

THIS INSTRUMENT APPOINTS THE SUBSTITUTE TRUSTEE(S) IDENTIFIED TO SELL THE PROPERTY DESCRIBED IN THE SECURITY INSTRUMENT IDENTIFIED IN THIS NOTICE OF SALE THE PERSON SIGNING THIS NOTICE IS THE ATTORNEY OR AUTHORIZED AGENT OF THE MORTGAGEE OR MORTGAGE SERVICER.

Notice of Foreclosure Sale

Tuesday, May 3, 2022

FILED April 26th A.D. 2022
LIVE OAK COUNTY, TEXAS
IDA M. SANCHEZ, CLERK, COUNTY COURT
BY [Signature] DEPUTY
AT 10:49 O'CLOCK AM

Deed of Trust:

- Dated:** May 26, 2015
- Grantor:** RAYMOND BENAVIDEZ and BONNIE BENAVIDEZ
- Trustee:** CARLOS J. KLUTTS
- Substitute Trustee:** MARK M. CONNALLY, JR.
P.O. Box 91193
San Antonio, Bexar County, Texas 78209
- Lender:** SOUTHWEST TEXAS LAND HOLDINGS, LLC, a Texas limited liability company
- Recorded in:** Document No. 215845 in Book OR, Volume 316, Page 365, of the Official Public Records of Live Oak County, Texas
- Property:** THE SURFACE ESTATE ONLY IN AND TO TRACT NO. 10, A 10.762 ACRE TRACT IN THE LOUIS ROMERO SURVEY, LIVE OAK COUNTY TEXAS.

BEING a 10.762 acre tract or parcel of land in Brush Country Estates, an unrecorded subdivision in Live Oak County, Texas, and being a part of the Louis Romero Survey, A-395, in Live Oak County, Texas, and being a part of that certain 150.707 acre tract described in a deed from THAD R. MOORE, a single man, and RICHARD L. MOORE, a single man, to SOUTHWEST TEXAS LAND HOLDINGS, LLC, a Texas limited liability company, dated November 17, 2014 and recorded as Document No. 213721 in Volume 302, Page 446 of the Official Records of Live Oak County, Texas. Said 150.707 acre tract being a part of that certain 153.78 acre tract described as Tract Three in a deed from the ESTATE OF LUCY R. MOORE to THAD R. MOORE, a single man, and RICHARD L. MOORE, a single man, dated September 7, 2011 and recorded as Document No. 195442 in Volume 193, Page 122 of the Official Public Records of Live Oak County, Texas, and being Tract No. 4 of the Partition of the L.A. Reagan 678.31 acre estate as shown on the plat

recorded in Volume 3, Page 65 of the Plat Records of Live Oak County, Texas; said 10.762 acre tract more particularly described by metes and bounds on Exhibit "A" attached hereto and made a part of this instrument for all purposes. A PORTION OF THIS PROPERTY IS OR MAY BE LOCATED IN THE 100-YEAR FLOOD PLAIN.

Secures: Real Estate Lien Note ("Note") in the original principal amount of \$59,000.00, executed by RAYMOND BENAVIDEZ and BONNIE BENAVIDEZ ("Borrower") and payable to the order of Lender.

Foreclosure Sale:

Date: Tuesday, May 3, 2022
Time: The sale of the Property will be held between the hours of 10:00 A.M. and 1:00 P.M. local time; the earliest time at which the Foreclosure Sale will begin is 10:00 A.M.
Place: Live Oak County Courthouse, 301 Houston Street, George West, TX 78022, or any such place so designated by the Live Oak County Commissioners for the place for such sales.
Terms: The Foreclosure Sale will be conducted as a public auction and the Property will be sold to the highest bidder for cash, except that the Lender's bid may be by credit against the indebtedness secured by the lien of the Deed of Trust.

Default has occurred in the payment of the Note and in the performance of the obligations of the Deed of Trust. Because of that default, Lender has requested Substitute Trustee to sell the Property. Therefore, notice is given that on and at the Date, Time, and Place for the Foreclosure Sale described above, Substitute Trustee will sell the Property in accordance with the Terms of Sale described above, the Deed of Trust, and applicable Texas law.


If the Lender passes the Foreclosure Sale, notice of the date of any rescheduled foreclosure sale will be reposted and refiled in accordance with the posting and filing requirements of the Deed of Trust and the Texas Property Code.

The Foreclosure Sale will be made expressly subject to any title matters set forth in the Deed of Trust, but prospective bidders are reminded that by law the Foreclosure Sale will necessarily be made subject to all prior matters of record affecting the Property, if any, to the extent that they remain in force and effect and have not been subordinated to the Deed of Trust. For the avoidance of doubt, the Foreclosure Sale will not cover any part of the Property that has been released of public record from the lien and/or security interest of the Deed of Trust by the Lender. Prospective bidders are strongly urged to examine the applicable property records to determine the nature and extent of such matters, if any.

Pursuant to Section 51.009 of the Texas Property Code, the Property will be sold "AS IS," without any expressed or implied warranties, except as to the warranties (if any) provided for under the

Deed of Trust. Prospective bidders are advised to conduct an independent investigation of the nature and physical condition of the Property.

Pursuant to Section 51.0075(a) of the Texas Property Code, Substitute Trustee reserves the right to set further reasonable conditions for conducting the Foreclosure Sale. Any such further conditions shall be announced before bidding is opened for the first sale of the day held by Substitute Trustee.



MARK M. CONNALLY, JR., Substitute Trustee

DALE L. OLSON
Registered Professional Land Surveyor
711 Water Street
Bastrop, Texas 78602
Phone (512)321-5476 Fax (512)303-5476
olsonsurvey@sbcglobal.net

FIELD NOTES FOR TRACT NO. 10, A 10.762 ACRE TRACT IN THE LOUIS ROMERO SURVEY IN LIVE OAK COUNTY, TEXAS.

BEING a 10.762 acre tract or parcel of land out of and being a part of the Louis Romero Survey, A-395, in Live Oak County, Texas, and being a part of that certain 150.707 acre tract in the Louis Romero and Louis Leal Survey, A-23, described in a deed from Thad R. Moore and Richard L. Moore to Southwest Texas Land Holding, LLC., dated Nov. 17, 2014, recorded in Vol. 302, Page 446, Live Oak County Official Public Records. Said 150.707 acre tract being a part of that certain 153.78 acre tract described as Tract Three in a deed from the Estate of Lucy R. Moore to Thad R. Moore and Richard L. Moore recorded in Vol. 193, Page 122, of the Live Oak County Official Records and being Tract No. 4 of the Partition of the L.A. Reagan 678.31 acre Estate as shown on plat recorded in Vol. 3, Page 65, Live Oak County Plat Records. Herein described tract or parcel of land being more particularly described by metes and bounds as follows:

COMMENCING FOR REFERENCE at a fence corner post found at the intersection of the west line of County Road No. 229 with the north line of Farm to Market Road No. 1358, the southeast corner of the 153.78 acre and 150.707 acre tracts.

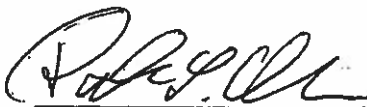
THENCE with the west line of County Road No. 229 and east line of the 153.78 acre and 150.707 acre tracts, N 28 deg. 50 min. 49 sec. W, 423.11 feet to a 5/8 inch iron rod set for angle; N 00 deg. 55 min. 31 sec. E, 2423.26 feet to a 5/8 inch iron rod set for the POINT OF BEGINNING, the southeast corner of this tract.

THENCE crossing said 153.78 acre and 150.707 acre tracts, N 88 deg. 55 min. 05 sec. W, 1362.96 feet to a 5/8 inch iron rod set in west line of same, the east line of that certain 153.792 acre tract described in a deed from Campbell A. Patton, et. al., to Daniel Garcia, Jr., recorded in Vol. 587, Page 294, Live Oak County Deed Records, for the southwest corner of this tract.

THENCE with the west line of the 153.78 acre and 150.707 acre tracts, the east line of the Garcia 153.792 acre tract, N 01 deg. 04 min. 55 sec. E, 344.07 feet to a 5/8 inch iron rod set for the northwest corner of this tract.

THENCE crossing said 153.78 acre and 150.707 acre tracts, S 88 deg. 55 min. 05 sec. E, 1362.08 feet to a 5/8 inch iron rod set in east line of same, the west line of County Road No. 229, for the northeast corner of this tract.

THENCE with the west line of County Road No. 229 and east line of the 153.78 acre and 150.707 acre tracts, S 01 deg. 10 min. 27 sec. W, 15.07 feet to a 5/8 inch iron rod set at angle; S 00 deg. 55 min. 31 sec. W, 329.01 feet to the POINT OF BEGINNING, containing 10.762 acres of land.



Dale L. Olson
Reg. Pro. Land Surveyor 1753

OR

Michael D. Olson
Reg. Pro. Land Surveyor 5386

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Order# 14-353-02-10

Date Created: 11-24-14

DANIEL GARCIA, Jr.
153.792 Ac. Tr.
587/294

SCALE: 1" = 200'

- IRON ROD FOUND
- 5/8 IRON ROD SET
- ▲ FENCE POST
- ⊙ UTILITY POLE
- ✱ FENCE LINE
- ⊕ ELECTRIC LINE
- ▬ BOUNDARY LINE
- ⊥ PIPE LINE

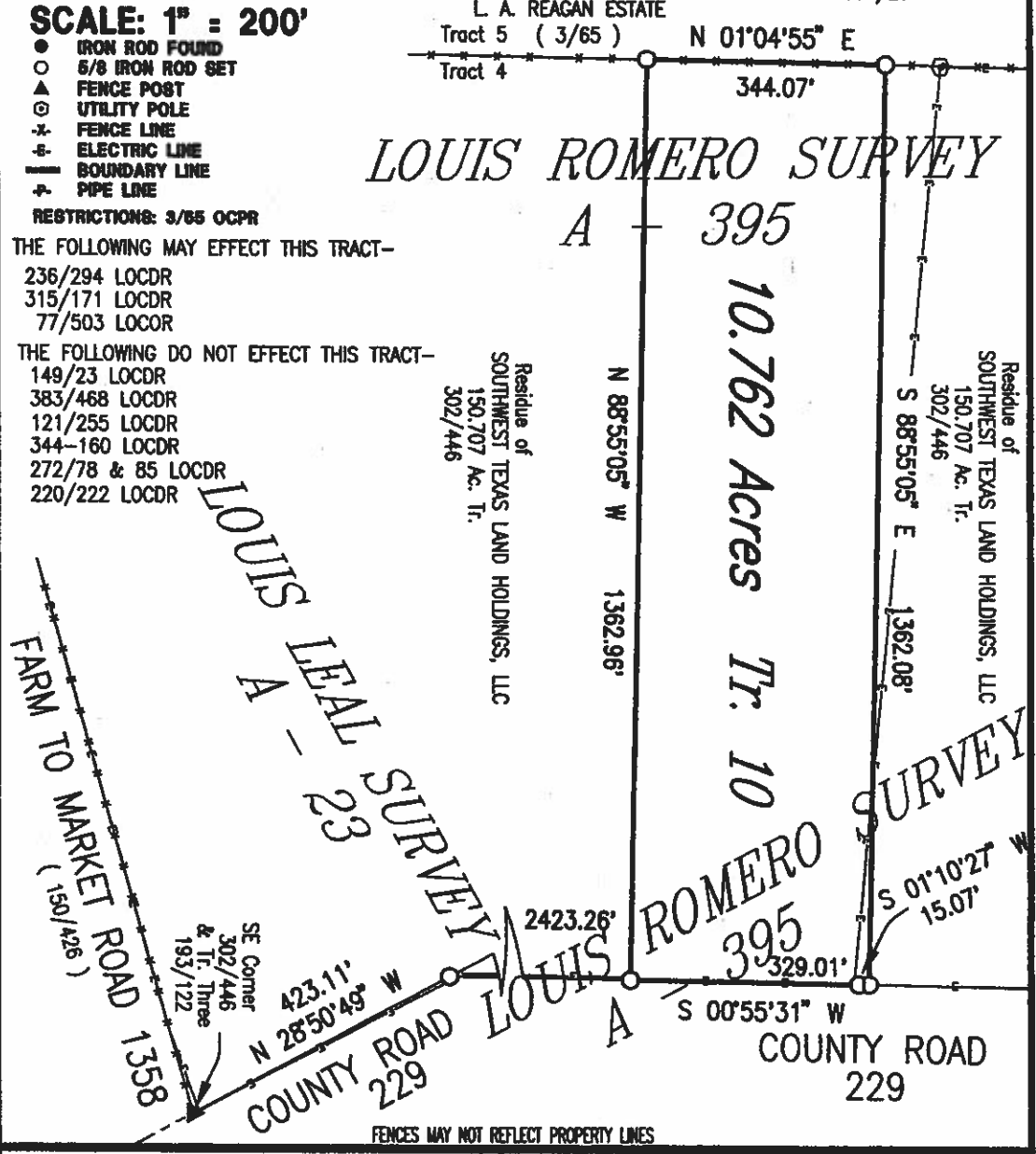
RESTRICTIONS: 3/65 OCPR

THE FOLLOWING MAY EFFECT THIS TRACT-
236/294 LOCDR
315/171 LOCDR
77/503 LOCOR

THE FOLLOWING DO NOT EFFECT THIS TRACT-
149/23 LOCDR
383/468 LOCDR
121/255 LOCDR
344-160 LOCDR
272/78 & 85 LOCDR
220/222 LOCDR

L. A. REAGAN ESTATE
Tract 5 (3/65)
Tract 4

LOUIS ROMERO SURVEY



FENCES MAY NOT REFLECT PROPERTY LINES

The undersigned does hereby certify to the Title Agency, Underwriter, Lender, Mortgage Co. and/or Purchaser, that this survey was, this day, made on the ground, on the property legally described herein, and is correct, and there are no discrepancies, conflicts, shortages in area, boundary line conflicts, encroachments, overlapping of improvements, visible utility lines, or roads in place, except as shown hereon, and that said property has frontage on a dedicated road way, except as shown hereon.

CERTIFIED COPY ONLY
IF YELLOW SEAL IS PRESENT

DALE L. OLSON
REGISTERED PROFESSIONAL LAND SURVEYOR
711 WATER STREET (512) 321-5476 BASTROP, TEXAS

SURVEY PLAT
of a 10.762 ACRE TRACT, in the
LOUIS ROMERO SURVEY, A-239,
in LIVE OAK COUNTY, TEXAS.

Dale L. Olson

DALE L. OLSON MICHAEL D. OLSON
REG. NO. 1793 REG. NO. 5000
DALE L. OLSON SURVEYING COMPANY
DATE: 11/21/14

SCALE: 1" = 200.00'	SOUTHWEST TEXAS LAND HOLDINGS, LLC		
DRAWN BY: K. Godes	DATE: 11/21/14	DESK-FILE: 353-24	ORDER: 14-353-23-34