

### Notice of [Substitute] Trustee Sale

**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.**

#### 1. Date, Time and Place of Sale.

**Date:** 05/01/2018

**Time:** The sale will begin at 11:00 AM or not later than three hours after that time

**Place:** NAVARRO CENTER, 800 N MAIN EAST ENTRANCE OR AS DESIGNATED BY THE COUNTY COMMISSIONER'S OFFICE PURSUANT TO SECTION 51.002 OF THE TEXAS PROPERTY CODE AS THE PLACE WHERE FORECLOSURE SALES ARE TO TAKE PLACE OR AS DESIGNATED BY THE COUNTY COMMISSIONERS

**Property Address:** 11215 FM 638, Dawson, TX 76639

**2. Terms of Sale:** The sale will be conducted as a public auction to the highest bidder for cash. Pursuant to the deed of trust, the mortgagee 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 deed of trust. Any conveyance of the property is subject to all matters of record affecting the property.

**3. Instrument to be Foreclosed:** The instrument to be foreclosed is the Deed of Trust or Contract Lien dated 02/02/2007 and recorded 02/09/2007 in Document 00001431, real property records of Navarro County, Texas, with **Mike D. Miller and Jana Miller, husband and wife** grantor(s) and **TEXAS STATE HOME LOANS, INC.** as Lender, Wells Fargo Bank, National Association as Trustee for Soundview Home Loan Trust 2007-OPT1, Asset-Backed Certificates, Series 2007-OPT1 as Beneficiary.

**4. Appointment of Substitute Trustee:** In accordance with Texas Property Code Sec. 51.0076, the undersigned authorized agent for the mortgage servicer has named and appointed, and by these presents does name and appoint **RANDY DANIEL, CINDY DANIEL, ALLAN JOHNSTON, ROBERT LAMONT, SHARON ST. PIERRE, HARRIETT FLETCHER, SHERYL LAMONT, DAVID SIMS, RONNIE HUBBARD, WES WEBB OR CARL NIENDORFF**, Substitute Trustee to act under and by virtue of said Deed of Trust.

**5. Obligation Secured:** Deed of Trust or Contract Lien executed by **Mike D. Miller and Jana Miller, husband and wife**, securing the payment of the indebtedness in the original principal amount of \$206,511.00, and obligations therein described including but not limited to the promissory note; and all modifications, renewals and extensions of the promissory note. **Wells Fargo Bank, National Association as Trustee for Soundview Home Loan Trust 2007-OPT1, Asset-Backed Certificates, Series 2007-OPT1** is the current mortgagee of the note and deed of trust or contract lien.

2018-38  
FILED FOR RECORD  
AT 3:05 O'CLOCK P M.

APR 04 2018

SHERRY DOWD, County Clerk  
NAVARRO COUNTY, TEXAS  
BY M-17 DEPUTY



### Notice of [Substitute] Trustee Sale

**6. Default:** A default has occurred in the payment of indebtedness, and the same is now wholly due, and the owner and holder has requested to sell said property to satisfy said indebtedness.

**7. Property to be sold:** The property to be sold is described as follows:

**TRACT 1:** All that certain lot, tract or parcel of land being a 52.392 acres situated in the Joseph West Survey, Abstract No. 823, in Navarro County, Texas, and being the tract conveyed by Maude Perteet Sawyer and Gussie Perteet Forsythe to Raymond Hayes in deed dated October 6, 1965 and recorded in the Deed Records of Navarro County, Texas, and being more particularly described as follows: BEGINNING at a nail set for corner in a county road, said nail bears South 60 degrees West 5875.83 feet and South 30 degrees East, 20.0 feet from the Northeast corner of the Joseph West Survey; THENCE South 30 degrees East 2191 feet with the West line of a tract of land described in deed recorded in Volume 1780, Page 607, Deed Records, Navarro County, Texas; THENCE up said creek with its meanders as follows: South 39 degrees 30 minutes West, 165.0 feet; North 61 degrees 30 minutes West, 100.0 feet; South 63 degrees 30 minutes West, 85.0 feet; South 0 degrees 30 minutes west, 75.0 feet; South 59 degrees 30 minutes West, 210.0 feet; North 52 degrees 20 minutes West, 240.0 feet; South 80 degrees 30 minutes West, 325.0 feet; North 66 degrees 33 minutes west, 287.7 feet to a point for corner in said creek; THENCE North 30 degrees west, 1658.0 feet with the West line of said Raymond Hayes tract; THENCE North 60 degrees East, 1107.0 feet with the North line of said tract and with said county road to the POINT OF BEGINNING and containing 52.392 acres of land, more or less. **TRACT 2:** All that certain lot, tract or parcel of land being 2.745 acres situated in the Joseph West Survey, Abstract No. 823, in Navarro County, Texas and being a part of a called 53.66 acre tract described in deed from Vivian Sawyer, et vir, to T.H. Gullett, dated May 21, 1931, recorded in Volume 347, Page 489 of the Deed Records of Navarro County, Texas, and being East of Farm Road 638 and being more particularly described as follows: BEGINNING at a 3/8 inch iron rod set for corner in a county road, said point is in the Northeast corner of the called 53.66 acre tract, in the North line of the Joseph West Survey, and bears South 60 degrees West, 6982.83 feet from the Northeast corner of the Joseph West Survey; THENCE South 30 degrees east, 1164.0 feet with the East line of said called 53.66 acre tract and in the West line of said 52.392 acre tract; THENCE South 62 degrees 22 minutes West, 97.0 feet to a 3/8 inch iron rod set for corner in the East right of way line of Farm Road No. 638 which is a part of said 53.66 acre tract conveyed to the State of Texas by deed from T.H. Gullett in deed dated March 29, 1948, recorded in Volume 477, Page 353 of the Deed Records of Navarro County, Texas; THENCE North 30 degrees 36 minutes west, 1160.1 feet with the east right of way of said road to a 3/8 inch iron rod set for corner; THENCE North 60 degrees East, 109.0 feet with said county road and the North line of said called 53.66 acre tract to the POINT OF BEGINNING and containing 2.745 acres of land, more or less.

**8. Mortgage Servicer Information:** The Mortgage Servicer is authorized to represent the Mortgagee by virtue of a servicing agreement with the Mortgagee. Pursuant to the Servicing Agreement and Texas Property Code § 51.0025, the Mortgage Servicer is authorized to collect the debt and to administer any resulting foreclosure of the lien securing the property referenced above. **Ocwen Loan Servicing, LLC**, as Mortgage Servicer, is representing the current mortgagee, whose address is:

**C/O Ocwen Loan Servicing, LLC**

**1661 Worthington Rd., Suite 100  
West Palm Beach, FL 33409**

**Phone: 1-800-746-2936**

### Notice of [Substitute] Trustee Sale

**9. Limitation of Damages:** If the sale is set aside for any reason, the Purchaser at the sale shall be entitled only to a return of the funds paid. The Purchaser shall have no further recourse against the Mortgagor, the Mortgagee, or the Mortgagee's attorney.

**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.**

Date: March 30, 2018



Stephanie Spurlock, Laterrika Thompkins, Camisha Scott, Melisa Jones, Iman Walcott, Tanesha Humphrey, Claire Buxton – Attorney or Authorized Agent of The Mortgagee or Mortgage Servicer

C/O Power Default Services, Inc.  
Northpark Town Center  
1000 Abernathy Rd NE; Bldg 400, Suite 200  
Atlanta, GA 30328  
Telephone: 855-427-2204  
Fax: 866-960-8298



RANDY DANIEL, CINDY DANIEL, ALLAN JOHNSTON, ROBERT LAMONT, **SHARON**  
**ST. PIERRE**, HARRIET FLETCHER, SHERYL LAMONT, DAVID SIMS, RONNIE  
HUBBARD, WES WEBB OR CARL NIENDORFF - Substitute Trustee(s)

C/O AVT Title Services, LLC  
1101 Ridge Rd. Suite 222  
Rockwall, TX 75087

**POWER DEFAULT SERVICES, INC. MAY BE ACTING AS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. ANY INFORMATION OBTAINED MAY BE USED FOR THAT PURPOSE.**

#### Certificate of Posting

I am Sharon St. Pierre whose address is c/o AVT Title Services, LLC, 1101 Ridge Rd., Suite 222, Rockwall, TX 75087. I declare under penalty of perjury that on April 5, 2018 I filed this Notice of Foreclosure Sale at the office of the Navarro County Clerk and caused it to be posted at the location directed by the Navarro County Commissioners Court.