAIL RIDGE
ADDITION TO THE CITY OF SAYRE, OKLAHOMA, LESS AND
EXCEPT ALL OIL AND GAS AND OTHER MINERALS IN AND
UNDER THE PROPERTY a/k/a 7 N. Covey, Sayre, OK 73662

and directing the same to be sold, with appraisalment, and to apply the proceeds arising therefrom as follows:

- FIRST: In payment of costs of said sale and to the costs of this action;
- SECOND: In payment to the Plaintiff, InterBank, the principal amount of \$226,840.77, plus Late Charges in the amount of \$2,715.72, plus escrow shortage in the amount of \$6,420.11, plus other costs in the amount of \$25.00, plus accrued interest in the amount of \$11,179.36, with interest accruing thereon at the rate of \$37.2889 from November 9, 2020, until paid; plus Plaintiff's attorney's fees to be determined by the Court, and for all costs of this action.
- THIRD: That the residue, if any, be held to await the further order of this Court.

NOW, THEREFORE, YOU ARE HEREBY COMMANDED to proceed to levy upon and sell, with appraisalment, according to law, and as directed by said Judgment, the land and tenements hereinbefore described and apply the proceeds arising from said sale as directed by said Judgment as aforesaid, and make due return of the Execution with your proceedings endorsed thereon, showing

the manner in which you have executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Court, at my office in Sayre, Oklahoma in said county, on this 7th day of January, 2021

Donna Howell, Court Clerk

By: Audra Lawrence
Deputy

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