

ASSERT AND PROTECT YOUR RIGHTS AS A MEMBER OF THE ARMED FORCES OF THE UNITED STATES. IF YOU OR YOUR SPOUSE IS SERVING IN ACTIVE MILITARY DUTY, INCLUDING ACTIVE MILITARY DUTY AS A MEMBER OF THE TEXAS NATIONAL GUARD, 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.

2014-69
FILED FOR RECORD
MAY 16, 2016
3:40 O'CLOCK f.m.

NOTICE OF SALE BY SUBSTITUTE TRUSTEE

STATE OF TEXAS

§

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF NAVARRO

§

SHERRY DOWD, County Clerk
NAVARRO COUNTY, TEXAS

Note:

Sale Contract dated February 11, 2008 ^{BY} executed and delivered ^{and delivered} by ^{to} LaQuinta D. Jordan to Walter Mortgage Company

Security Instrument:

Purchase Money Deed of Trust, dated February 11, 2008, executed and delivered by LaQuinta D. Jordan to Walter Mortgage Company, to secure payment of that certain Sale Contract, recorded on March 11, 2008, as Document Number 00002282, in Navarro County, Texas.

Original Creditor:

Walter Mortgage Company

Current Owner and Holder:

U.S. Bank, N.A., as trustee for Mid-State Trust IV by Ditech Financial LLC, as servicer with delegated authority

Loan Servicer:

Ditech Financial LLC FKA Green Tree Servicing LLC ("Servicer"), 7360 S Kyrene Rd, Mailstop T325, Tempe, AZ 85283, by virtue of a loan servicing agreement

Appointed Substitute Trustees:

JIM MILLS, SUSAN MILLS, EMILY NORTHERN, ALEXANDRA ZOGRAFOS HOLUB, RUSSELL SLATON
9065 Jollyville, Suite 203A, Austin, TX 78759

Note: Each substitute trustee is authorized individually, to act alone without the joinder of the other trustees.

AND

T. J. RINEY, J.O. CREWSE, S.G. HARVEY, B.K. PACKARD,
5420 LBJ Freeway, Suite 220, Dallas, TX 75225

The Substitute Trustees are authorized to sell the Premises at public venue to the highest bidder or bidders, for cash.

Property to be sold:

1418 NE County Road 2010, Powell, TX 75153, and as further described in Exhibit A attached hereto, along with the improvements on such real

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property and any after acquired permanent improvements or title to such improvements and/or real property (the "Premises" as described in §9.604 of the Texas Uniform Commercial Code).

Date of Sale: **Tuesday, June 7, 2016.**

Time of Sale: The sale will begin no earlier than 1:00 PM and no later than three (3) hours thereafter.

Location of Sale: At the County Courthouse in Navarro County, Texas, on the front steps of the courthouse, unless the location of the sale has been otherwise designated to a specific location by the Commissioner's Court of Navarro County. If such a designation by the Commissioner's Court has been made and recorded after the date hereof and prior to the time of the sale, then the Substitute Trustee will sell the Premises at the area designated by the Commissioner's Court of Navarro County, Texas.

Terms of Sale: The sale will be conducted as a public auction to the highest bidder for cash, subject to the provisions of the Purchase Money Deed of Trust permitting the beneficiary thereunder to have the bid credited to the note up to the amount of the unpaid debt secured by the Purchase Money Deed of Trust at the time of sale.

Those desiring to purchase the property will need to demonstrate their ability to pay their bid immediately in cash if their bid is accepted.

The sale will be made expressly subject to any title matters set forth in the Security Instrument, but prospective bidders are reminded that by law the 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 Security Instrument. The sale shall not cover any part of the property that has been released of public record from the lien of the Security Instrument. Prospective bidders are strongly urged to examine the applicable property records to determine the nature and extent of such matters, if any.

Pursuant to the Security Instrument, the beneficiary has the right to direct the Trustee to sell the property in one or more parcels and/or to sell all or only part of the property.

Pursuant to section 51.009 of the Texas Property Code, the property will be sold in "as is, where is" condition, without any express or implied warranties, except as to the warranties of title (if any) provided for under the Purchase Money Deed of Trust. Prospective bidders are advised to conduct an independent investigation of the nature and physical condition of the property.

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Pursuant to section 51.0075 of the Texas Property Code, the trustee reserves the right to set further reasonable conditions for conducting the sale. Any such further conditions shall be announced before bidding is opened for the first sale of the day held by the trustee or any substitute trustee.

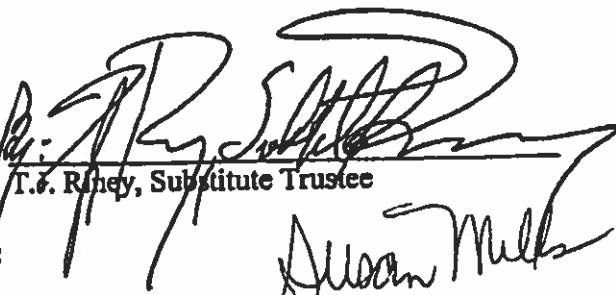
Type of Sale:

The sale is a non-judicial sale being conducted pursuant to the power of sale granted by the Security Instrument executed by LaQuinta D. Jordan.

Default and Notice:

Default has been made in payment of the Note and Security Instrument and the Note is now unpaid, delinquent and in default. All required notices have been given to LaQuinta D. Jordan and any and all other necessary parties with regard to the defaulted indebtedness. Servicer has requested the undersigned, substitute trustee, to post, file and give notice of foreclosure of the Security Instrument and the lien thereof in accordance with applicable Texas law and the terms and provisions of the Security Instrument.

Dated: April 13, 2016.


T.J. Riney, Substitute Trustee


Susan Mills

AFTER RECORDING, PLEASE RETURN TO:

Riney Packard, PLLC
Attn: T.J. Riney
Two Lincoln Centre
5420 LBJ Freeway, Suite 220
Dallas, Texas 75240

PROPERTY ADDRESS:
1418 NE County Road 2010
Powell, TX 75153

RF FILE NO. DITE01-57

BORROWER: Jordan, LaQuinta D.

Jordan, LaQuinta D.

EXHIBIT "A"

All that certain tract or parcel of land situated in the W. P. Wood Survey, Abstract 859, Navarro County, Texas, being the South $\frac{1}{4}$ of that certain called 1.54 acre tract described in a Warranty Deed with Vendor's Lien from Elbert Kelly to Albert Griggs, dated July 28, 1980, recorded in Volume 1066, Page 746 of the Deed Records of Navarro County, Texas, and being more particularly described by metes and bound as follows:

BEGINNING at a fence corner post found marking the Southeast corner of said 1.54 acre tract;

THENCE South 63 deg. 24 min. 00 sec. West, with the South line of said 1.54 acre tract, a distance of 271.99 feet to the Southwest corner of said 1.54 acre tract, being in the West line of said W. P. Wood Survey, and being in a county road; a stake set for reference in a fence bears North 63 deg. 24 min. 00 sec. East, 41.35 feet;

THENCE North 30 deg. 00 min. 00 sec. West, with the West line of said 1.54 acre tract and said W. P. Wood Survey, a distance of 116.42 feet to the Northwest corner of the herein described tract; a $\frac{1}{2}$ " iron rod set for reference in a fence bears North 63 deg. 09 min. 33 sec. East, 41.57 feet;

THENCE North 63 deg. 09 min. 33 sec. East, a distance of 300.99 feet to a $\frac{1}{2}$ " iron rod set for the Northeast corner of the herein described tract, being in the East line of said 1.54 acre tract;

THENCE, South 15 deg. 57 min. 00 sec. East, with the East line of said 1.54 acre tract, a distance of 119.54 feet to the **POINT OF BEGINNING** and containing 0.768 acre of land.

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