

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. **CV13-1797-6** pending between Bank of America, N.A., Plaintiff, and Jason Kapity, 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 August 28, 2014, at 10:00 o'clock a.m. the following-described real estate, situated in Benton County, Arkansas, to-wit:

**Lot 46, Hico Manor Subdivision, to the City of Siloam Springs, Benton County, Arkansas, as shown in Plat Record P4 at Page 815.
Subject to easements, rights of way, and protective covenants of record, if any.**

More commonly known as: 1409 SUNRISE CIR, SILOAM SPRINGS, AR 72761_

TERMS OF SALE: Are as set forth within the orders and foreclosure decree of the Benton County Circuit Court entered in Case No. CV13-1797-6, 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 15th day of July, 2014.

/s/Brenda DeShields, COMMISSIONER