

Filed in District Court Aug. 23, 1943
D. C. #107645

IN THE DISTRICT COURT OF OKLAHOMA COUNTY, OKLAHOMA

Harden Mortgage Loan Company,
a corporation, Plaintiff

-vs-

Farmers and Merchants National Bank of Los Angeles, California, a corporation; Irvington Trust Company, a corporation; Sandy Hill National Bank, a corporation; and the unknown successors, trustees and assigns of said corporations, if they, or any of them have been dissolved; J. E. Smith, if living and if dead, his unknown heirs, executors, administrators, trustees, devisees and assigns; and the unknown owners and holders of special assessment and improvement bonds issued by the City of Oklahoma City, Oklahoma, by virtue of Ordinance #3686 in Series #902; Ordinance #3714 in Series #914; Ordinance #3716 in Series #916; Ordinance #3732 in Series #923; Ordinance #3735 in Series #924; Ordinance #3738 in Series #925; Ordinance #3739 in Series #926; Ordinance #3751 in Series #931; Ordinance #3756 in Series #934; Ordinance #3969 in Series #991; and The City of Oklahoma City, Oklahoma, a municipal corporation, J. W. Knizek, Oma Knizek, W. S. Ing and Grace Ing, Defendants

No. 107645

Now on this 23rd day of August, 1943, the above entitled action comes on to be heard, plaintiff being represented by its attorneys of record and the defendant, City of Oklahoma City, Oklahoma, being represented by the municipal counselor thereof. The court finds that due, legal and statutory service of summons has been had upon the defendants, The City of Oklahoma City, Oklahoma, J. W. Knizek, Oma Knizek, W.S. Ing and Grace Ing, his wife, by personal service of summons in Oklahoma County, Oklahoma. The Court further finds that due, legal and statutory service, by publication, has been had upon each and all of the other defendants named in the caption hereto.

Whereupon, the court examines the affidavit for publication, the affidavit of mailing and non-mailing, and the affidavit of military service on file, and being fully advised in the premises approves each and every one of the same and finds that this is a proper case in which judgment should be entered.

Whereupon, the plaintiff introduced its evidence and rested and the defendant, City of Oklahoma City, introduced its evidence and rested, and none of the other defendants introduced any evidence. Whereupon, after hearing the evidence and being fully advised in the premises, the court finds that all of the allegations of plaintiff's petition, and amendment thereto, are true and correct, and that it is entitled to the relief therein prayed for. The court further finds that the plaintiff is the owner and in possession of the following described real estate, all situated in Creston Hills Addition to Oklahoma City, Oklahoma County, Oklahoma, to-wit:

- Lots 1, 2, 3, 4, 7, 8, 11, 12, 13, 14, 15, 17, 19, 20, 21, 22, 23, 24, Block 1.
- Lots 6, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17, 22, 23, 24, in Block 2.
- Lots 1, 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 15, in Block 3.
- Lots 1, 2, 3, 4, 5, 8, 12, 13, 14, 17, 18, 19, 21, 22, 23, 26, 27, 28, in Block 4.
- Lots 29, 30, 31, 34, 35, 36, 37, 38, 39, 42, 43, in Block 4.
- Lots 1, 2, 3, 4, 5, 6, 7, 8, 13, 14, 15, 16, 17, 26, 29, 33, 34, 35, in Block 5.
- Lots 36, 37, 38, 39, 40, in Block 5.
- Lots 4, 6, 7, 8, 9, 10, 11, in Block 6.
- Lots 1, 2, 5, 6, 8, 14, 17, 20, 21, 22, 23, 24, in Block 7.
- Lots 1, 2, 3, 5, 6, 7, 8, 9, 10, 12, 14, 15, 16, 18, 19, 20, 21, 22, 23, in Block 8.
- Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, in Block 9.
- Lots 1, 2, 3, 4, 5, 6, 8, 9, 10, 12, 13, 14, 15, 16, 17, in Block 10.
- Lots 1, 2, 4, 7, 8, 12, 18, 24, in Block 11.
- Lots 1, 3, 4, 5, 6, 7, 10, 11, 12, 14, 15, 16, 17, in Block 12.
- Lots 2, 3, 9, 10, 11, 13, 16, in Block 13.
- Lots 1, 2, 10, 11, 13, 16, 17, in Block 14.
- Lots 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, 15, 17, 19, 20, in Block 15.
- Lots 1, 3, 13, 14, 15, 16, 17, 19, 20, 21, 22, 23, 24, in Block 16.
- Lots 1, 2, 3, 4, 7, 8, 9, 12, 13, in Block 17.
- Lots 1, 2, 3, 4, 6, 7, 10, 12, 17, 20, 21, 22, 23, 24, 25, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, in Block 18.
- Lots 2, 3, 4, 5, 7, 11, 12, 13, 14, 15, 16, 17, 18, 19, 22, 23, Block 19.
- Lots 1, 5, 6, 7, 8, 12, 13, 14, 15, in Block 20.
- Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, in Block 21.
- Lots 1, 2, 3, 4, 5, 7, 8, 9, 10, 12, 13, 14, 15, 16, 18, 21, 22, 23, in Block 22.
- Lots 25, 26, 27, 28, 29, in Block 22.
- Lots 1, 2, 3, 4, 8, 9, 10, 11, 12, 13, 14, 15, 16, in Block 23.
- Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23, in Block 24.
- Lots 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22, 23, 24, 25, 26, 29, 31, 32, 33, 35, 36, in Block 25.
- Lots 1, 3, 4, 5, in Block 26.
- Lots 1, 2, 3, 4, 5, 6, 7, 8, 10, in Block 27.
- Lots 1, 2, 3, 4, 5, 8, 9, 10, in Block 28.
- Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, in Block 29.
- Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, in Block 30.
- Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, in Block 31.
- Lots 1, 2, 3, 4, 5, in Block 32.

And that the claims of each and all of the defendants named in the caption hereto are junior and inferior to the said title and possession of plaintiff.

It is therefore hereby ordered, adjudged and decreed that the title of plaintiff, in and to said real estate, is hereby fully quieted and perfected as against the defendants named in the caption hereto, and all persons claiming under them, and said defendants, and each of them, and all persons claiming under them, are hereby barred, estopped and foreclosed from setting up or claiming any right, title or interest in, to, or upon said real estate, or any part thereof. The court further finds that each and all of the special assessments and installments thereof, heretofore levied against said real estate, and each and every part thereof, by virtue of the ordinances in the series named in the caption hereto, have been fully cancelled and extinguished, and the defendant, The City of Oklahoma City, is hereby ordered and directed to cause its proper officials to show such cancellation upon the books and records of said City.

O.K.: Twyford & Smith
Attorneys for Plaintiff

O.K.: Granville Scanland,
Attorneys for the City of Oklahoma

Levis R. Morris, Judge

I, DALE SMITH, Court Clerk of Oklahoma County, Oklahoma, hereby certify that the foregoing is a correct and complete copy of the instrument set out as appears of record in the District Clerk's Office of Oklahoma County, Oklahoma, this 28th day of February, 1966.

DALE SMITH, Court Clerk