

IN THE CIRCUIT COURT OF BENTON COUNTY, ARKANSAS  
DIVISION 6

DELTA TRUST & BANK

PLAINTIFF

V.

CASE NO: CIV 2013-1434-6

BILL W. DAVIDSON;  
JOYCE A. DAVIDSON; and  
OZARK CAPITAL CORPORATION

DEFENDANTS

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NOTICE OF COMMISSIONER'S SALE

NOTICE IS HEREBY GIVEN, pursuant to the authority contained in the decretal order of the Benton County Circuit Court entered in case number CV 2013-1434-6, styled as set forth above, the undersigned, as Commissioner of the Court, will offer for sale, at public venue to the highest bidder, at the west steps of the main entrance of the Benton County Courthouse, 102 N.E. "A" St., Bentonville, AR 72712, Arkansas, on Monday, December 30, 2013 at 10:00 a.m., the following described real property and all improvements thereon, all situated in Benton County, Arkansas, to-wit:

TRACT 1:

LOT 2, BARBER ADDITION, GRAVETTE, BENTON COUNTY,  
ARKANSAS, AS SHOWN ON PLAT FILED AS P002-462.

ALSO:

TRACT 2:

PART OF THE FRACTIONAL SW1/4 OF THE NW1/4 AND PART OF  
THE FRACTIONAL NW1/4 OF THE SW1.4, SECTION 7, TOWNSHIP

**20 NORTH, RANGE 32 WEST, GRAVETTE, BENTON COUNTY, ARKANSAS, MORE PRECISELY DESCRIBED AS FOLLOWS: BEGINNING AT AN IRON PIN AT THE NE CORNER OF SAID NW1/4, SECTION 7, THENCE SOUTH 00°11'41" WEST 338.30 FEET TO AN IRON PIN, THENCE NORTH 89°53'59" WEST 334.87 FEET TO AN IRON PIN, THENCE NORTH 00°11'41" EAST 490.89 FEET TO AN IRON PIN AT THE SW CORNER OF LOT 4, REVISED BARBER ADDITION; THENCE ALONG THE SOUTH LINE OF SAID ADDITION, SOUTH 89°02'47" EAST 335.00 FEET TO AN IRON PIN AT THE SE CORNER OF LOT 1, SAID ADDITION; THENCE SOUTH 00°11'41" WEST 147.60 FEET TO THE POINT OF BEGINNING, AND BEING SUBJECT TO ANY EASEMENTS OF RECORD.**

TERMS OF SALE: On a credit of three (3) months, the purchaser being required to execute a bond as required by law and the decree of the Court, with approved security, bearing interest at the maximum rate allowed by law from date of sale until paid, and a lien being retained on the property so to secure the payment of the purchase money; provided, however, that if the Plaintiff, its successors or assigns, becomes the purchaser at such sale for an amount not in excess of its judgment, interest and costs herein, in lieu of giving bond, it may credit the amount of its bid, less the cost of these proceedings, including the Commissioner's fee on the judgment herein rendered at the time of confirmation of such sale, which credit shall be an extinguishment of its judgment to the extent of such credit. The property described above will be sold subject to all property taxes (real and personal) due and payable.

Any announcements made by the Commissioner at the time of sale will take precedence over this notice.

Given under my hand this 5th day of December, 2013.

/S/ Brenda Deshields  
Brenda DeShields, Commissioner

G. Nicholas Arnold, Esq.  
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