

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

NOTICE OF FORECLOSURE SALE

("Deed of Trust"):

Dated: June 21, 2017
Grantor: **KANDY BECKER and JAMES BECKER**
Trustee: Amanda Whatley Lafferty
Lender: **KENNETH W. LEE**
Recorded in: Instrument No. 2017002426, of the Official Public Records of Cass County, Texas

FILED FOR RECORD
2018 JUL -9 AM 8:03
AMY L. VARNELL
CASS COUNTY CLERK

Legal Description:

All that certain 1/2 acre of land situated in the Jane Richie Survey, in Cass County, Texas, in the East part of the city of Queen City, Texas, known as 405 6th Street, Queen City, Texas, being all of the South 1/2 acre of the 1 acre tract deeded by the Texarkana National Bank, Texarkana, Texas to Buster Lee in 1989, which 1 acre tract was the North 1 acre of a 3 acre tract more fully described as Tract No. 2 of the Second Tract No. 1 in a Deed of Trust from Earl Ray Shelby and wife, to Howard Carney, Jr., Trustee, for Alvin Hill, dated May 1, 1970, recorded in Volume 117, Page 690, of the Deed of Trust Records of Cass County, Texas, the North 1/2 acre of said 1 acre tract to be hereafter owned solely by Buster Lee and wife, Ruby Lee, and the South 1/2 acre of said 1 acre tract being the tract conveyed by this Deed.

Secures: Promissory ("Note") in the original principal amount of \$50,000.00, executed by Kandy Becker and James Becker ("Borrower") and payable to the order of Lender and all other indebtedness of Borrower to Lender

Property: The real property, improvements, and personal property described in and mortgaged in the Deed of Trust

Foreclosure Sale:

Date: Tuesday, August 7, 2018
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 10:00 A.M. and not later than three hours thereafter.
Place: North front door, Cass County Courthouse in Linden, Texas
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 Kenneth W. Lee'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, Kenneth W. Lee, the owner and holder of the Note, has requested Trustee to sell the Property.

The Deed of Trust may encumber both real and personal property. Formal notice is hereby given of Kenneth W. Lee's election to proceed against and sell both the real property and any personal property described in the Deed of Trust in accordance with Kenneth W. Lee'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, Trustee will sell the Property in accordance with the Terms of Sale described above, the Deed of Trust, and applicable Texas law.

If Kenneth W. Lee 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 Kenneth W. Lee. 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, 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 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 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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