

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
SIXTH DIVISION

PROSPERITY BANK, a Texas banking  
Association, successor by merger to  
The F&M Bank & Trust Company

PLAINTIFF

V. NO. 60CV-16-5423

LUKE WALTER QUINN, III and TERRY KENT  
QUINN, Trustees of the QUINN LIVING TRUST  
DATED AUGUST 31, 2009;  
L. WALTER QUINN, III, Individually;  
TERRY KENT QUINN, individually;  
DEPARTMENT OF FINANCE AND  
ADMINISTRATION, STATE OF ARKANSAS

DEFENDANTS

THE MALVERN NATIONAL BANK

INTERVENOR AND  
THIRD PARTY PLAINTIFF

V.

LUKE WALTER QUINN, III and TERRY KENT  
QUINN, Trustees of the QUINN LIVING TRUST  
DATED AUGUST 31, 2009;  
L. WALTER QUINN, III, Individually;  
TERRY KENT QUINN, individually;  
PROSPERITY BANK, a Texas banking  
Association, successor by merger to  
The F&M Bank & Trust Company

DEFENDANTS

BEAR STATE BANK; and  
JOHN THURSTON, in his official capacity  
as Commissioner of State Lands

THIRD PARTY DEFENDANTS

NOTICE OF COMMISSIONER'S SALE

NOTICE IS HEREBY GIVEN that on February 8, 2018, at 12:00 p.m.,  
pursuant to the authority contained in the Judgment and Decree of Foreclosure of  
this Court dated and filed January 2, 2018, (the "Decree") of the Pulaski County

Circuit Court in Case No. 60CV-16-5423, the undersigned Commissioner appointed by the Court will offer for sale at public auction the following described real estate, commonly known as 5 River View Point, Little Rock, Arkansas, and more particularly described as follows:

LOT 10, RIVERVIEW POINT SUBDIVISION TO THE CITY OF LITTLE ROCK, PULASKI COUNTY, ARKANSAS, BEING SHOWN ON PLAT RECORDED AS PLAT NO. A-104, RECORDS OF PULASKI COUNTY, ARKANSAS.

(the "Property").

The above-described Property shall be sold at the Pulaski County Courthouse where such sales are customarily conducted, in the City of Little Rock, Pulaski County, Arkansas, at the time stated above. The terms of the foreclosure sale shall be for cash due to be paid by close of business on the day of sales or on credit terms up to 90 days with interest, except as to Malvern National Bank ("MNB"), which is entitled to offset bid against its judgment awarded herein.

The foreclosure sale shall be a sale to the highest bidder(s), as set forth above, with prompt performance due. If on the date of sale prompt performance is not made, MNB shall be entitled, but not required, to enforce performance or to take the second highest bid(s) (and so on until the Property is sold to a bidder) and all rights of MNB as to any non-performing bidders are hereby reserved as to non-performing bidders.

Upon confirmation of the sales herein ordered, the Pulaski County Commissioner shall execute and deliver to the purchaser(s) a Commissioner's Deed,

conveying all right, title and interest in and to the Property free and clear of all claims thereto.

The purchaser(s) shall, upon receipt of a Commissioner's Deed, be entitled to immediate possession of the Property.

You are invited to review the entire Decree in the Pulaski County Circuit Court records in this case on file with the Clerk of the Court or by obtaining a copy from the undersigned counsel upon written request.

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

DATED this 19<sup>th</sup> day of January, 2018.

/S/ Sherry Means  
COMMISSIONER

Submitted by:

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*Attorneys for Malvern National Bank*