

dered in said Court in the said case of Edwin Harrison, Receiver, Plaintiff, vs. Dick Saye, et al., Defendants, No. 3059, Equity, by the terms of which said final decree it was ordered adjudged and decreed that the real estate hereinafter described be sold by the undersigned as Special Master and Receiver free and clear of liens for general and special taxes then due and that the proceeds derived from the sale thereof be applied by the undersigned, as follows:

First: To the payment of the costs of the said Equity suit 3059 and the expenses of the sale and all taxes due on the land hereinafter described;

Second; The balance to the payment of the claim of the defendant, The Commerce Trust Company, aggregating the sum of \$89,041.98; and

Third: The balance, if any, be retained by the undersigned as the Receiver in equity suit 2792 and applied to the claims of the plaintiffs and intervenors as provided in said decree in equity suit No. 2792 as a part of the assets of the John O. Mitchell Company.

That it is further ordered adjudged and decreed that the property hereinafter described be sold by said Edwin Harrison, as such Special Master and Receiver at public sale to the highest and best bidder for cash without appraisal thereof and that the undersigned should sell all the right, title, interest and estate of all parties, plaintiffs and defendants, in said ancillary suit, as well as all the parties, plaintiffs and defendants, in equity suit 2792 and all the right, title, interest and estate which had been conveyed to the undersigned as such Receiver or Special Master by the said parties to said equity suit No. 2792 and that said sale should be made by the undersigned as such Receiver and Special Master under the said ancillary decree at the State Court House in the County of Tulsa, State of Oklahoma.

That the undersigned should give previous notice of such sale signed by him as Special Master and published once a week for four weeks in the Tulsa Daily World of Tulsa, Oklahoma, a daily newspaper published and having a general circulation in the County of Tulsa, State of Oklahoma, the County in which the property hereinafter described is situated, five of said notices should be put up at the Court House in Tulsa, Oklahoma, and five other public places in the County of Tulsa at least two of which should be put up in the Township or Townships in which the said City of Tulsa is situated; and

WHEREAS, the Clerk of said Court, on the 21st day of January, A. D. 1924, delivered to me a duly certified copy of said ancillary decree in said equity suit 3059 and under and by virtue of the authority conferred upon me by said decree and the certified copy thereof delivered to me as aforesaid, I did proceed to make said sale in pursuance to said notice thereof on Saturday, the 1st day of March, A. D. 1924, at the Tulsa County Court House in the City of Tulsa, State of Oklahoma, at the place at said Court House where said sales are usually held and did then and there offer for sale and sell at public auction all the right, title, interest and estate of all the parties, plaintiffs and defendants in said suit, as well as all the right, title, interest and estate of all the right, title, interest and estate, which had been conveyed to me as such Receiver or Special Master by the said parties to said equity suit 2792 of, in and to the real estate hereinafter described; and

WHEREAS, at said sale Jesse A. Tolerton was then and there the highest and best bidder at and for the sum of Fifty Thousand Dollars (\$50,000.00) for the tract of land hereinafter described; and

WHEREAS, I duly reported the said sale to the said court for its confirmation, approval or rejection accompanying the said report with proof of the publication of said notice and the posting thereof, which said report was duly filed in said Court on Monday, the 3rd day of March, A. D. 1924; and

WHEREAS, at the time of filing said report a Motion was filed by the undersigned as plaintiff in said action No. 3059 and Jesse A. Tolerton as the assignee of all the plaintiffs and intervenors, except the Pontiac State Bank of Pontiac, Illinois, in equity suit