

NOTICE OF FORECLOSURE 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.

Notice is hereby given of a public non-judicial foreclosure sale.

Grantor(s): Terry Butterfield and Latoya Butterfield

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

BEING .378 ACRES TRACT IN THE JANE RICHIE SURVEY, ABSTRACT 877 SEC A TR 69, RECORDED IN THE INSTRUMENT 2009002861, DATED 07/07/2009 IN THE CASS COUNTY DEED RECORDS, CASS COUNTY, TEXAS. BEING FURTHER IDENTIFIED ON THE CASS COUNTY TAX ROLL AND RECORDS UNDER ACCOUNT 0039504-0025454

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

Date: Tuesday, October 5, 2021

Time: The earliest time the sale will begin is 1:00 p.m. The sale will begin at the earliest time stated above or within three (3) hours after that time. The sale shall be completed by no later than 4:00 P.M.

Place: Cass County in Linden, Texas, at the following location: THE FRONT DOOR PATIO AREA OF THE CASS COUNTY COURTHOUSE OR AS DESIGNATED BY THE COUNTY COMMISSIONERS, pursuant to 51.002 of the Texas Property Code.

3. Instrument to be Foreclosed.

The instrument to be foreclosed is the deed of trust dated, March 24, 2017 and recorded under County Clerk's File No. 2017001168, Official Public Records of Cass 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 refiled may be after the date originally scheduled for this sale.

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 cash on the day the property is sold.

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AMY L. VARNELL
CASS COUNTY CLERK

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.

Pursuant to Section 51.009, 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, 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.

5. Type of Sale.

The sale is a non-judicial deed of trust lien and security interest foreclosure sale being conducted pursuant to the power of sale granted by the deed of trust executed by Terry Butterfield and Latoya Butterfield

6. 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 \$15,000, executed Terry Butterfield and Latoya Butterfield payable to the order of Stephen Ross Townsend; (2) all renewals and extensions of the note; and (3) any and all present and future indebtedness of Terry Butterfield and Latoya Butterfield to Stephen Ross Townsend. Stephen Ross Townsend 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 the undersigned.

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: August 19, 2021



Adrian Perez, Substitute Trustee
220 East Avalon
Longview, TX 75602
903-570-5804