

FILED FOR RECORD
IN MY OFFICE
AT 2:20 O'CLOCK P M

JUN 12 2018

NOTICE OF FORECLOSURE SALE

BOBBIE DAVIS
COUNTY CLERK, PANOLA COUNTY, TEXAS
BY T. Endley DEPUTY

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

All that certain lot, tract or parcel of land situated in Panola County, Texas, being Lot No. 6 of the Panola County Lake Estates Subdivision, in the Lucinda Shields Survey, A-609, as shown on plat of said Subdivision recorded in Vol. 808, Page 22 of the Deed Records of Panola County, Texas, and in Vol. 4, Page 183 of the Plat Records of Panola County, Texas, and being the same lot described by reference in deed dated July 30, 1996 from Boone Development Inc. to Gwen Hill recorded in Vol. 891, Page 633 of the Official Public Records of Panola County, Texas, and being the same lot described by reference in deed dated August 31, 2012 from Gwen Hill to Ashley H. Stanley recorded in Vol. 1688, Page 356 of the Official Public Records of Panola County, Texas.

2. ***Instrument to be Foreclosed.*** The instrument to be foreclosed is the Deed of Trust, dated November 7, 2014, recorded in Volume 1802, Page 434, Official Public Records of Panola County, Texas, executed by Grady Nutt Jr., Grantor, to Dustin Powell, Trustee, for the benefit of Ashley Stanley (the "Deed of Trust"), securing the payment of that one certain promissory note in the original principal amount of \$225,000.00 (the "Note"); and with the undersigned, Robert A. Sherman, having been duly and properly appointed as Substitute Trustee under the Deed of Trust.

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

Date: July 3, 2018

Time: The sale will begin no earlier than 10:00 a.m. or no later than three hours thereafter. The sale will be completed no later than 4:00 p.m.

Place: Panola County Courthouse in Carthage, Texas, at the following location: 110 South Sycamore Street, Carthage, Texas, at area designated by the Panola County Commissioners Court.

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 their bid immediately in cash, or by cashier's check or certified funds, if their bid is accepted.

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. The sale shall not cover any part of the property that has been released of public record from the lien of 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. The sale will be made subject to all property taxes which may be owed on 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 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.

5. ***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 the promissory note in the original principal amount of \$225,000.00, executed by Grady Nutt Jr., and payable to the order of Ashley Stanley. Ashley Stanley, now known as Ashley Powell, is the current owner and holder of the Note and the current beneficiary of the Deed of Trust.

6. ***Default and Request to Act.*** Default has occurred under the Deed of Trust, and the beneficiary has requested me, as 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: June 12, 2018



Robert A. Sherman, Substitute Trustee
312 West Sabine Street
Carthage, Texas 75633
(903) 693-2206