

Carrington Foreclosure Services, LLC
P.O. Box 3309
Anaheim, California 92803
For Sale Information: (888) 313-1969
For Reinstatement Requests: 1-866-874-5860
Pay Off Requests: 1-800-561-4567
TS#: 22-27789

NO. _____ TIME 1:45 PM

DEC 15 2022

DONALD GREGORY, COUNTY CLERK
TYLER COUNTY, TEXAS
By: [Signature]

NOTICE OF SUBSTITUTE TRUSTEE'S SALE

WHEREAS, on 2/10/2005, Kevin Vaughn Scherry and Kristi Michelle Scherry, husband and wife, as Grantor/Borrower, executed and delivered that certain Deed of Trust, in favor of G. Tommy Bastian, as Trustee, Mortgage Electronic Registration Systems, Inc. as beneficiary, as nominee for Countrywide Home Loans, Inc. as Beneficiary which deed of trust secures the payment of that certain promissory note of even date therewith in the original amount of \$109,137.00, payable to the order of Mortgage Electronic Registration Systems, Inc. as beneficiary, as nominee for Countrywide Home Loans, Inc. which Deed of Trust is Recorded on 2/11/2005 as Volume , Book 798, Page 70, in Tyler County, Texas, Deed of Trust covers all of the real property, personal property, and fixtures described therein, including , but not limited to, all the following described property, rights and interests (the "Property"), to-wit:

BEING 1.5355 acres, more or less, and being the South 1/2 Of Tract 42, Timberlea Estates, in the W.W. BAKER SURVEY, Abstract No. 1007, Tyler County, Texas, described as follows, to-wit:

BEGINNING at a 3/4" Iron Rod at the Southeast corner of Tract N0. 42, in the North Right of Way line of F.M. Highway No. 2827;

**THENCE N 15° 20' 16" W along the East line of Tract No. 42, 267.55 feet to a 5/8" Iron Rod for corner;
THENCE S 74° 39' 44" W 250.00 feet to a 5/8" iron Rod for corner in the West line of Tract No. 42;
THENCE S 15° 20' 16" E along and with the said West line, 267.55 feet to a 3/4" Iron Rod at the Southwest corner of same, in the North Right of Way line of said Highway;
THENCE N 74° 39' 44" E along and with the said Right of Way line, 250.00 feet to the place of
BEGINNING, containing 1.5355 acres of Land, more or less.**

Commonly known as: **4800 FM HWY 2827 WARREN, TX 77664**

WHEREAS, the Trustee named in the Deed of Trust having been removed, the legal holder of the indebtedness described in the Deed of Trust appointed **Tommy Jackson, Keata Smith, Stephanie Hernandez or Carolyn Ciccio , Dustin George** or either of them, as Substitute Trustee (each being referred to as the "Substitute Trustee"), upon the contingency and in the manner authorized by the Deed of Trust: and

WHEREAS, defaults have occurred in the covenants of the Deed of Trust, monetary or otherwise, and the indebtedness secured by and described in the Deed of Trust is now wholly due, and Carrington Mortgage Services, LLC whose address is 1600 Douglass Road, Suite 200 A, Anaheim, CA 92806 is acting as the mortgage servicer for **BankUnited N.A.**, which is the mortgagee of the Note and Deed of Trust or mortgage and the legal holder of such indebtedness and the liens securing same has requested either one of the Substitute Trustees to sell the Property in accordance with applicable law and the terms and provisions of the Deed of Trust. Carrington Mortgage Services, LLC is authorized to represent the mortgagee by virtue of a written servicing agreement with the mortgagee. Pursuant to that agreement and Texas Property Code Section 51.0025, Carrington Mortgage Services, LLC is authorized to administer the foreclosure referenced herein.

NOW, THEREFORE, NOTICE IS HEREBY GIVEN, that on **3/7/2023 at 1:00 PM**, or no later than three (3) hours after such time, in **Tyler County, Texas**, the Substitute Trustee will sell the Property at public venue to the highest bidder for cash. The sale will take place at the area designated by the Commissioner's Court for sales of real property under a power of sale conferred by a deed of trust or other contract lien as follows: **NORTH ENTRANCE OF THE COURTHOUSE UNDER THE STAIRS OR AS DESIGNATED BY THE COUNTY COMMISSIONERS**



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NOTICE IS FURTHER GIVEN that , except to the extent that the Substitute Trustee may bind and obligate Mortgagors to warrant title the Property under the terms of the Deed of Trust, conveyance of the Property shall be made without any representations or warranties whatsoever, express or implied.

If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Trustee, and the successful bidder shall have no further recourse.

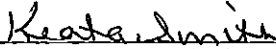
If the sale is set aside for any reason, the Purchaser at the sale shall be entitled only to a return of the deposit paid. The Purchaser shall have no further recourse against the Mortgagor, the Mortgagee, or the Mortgagee's Attorney.

ASSERT AND PROTECT YOUR RIGHTS AS A MEMBER OF THE ARMED FORCES OF THE UNITED STATES. IF YOU ARE OR YOUR SPOUSE IS SERVING ON ACTIVE MILITARY DUTY, INCLUDING ACTIVE MILITARY DUTY AS A MEMBER OF THE TEXAS NATIONAL GUARD OR THE NATIONAL GUARD OF ANOTHER STATE OR AS A MEMBER OF A RESERVE COMPONENT OF THE ARMED FORCES OF THE UNITED STATES, PLEASE SEND WRITTEN NOTICE OF THE ACTIVE DUTY MILITARY SERVICE TO THE SENDER OF THIS NOTICE IMMEDIATELY.

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.

WITNESS, my hand this 12/14/2022

WITNESS, my hand this 12-15-22



✓ By: Hung Pham, Trustee Sale Specialist
Carrington Foreclosure Services, LLC as
authorized agent for Mortgagee or Mortgage
Servicer

By: Substitute Trustee(s)
Tommy Jackson, Keata Smith, Stephanie
Hernandez or Carolyn Ciccio

1600 South Douglass Road, Suite 140
Anaheim, CA 92806

C/O Carrington Foreclosure Services, LLC
1600 South Douglass Road, Suite 140
Anaheim, CA 92806