

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.

NOTICE OF SALE BY SUBSTITUTE TRUSTEE

STATE OF TEXAS
COUNTY OF LAMAR

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KNOW ALL MEN BY THESE PRESENTS:

Note: Sale Contract dated July 12, 2016 executed and delivered by Timothy J. Leigh Manuell to Ditech Financial LLC

Security Instrument: Purchase Money Deed of Trust, dated July 12, 2016, executed and delivered by Timothy J. Leigh Manuell to Ditech Financial LLC, to secure payment of that certain Sale Contract, recorded as Document Number 135824-2016, on August 22, 2016, in Lamar County, Texas.

Original Creditor: Ditech Financial LLC

Current Holder: The Bank of New York Mellon, as Indenture Trustee, for Mid-State Capital Corporation 2004-1 Trust

Current Owner: Ditech Financial LLC

Mortgage Servicer: Ditech Financial LLC FKA Green Tree Servicing LLC ("Servicer"), 2100 E. Elliot Road, Bldg 94, Mail Stop T325, Tempe, AZ 85284

Attorneys for Mortgage Servicer Authorized to Appoint Substitute Trustees: Theodore J. Riney, Bruce K. Packard, Hayden Hooper

Appointment of Substitute Trustees: 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.

In accordance with Texas Property Code Section 51.0076, the undersigned attorney for the mortgage servicer has named and appointed, and by these presents hereby does name and appoint the following individuals as Substitute Trustees to act under and by virtue of said Security Instrument.

Names and Street Address of Substitute Trustees: JIM MILLS, SUSAN MILLS, EMILY NORTHERN, ALEXANDRA ZOGRAFOS HOLUB, ED WILSON, GINNELLE CZARNECKI, VIRGINIA WENTLAND, BONNIE YOAKUM
9065 Jollyville, Suite 203A, Austin, TX 78759

PROPERTY ADDRESS: 903 W. Cherry St. Parris, TX 75460	RP FILE NO. DITE02-357	BORROWER: Manuell, Timothy J. Leigh
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RECEIVED BY
LAMAR COUNTY CLERKS OFFICE
ON THIS THE 13th DAY OF August, 2018.

AND

T. J. RINEY, H. HOOPER, S.G. HARVEY, B.K. PACKARD,
5420 LBJ Freeway, Suite 220, Dallas, TX 75240.

The Substitute Trustees are authorized to sell the Premises at public venue to the highest bidder or bidders, for cash. *Note: Each substitute trustee is authorized individually, to act alone without the joinder of the other trustees.*

Property to be sold: 903 W. Cherry St., Parris, TX 75460, and as further described in Exhibit A attached hereto, along with the improvements on such real 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, September 4, 2018.

Time of Sale: The sale will begin no earlier than 10:00 AM and no later than three (3) hours thereafter.

Location of Sale: At the County Courthouse in Lamar County, Texas, at the East foyer of the courthouse, unless the location of the sale has been otherwise designated to a specific location by the Commissioner's Court of Lamar 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 Lamar 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

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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 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.

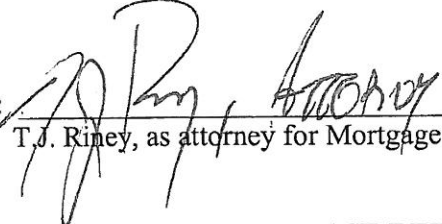
Type of Sale:

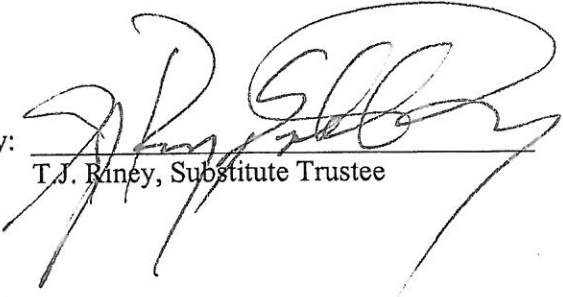
The sale is a non-judicial sale being conducted pursuant to the power of sale granted by the Security Instrument executed by Timothy J. Leigh Manuell.

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 Timothy J. Leigh Manuell 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: July 2, 2018.

By: 
T.J. Riney, as attorney for Mortgage Servicer

By: 
T.J. Riney, Substitute Trustee

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

**THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED
WILL BE USED FOR THAT PURPOSE**

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EXHIBIT "A"

COUNTY OF LAMAR
STATE OF TEXAS

BEING A TRACT OF LAND SITUATED IN THE JARMAN SURVEY, LAMAR COUNTY, TEXAS, IN THE CITY OF PARIS, AND BEING REFERRED TO AS LOT 5 BLK 51, OF SAID CITY AND BEING THE FIRST TRACT, TO BRENDA RUNNELS, RECORDED IN VOL. 1364 PG. 254, DEED RECORDS LAMAR COUNTY, TEXAS, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 1/2" IRON ROD POUNE IN THE SOUTH LINE OF WEST CHERRY STREET AND WEST LINE OF 9TH STREET AT THE NORTHEAST CORNER OF SAID LOT 5;

THENCE SOUTH WITH THE WEST LINE OF SAID 9TH STREET A DISTANCE OF 190.00' TO A 1/2" IRON ROD SET AT THE SOUTHEAST CORNER OF SAID RUNNELS TRACT, IN A FENCE LINE;

THENCE WEST WITH THE SOUTH LINE OF SAID RUNNELS TRACT AND FENCE LINE A DISTANCE OF 50.00' TO A 1/2" IRON ROD SET AT THE SOUTHWEST CORNER OF SAID RUNNELS TRACT;

THENCE NORTH WITH THE WEST LINE OF SAID RUNNELS TRACT A DISTANCE OF 190.00' TO A BUGGY AXLE FOUND IN THE SOUTH LINE OF SAID CHERRY STREET AT THE NORTHWEST CORNER OF SAID RUNNELS TRACT;

THENCE EAST WITH THE SOUTH LINE OF SAID WEST CHERRY STREET A DISTANCE OF 50.00' TO THE POINT OF BEGINNING AND CONTAINING 0.22 ACRES OF LAND.

ALSO A SECOND TRACT WHICH APPARENTLY RUNS 8.5' BY 7.50' ALONG THE SOUTH LINE OF ABOVE DESCRIBED 0.22-ACRE TRACT DESCRIBED AS FOLLOWS:

FIRST TRACT: A PART OF THE ASA JARMAN SURVEY WITHIN THE CORPORATE LIMITS OF THE CITY OF PARIS, DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT THE SW CORNER OF 9TH STREET NW (FORMERLY NORTH 14TH STREET) AND THE SB LINE OF WEST CHERRY STREET; THENCE WEST WITH THE SB LINE OF WEST CHERRY STREET 50 FEET, A STAKE;

THENCE SOUTH 190 FEET, A STAKE;

THENCE EAST 50 FEET, A STAKE IN THE WB LINE OF 9TH STREET NW;

THENCE NORTH WITH THE WB LINE OF THE 9TH STREET NW 190 FEET TO THE PLACE OF BEGINNING

SECOND TRACT:

A PART OF THE ASA JARMAN SURVEY WITHIN THE CORPORATE LIMITS OF THE CITY OF PARIS, DESCRIBED BY METES AND BOUNDS FOLLOWS.

BEGINNING AT THE SW CORNER OF LOT (5) IN THE CITY BLOCK NO. 51; THENCE SOUTH WITH THE EXTENSION OF THE EB LINE OF LOT FOUR (4) IN THE CITY BLOCK NO. 51; ALSO BEING THE WB LINE OF LOT FIVE (5) ABOVE MENTIONED, 7 1/2 FEET TO THE CENTER OF THE ALLEY CLOSED BY CITY OF PARIS ORDINANCE NO. 2263;

THENCE IN AN EASTERLY DIRECTION WITH THE SAID CENTER LINE OF THE ALLEY 28 FEET TO A POINT LYING IN THE WB LINE OF 9TH STREET NW;

THENCE IN A NORTHERLY DIRECTION WITH THE WB LINE OF 9TH STREET NW 7 1/2 FEET TO THE SE CORNER OF LOT FIVE (5);

THENCE IN A WESTERLY DIRECTION WITH THE SB LINE OF LOT FIVE (5) 28 FEET TO THE PLACE OF BEGINNING.

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