

**COMMISSIONER'S SALE**

NOTICE IS HEREBY GIVEN, Pursuant to the authority and terms of sale contained in the decretal order of the Benton County Circuit Court entered in Case No. **CIV 2012-1502-6** pending between The Bank of New York Mellon f/k/a The Bank of New York, as Trustee for the Certificateholders of CWABS, Inc., Asset-Backed Certificates, Series 2004-13, Plaintiff, and Pascual Garay aka Pasqual Garay aka Pasqual S. Garay, et al., Defendants, the undersigned, as Commissioner of the Court, will offer for sale, at vendue to the highest bidder, at the front entrance door of the Benton County Courthouse, Bentonville , Arkansas on Thursday, March 7, 2013, at 10:15 o'clock a.m./p.m. the following-described real estate, situated in Benton County, Arkansas, to-wit:

**LOT 3 BLOCK 2, REGENCY EAST, PHASE 1, TO THE CITY OF ROGERS,  
BENTON COUNTY, ARKANSAS, AS DESIGNATED ON PLAT RECORD "S"  
AT PAGE 187.**

**More commonly known as: 1837 S E STREET, ROGERS, AR 72756\_**

**TERMS OF SALE:** Are as set forth within the orders and foreclosure decree of the Benton County Circuit Court entered in Case No. CIV 2012-1502-6, including but not limited to the following - should any successful bidder fail to perform under the instructions of the Commissioner at time of sale, then that bid shall be void and set aside. The Commissioner thereafter shall find that the subject property be awarded to the next successive highest bidder, until performance is rendered.

Also, on a credit of three months, the purchasers are required to execute a bond as required by law and the order and decree of the Court with approved security, bearing interest at the maximum rate allowed by Arkansas law 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 11th day of February, 2013.

Brenda DeShields, COMMISSIONER