

Notice of Foreclosure Sale

FILED FOR RECORD
LAMAR COUNTY, TEX.

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BY _____ DEPUTY

PURSUANT TO TEXAS TAX CODE SECTION 32.06, THE FORECLOSURE SALE REFERRED TO IN THIS DOCUMENT IS A SUPERIOR TRANSFER TAX LIEN SUBJECT TO THE RIGHT OF REDEMPTION UNDER CERTAIN CONDITIONS. THE FORECLOSURE IS SCHEDULED TO OCCUR ON APRIL 4, 2017.

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

SPENCER ADDITION, BLOCK A, LOT 9, 750 13TH NW; also described as BEING situated within the Corporate Limits of the City of Paris, County of Lamar, and State of Texas, and being a part of the Larkin Rattan Survey #778, and being Lot 9, Block "A", of the Spencer Addition, said Addition being recorded in Envelope 273-B, of the Plat Records of said County and State.

BEGINNING at a 3/8" iron pin (f) for corner at the Northwest corner of said Lot 9 and at the Southwest corner of Lot 10, Block "A", of said Spencer Addition;

THENCE North 89° 58' 51" East a distance of 129.94 feet to a 1/2" capped (JMN - 4025) iron pin (f) for corner at the Northeast corner of said Lot 9 and at the Southeast corner of said Lot 10, said corner being in the West Boundary Line of Lot 21, Block "A" of said Spencer Addition;

THENCE South 0° 00' 03" West along the West Boundary Line of said Lot 21 a distance of 53.44 feet to a 1/2" capped (JMN - 4025) iron pin (f) for corner at the Southeast corner of said Lot 9 and at the Northeast corner of Lot 8, Block "A" of said Spencer Addition;

THENCE South 89° 57' 05" West a distance of 129.82 feet to a 1/2" capped (JMN - 4025) iron pin (s) for corner at the Southwest corner of said Lot 9 and at the Northwest corner of said Lot 8;

THENCE North 0° 00' 09" West along the East Boundary Line of 13th N.W. a distance of 53.50 feet to the Place of Beginning; more commonly known as 750 NW 13th Street, Paris, Texas 75460.

2. *Instrument to be Foreclosed.* The instruments to be foreclosed are the Property Tax Lien Deed of Trust (Deed of Trust) recorded in Document No. 102176-2012 of the real property records of Lamar County, Texas and the Transferred Tax Lien recorded in Document No. 103273-2013 of the real property records of Lamar County, Texas.

3. *Date, Time, and Place of Sale.* The sale is scheduled to be held at the following date, time, and place:

Date: April 4, 2017.

Time: The sale will begin no earlier than 10:00 a.m. or no later than three hours thereafter. The sale will

1 | Debra Harmon

Acct. No.: 120143HCL

be completed by no later than 4:00 p.m.

Place: East foyer, just inside first floor east entrance of courthouse or as otherwise designated by County Commissioner.

4. *Terms of Sale.* 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 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 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. The sale shall not cover any part of the property that has been released of public record from the lien of 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.

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

Pursuant to section 51.0075 of the Texas Property Code, the Trustee or any Substitute 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.

5. *Type of Sale.* The sale is an expedited foreclosure sale of a Transferred Tax Lien created pursuant to Sections 32.06 and 32.065, Texas Tax Code, Section 51.002, Texas Property Code and the power of sale granted by the Deed of Trust executed by Debra Harmon.

6. *Obligations Secured.* The Deed of Trust provides that it secures the payment of the indebtednesses and obligations therein described (collectively, the "Obligations") including but not limited to (a) the Note in the original principal amount of \$12,042.44, executed by Debra Harmon, and payable to the order of Casey Lending, LLC; (b) all renewals and extensions of the Note; and (c) any and all present and future indebtednesses of Debra Harmon to Casey Lending, LLC. Casey Lending, LLC is the current owner and holder of the Obligations and is the beneficiary under the Deed of Trust.

Questions concerning the sale may be directed to Nikolaos P. Stavros, Lindsey Kelly, or Wendy Storey at 3624 N. Hills Drive, Suite B-100, Austin, Texas 78731.

7. *Default and Request to Act.* Default has occurred under the Deed of Trust, and the beneficiary has requested me, as substitute 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: 10 day of March, 2017



Bekey Flippin, Nikolaos P. Stavros,
Lindsey Kelly, Wendy Storey, or Calli Rawls
3624 North Hills Dr., Suite B-100
Austin, TX 78731
Telephone: (512) 346-6011
Fax: (512) 346-6005

AFTER POSTING RETURN TO:
Stavros & Kelly, PLLC
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