NOTICE OF FORECLOSURE SALE

Notice is hereby given of a public nonjudicial foreclosure sale.

1. Property To Be Sold. The property to be sold is described as follows:

 $2/3^{rds}$ undivided interest in Lots 26, 27 and 28, Block 11, Townsite of Raymondville, Willacy County, Texas

2. <u>Date, Time, and Place of Sale</u>. The sale is scheduled to be held at the following date, time, and place:

Date: September 4, 2018

Time: The sale shall begin no earlier than 1:00 P.M. or no later than three hours thereafter. The sale shall be completed by no later than 4:00 P.M.

Place: Willacy County Courthouse in Raymondville, Texas, at the following location: the area in front of the entrance to the Judicial Section of the Willacy County Courthouse located in the 500 Block of West Hidalgo Street, Raymondville, Willacy County, Texas.

The deed of trust permits the beneficiary to postpone, withdraw, or reschedule the sale for another day. In that case, the trustee or substitute trustee under the deed of trust need not appear at the date, time, and place of a scheduled sale to announce the postponement, withdrawal, or rescheduling. Notice of the date of any rescheduled foreclosure sale will be reposted and refiled in accordance with the posting and filing requirements of the Texas Property Code. Such reposting or refiling may be after the date originally scheduled for this sale.

3. <u>Terms of Sale</u>. The sale will be conducted as a public auction to the highest bidder for cash, subject to the provisions of the 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 deed of trust at the time of sale.

Those desiring to purchase the property will need to demonstrate their ability to pay cash on the day the property is sold.

The 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 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. Prospective bidders are strongly urged to examine the applicable property records to determine the nature and extent of such matters, if any.

4. <u>Type of Sale</u>. The sale is a nonjudicial deed of trust lien foreclosure sale being conducted pursuant to the power of sale granted by the deed of trust and security

agreement-financing statement executed by Gilbert Hernandez and Brittany Hernandez. The deed of trust is dated February 17, 2014, of record in the office of the County Clerk of Willacy County, Texas, under County Clerk's Document Number 20140000425, Book 0623, Page 6087, of the Official Records of Willacy County, Texas.

- 5. Obligations Secured. The deed of trust provides that it secures the payment of the indebtedness and obligations therein described (collectively the "Obligations") including but not limited to (1) the promissory note in the original principal amount of \$12,000.00 executed by Gilbert Hernandez and Brittany, and payable to the order of Obdulia Martinez Arriaga, Antonio Arriaga, Jr. and Reyna Luisa Arriaga; (2) all renewals and extensions of the note; and (3) any and all present and future indebtedness of Gilbert Hernandez and Brittany Hernandez to Obdulia Martinez Arriaga, Antonio Arriaga, Jr. and Reyna Luisa Arriaga. Obdulia Martinez Arriaga, Antonio Arriaga, Jr. and Reyna Luisa Arriaga are the current owners and holders of the Obligations and is the beneficiary under the deed of trust.
- 6. <u>Default and Request To Act</u>. Default has occurred under the deed of trust, and the beneficiary has requested me, as Trustee, to conduct this sale. Notice is given that before the sale the beneficiary may appoint another person substitute trustee to conduct the sale.

DATED <u>August</u> 1,2018.

Gene McCullough, Trustee

Graham McCullough, Trustee

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FILED
COUNTY COURT

AUG - 6 2018

SUSANA R. GARZA, CLERK WIDDACY COUNTY, TEXAS BY: DEPUTY