

NOTICE OF SUBSTITUTE TRUSTEE'S SALE

FILED at 3:20 P M
Reagan County

JUN 16 2022

By Terri Cury
County and District Clerk
Dep

REAGAN County

Deed of Trust Dated: September 21, 2010

Amount: \$80,613.00

Grantor(s): MAGDALENO BARRAGAN and MARIA G BARRAGAN

Original Mortgagee: AMISTAD BANK, A TEXAS STATE CHARTERED BANK

Current Mortgagee: FLAGSTAR BANK, FSB

Mortgagee Servicer and Address: c/o FAY SERVICING, LLC, 939 W. North Avenue, Suite 680, Chicago, IL 60642

Pursuant to a Servicing Agreement between the Mortgage Servicer and Mortgagee, the Mortgage Servicer is authorized to represent the Mortgagee. Pursuant to the Servicing Agreement and Section 51.0025 of the Texas Property Code, the Mortgage Servicer is authorized to collect the debt and to administer any resulting foreclosure of the referenced property

Recording Information: Document No. 106501

Legal Description: ALL OF LOT FOUR (4), BLOCK FIFTY-THREE (53), HOLLAND SUBDIVISION TO THE CITY OF BIG LAKE, REAGAN COUNTY, TEXAS; ACCORDING TO THE MAP OR PLAT OF RECORD IN VOLUME 1, PAGE 22, PLAT RECORDS OF REAGAN COUNTY, TEXAS

WHEREAS MAGDALENO BARRAGAN is deceased.

WHEREAS MARIA G BARRAGAN is deceased.

Date of Sale: September 6, 2022 between the hours of 1:00 PM and 4:00 PM.

Earliest Time Sale Will Begin: 1:00 PM

Place of Sale: The foreclosure sale will be conducted at public venue in the area designated by the REAGAN County Commissioners Court pursuant to Section 51.002 of the Texas Property Code as the place where foreclosure sales are to take place, or if no place is designated by the Commissioners Court, the sale will be conducted at the place where the Notice of Trustee's Sale was posted.

SHELLEY NAIL OR DONNA TROUT, ZANE NAIL, JONATHAN SCHENDEL, PATRICK ZWIERS, RAMIRO CUEVAS OR JOHNNIE EADS have been appointed as Substitute Trustee(s), ('Substitute Trustee') each empowered to act independently, in the place of said original Trustee, upon the contingency and in the manner authorized by said Deed of Trust. The Substitute Trustee will sell the Property by public auction to the highest bidder for cash at the place and date specified. The sale will begin at the earliest time stated above or within three (3) hours after that time. If the sale is set aside for any reason, the Purchaser at the sale shall be entitled only to a return of the funds paid. The Purchaser shall have no further recourse against the Mortgagor, the Mortgagee or the Mortgagee's attorney.

NOTICE IS FURTHER GIVEN that, except to the extent that the Substitute Trustee(s) may bind and obligate the Mortgagors to warrant title to the Property under the terms of the Deed of Trust, conveyance of the Property shall be made 'AS IS' 'WHERE IS' without any representations and warranties whatsoever, express or implied, and subject to all matters of record affecting the Property.

A debtor who is serving on active military duty may have special rights or relief related to this notice under federal law, including the Servicemembers Civil Relief Act (50 U.S.C. §§ 3901 et seq.), and state law, including Section 51.015 Texas Property Code. 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.

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.

Anthony Adna Garcia, ATTORNEY AT LAW

HUGHES, WATTERS & ASKANASE, L.L.P.

1201 Louisiana, SUITE 2800

Houston, Texas 77002

Reference: 2022-000989

Printed Name:

c/o Auction.com, LLC

1 Mauchly

Irvine, California 92618