

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: December 7, 2016

Grantor: **DAVID BOLT**

Trustee: Becky Garrett

Lender: **CASS COUNTY BANK**, a branch of **THE MORRIS COUNTY NATIONAL BANK**

Recorded in: Instrument No. 2016004825 of the Official Public Records of Cass County, Texas

FILED FOR RECORD
2019 SEP -4 AM 11:18
AMY L. VARNELL
CASS COUNTY CLERK

Legal Description:

All that certain lot or parcel of land lying and situated in the Jane Richie Survey, in Cass County, Texas, and on the East side of Leslie Lane in the City of Atlanta, Texas, being part of the tract conveyed by Mrs. W.J.L. Heath to Leslie Echols et ux, by Deed recorded in Volume A-8, Page 597, of the Deed Records of Cass County, Texas, and being Lot 5, in Block 3, of the extension of Kings Row Addition to the City of Atlanta, Texas, as made by Leslie Echols and wife, Carrie Echols, and as surveyed by P.J. Goudeau, Registered Public Surveyor, in April, 1961, and shown by the Plat of said extension and Addition appearing in Volume 1, of the Plat Records of Cass County, Texas, to which reference is here made for all purposes.

Secures: Promissory ("Note") in the original principal amount of \$80,000.00, executed by David Bolt ("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

Trustee: **BECKY GARRETT**

Trustee's
Address: P. O. Box 1040, Queen City, TX 75572

Foreclosure Sale:

Date: Tuesday, November 5, 2019

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 Cass County Bank, a branch of The Morris County National Bank's bid may be credited 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, Cass County Bank, a branch of The Morris County National Bank, 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 Cass County Bank, a branch of The Morris County National Bank's election to proceed against and sell both the real property and any personal property described in the Deed of Trust in accordance with Cass County Bank, a branch of The Morris County National Bank'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 Cass County Bank, a branch of The Morris County National Bank 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

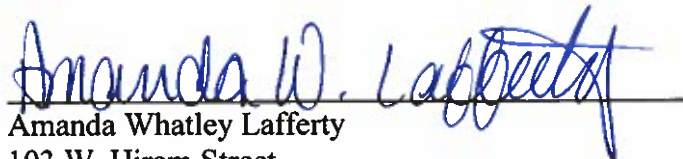
extent that they remain in force and effect and have not been subordinated to the Deed of Trust. For the avoidance of doubt, the Foreclosure Sale will not cover any part of the Property that has been released of public record from the lien and/or security interest of the Deed of Trust by Cass County Bank, a branch of The Morris County National Bank. 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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