

IN THE CIRCUIT COURT OF BENTON COUNTY, ARKANSAS  
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DIVISION

BANK OF AMERICA, N.A.

PLAINTIFF

VS.

CASE NO.: CV13-

THOMAS J. MALOSKIE; THE CURRENT  
SPOUSE OF THOMAS J. MALOSKIE; BANK  
OF AMERICA, N.A.; WATER-LOU ESTATES  
PROPERTY OWNERS' ASSOCIATION; THE  
OCCUPANTS OF 11690 GABRIEL LANE,  
BENTONVILLE, AR 72712; UNKNOWN  
HEIRS OF THOMAS J. MALOSKIE; AND  
SURVIVING SPOUSE OF THOMAS J.  
MALOSKIE

BRENDA DESHIELDS  
CLERK AND RECORDER  
BENTON COUNTY, AR.

2014 NOV 5 PM 2 39

FILED

DEFENDANTS

NOTICE OF COMMISSIONER'S SALE

NOTICE IS HEREBY GIVEN, That in pursuance of the authority and directions contained in the decretal order of the Circuit Court of Benton County, made and entered on the 5th day of January, 2015, in a certain cause No. CV13-1720-4 then pending therein between Bank of America, N.A. and THOMAS J. MALOSKIE; THE CURRENT SPOUSE OF THOMAS J. MALOSKIE; BANK OF AMERICA, N.A.; WATER-LOU ESTATES PROPERTY OWNERS' ASSOCIATION; THE OCCUPANTS OF 11690 GABRIEL LANE, BENTONVILLE, AR 72712; UNKNOWN HEIRS OF THOMAS J. MALOSKIE; AND SURVIVING SPOUSE OF THOMAS J. MALOSKIE, the undersigned, as Commissioner of said Court, will offer for sale at public venue to the highest bidder, at the Benton County Courthouse, Bentonville, Arkansas, in which said Court is held, in the County of Benton, within the hours prescribed by law for judicial sales, on the 5th day of January, 2015, at 9:15 a.m., the following described real estate, situated in Benton County, Arkansas, to-wit:

A part of Tract 9, Water-Lou Estates, a Subdivision to Benton County, Arkansas, as shown on plat record 21L, at page 146, and being identified as Tract 12D on a

re-plat of a part of tract 9, on plat record P2, at page 601, being more particularly identified as follows:

A part of the SE 1/4 of the SE 1/4 of Section 15, T-20-N, R-31-W, Benton County, Arkansas being more particularly described as follows: Commencing at the SW Comer of said SE1/4 of the SE1/4, thence N 89 degrees 50 minutes 23 seconds E, 167.77 feet to the point of beginning; thence N 89 degrees 50 minutes 23 seconds E, 654.23 feet; thence N 39 degrees 58 minutes 20 seconds W, 513.76 feet; thence S 36 degrees 42 minutes 42 seconds W, 107.65 feet; thence S 39 degrees 17 minutes 28 seconds W, 141.99 feet; thence S 43 degrees 50 minutes 52 seconds W, 64.84 feet; thence S 50 degrees 23 minutes 19 seconds W, 159.01 feet; thence S 02 degrees 47 minutes 43 seconds W, 51.29 feet to the point of beginning containing 3.01 acres, more or less.

Together with a access easement to Gabriel Lane through an easement identified as "Easement No. 1" as described in land document No. 99-2264, and being subject to "Easement No.2" as described in land document No. 99-2263.

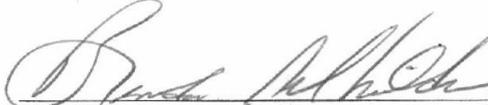
Also,

Subject to a 50 foot easement for ingress and egress and utilities described as commencing at the SW Comer of said SE1/4 of the SE 1/4, thence N 89 degrees 50 minutes 23 seconds E, 192.81 feet to the point of beginning, said point being on the centerline of the easement, thence along said centerline as follows: N 02 degrees 47 minutes 33 seconds E, 38.97 feet; thence N 50 degrees 23 minutes 19 seconds E, 149.41 feet; thence N 43 degrees 50 minutes 52 seconds E, 67.27 feet; thence N 39 degrees 17 minutes 28 seconds E, 143.54 feet; thence N 36 degrees 42 minutes 42 seconds E, 76.99 feet to the center of a 40 foot diameter cul-de-sac: thence continue through said cul-de-sac N 36 degrees 42 minutes 42 seconds E, 31.68 feet; thence N 34 degrees 38 minutes 16 seconds E, 223.42 feet; thence N 30 degrees 20 minutes 59 seconds E, 228.33 feet: thence N 59 degrees 50 minutes 28 seconds E, 56.58 feet to the end of the easement and subject to all other easements of record.

Commonly known as: 11690 GABRIEL LANE, BENTONVILLE, AR 72712.

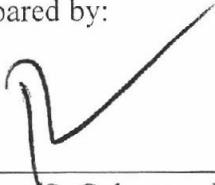
TERMS OF SALE: On a credit of three months, the purchaser being required to execute a commercial corporate security bond as required by law and the order and decree of said Court in said cause, with approved security, bearing interest at the rate of ten percent per annum from date of sale until paid, and a lien being retained on the premises sold to secure the payment of the purchase money.

Given under my hand this 5<sup>th</sup> day of Nov., 2014.

  
Commissioner in Chancery.



Prepared by:



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