

**IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS
SIXTH JUDICIAL CIRCUIT
TWELFTH DIVISION**

**ROBERT WHEELER, Individually, and
ROBERT WHEELER, as Trustee**

PLAINTIFF

VS.

CASE NO.: 60CV-18-76

U.S. BANK, N.A.

DEFENDANTS

U.S. BANK, NATIONAL ASSOCIATION

**THIRD PARTY PLAINTIFF/
COUNTERCLAIMANT**

VS.

**THE ESTATE OF LAVONIA E. WHEELER;
THE UNKNOWN PERSONAL
REPRESENTATIVE OF THE ESTATE OF
LAVONIA E. WHEELER; THE UNKNOWN
HEIRS OF LAVONIA E. WHEELER; THE
UNKNOWN SPOUSE OF LAVONIA E.
WHEELER; BOB WHEELER; THE
UNKNOWN SPOUSE OF BOB WHEELER;
ROBERT WHEELER, INDIVIDUALLY;
ROBERT WHEELER, AS TRUSTEE; THE
UNKNOWN SPOUSE OF ROBERT
WHEELER; AND THE CURRENT
OCCUPANTS OF 14 PLATTE DRIVE,
MAUMELLE, AR 72113**

THIRD PARTY DEFENDANTS

NOTICE OF COMMISSIONER'S SALE

NOTICE IS HEREBY GIVEN that pursuant to the authority and directions contained in the decretal order of the Circuit Court of Pulaski County, Arkansas, made and entered on October 24, 2019, in a certain cause (No. 60CV-18-76) then pending between U.S. Bank, N.A., Third-Party

Plaintiff/Counterclaimant, and The Estate of Lavonia E. Wheeler, *et al.*, Third-Party Defendants, the undersigned, as Commissioner of said Court, will offer for sale at public venue to the highest bidder, at the Pulaski County Courthouse in which said Court is held, located at **401 West Markham Street, Little Rock, Arkansas 72201**, within the hours prescribed by law for judicial sales, on **December 5, 2019 at 12:00 P.M.**, the following-described real estate, situated in Pulaski County, Arkansas:

LOT 101, RIVERLAND SUBDIVISION, IN THE CITY OF MAUMELLE, PULASKI COUNTY, ARKANSAS AND AS SHOWN ON PLAT OF RECORD IN PLAT BOOK A, PAGE 958, RECORDS OF PULASKI COUNTY, ARKANSAS.

Commonly known as **14 Platte Drive, Maumelle, Arkansas 72113**.

TERMS OF SALE: The subject property will be sold on a credit of three (3) months; the purchaser may execute a bond, with a commercial corporate surety, bearing interest from the sale until payment at the maximum rate allowed by law; and the payment of the judgment shall be secured by a lien upon the subject property.

Should the Third-Party Plaintiff, U.S. Bank, N.A. (“U.S. Bank”), become the purchaser at the sale for an amount in excess of its judgment, interest, costs and attorneys’ fees, in lieu of giving bond, the Third-Party Plaintiff may credit the amount of its bid, less the costs of these proceedings, including the Commissioner’s fee, on the judgment. This credit shall extinguish U.S. Bank’s judgment to the extent of the credit.

Should U.S. Bank’s bid exceed the amount of the judgment, costs and attorneys’ fees, Plaintiff shall be required to give bond only for any resulting surplus of funds. Any surplus from the sale over and above the judgment, interests, costs and attorneys’ fees shall be paid to the Pulaski County Circuit Court Clerk.

The sale will constitute a permanent bar to all right of redemption, dower, curtesy, homestead and possession which any parties might claim as to the subject real property. The real property hereinabove described is indivisible and it cannot be divided without materially impairing its value or the value of Plaintiff’s lien thereon and said real property shall be sold as a whole.

