

Notice of Foreclosure Sale

Deed of Trust:
Dated: February 22, 2010
Grantor: Jesus Miranda and Neiba Miranda
Trustee: Bruce Harlan
Lender: Larry Sawyer and Jennifer Sawyer
Recorded in: Volume 279 Page 614 of the real property records of Bailey County, Texas.
Legal Description: All of Lots Nos. Five (5) and Six (6) in Block Number Four (4), in Warren Addition Number Two (2), in the Town of Muleshoe, Bailey County, Texas.
Secures: Promissory ("Note") in the original principal amount of \$30,750.00, executed by Jesus Miranda and Neiba Miranda ("Borrower") and payable to the order of Lender
Property: The real property and improvements, described in and mortgaged in the Deed of Trust, including the real property described above and all rights and appurtenances thereto

Substitute Trustee: Anna J. Ricker
Substitute Trustee's Address: 713 Phelps, Littlefield, Texas 79339

Foreclosure Sale:
Date: Tuesday, April 5, 2022
Time: The sale of the Property will be held between the hours of 10:00 A.M. and 4:00 P.M. local time; the earliest time at which the Foreclosure Sale will begin is 11:30 a.m. and not later than three hours thereafter.
Place: Bailey County Courthouse
Terms of Sale: The Foreclosure Sale will be conducted as a public auction and the Property will be sold to the highest bidder for cash, except that Larry Sawyer and Jennifer Sawyer's bid may be by credit against the indebtedness secured by the lien of the Deed of Trust.

Default has occurred in the payment of the Note and in the performance of the obligations of the Deed of Trust. Because of that default, Larry Sawyer and Jennifer Sawyer, the owner and holder of the Note, has requested Substitute Trustee to sell the Property.

The Deed of Trust encumbers both real property and any improvements thereon. Formal notice is hereby given of Larry Sawyer and Jennifer Sawyer's election to proceed against and sell the real property described in the Deed of Trust in accordance with Larry Sawyer and Jennifer Sawyer's rights and remedies under the Deed of Trust and section 9.604(a) of the Texas Business and Commerce Code.

Therefore, notice is given that on and at the Date, Time, and Place for the Foreclosure Sale described above, Substitute Trustee will sell the Property in accordance with the Terms of Sale described above, the Deed of Trust, and applicable Texas law.

If Larry Sawyer and Jennifer Sawyer passes the Foreclosure Sale, notice of the date of any rescheduled foreclosure sale will be reposted and refiled in accordance with the posting and filing requirements of the Deed of Trust and the Texas Property Code.


The Foreclosure 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 Foreclosure 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. For the avoidance of doubt, the Foreclosure Sale will not cover any part of the Property that has been released of public record from the lien and/or security interest of the Deed of Trust by Larry Sawyer and Jennifer Sawyer. 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 "AS IS," without any expressed or implied warranties, except as to the warranties (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(a) of the Texas Property Code, Substitute Trustee reserves the right to set further reasonable conditions for conducting the Foreclosure Sale. Any such further conditions shall be announced before bidding is opened for the first sale of the day held by Substitute Trustee.

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.

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.



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