

ASSERT AND PROTECT YOUR RIGHTS AS A MEMBER OF THE ARMED FORCES OF THE UNITED STATES. IF YOU OR YOUR SPOUSE IS SERVING IN ACTIVE MILITARY DUTY, INCLUDING ACTIVE MILITARY DUTY AS A MEMBER OF THE TEXAS NATIONAL GUARD, 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.

FILED
AT 10:40 o'clock A M

NOTICE OF SALE BY SUBSTITUTE TRUSTEE

APR 10 2017

STATE OF TEXAS

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KNOW ALL MEN BY THESE PRESENTS: JC Pagan, Jr., Co. Sec. Jim Wells Co, Texas
Deputy

COUNTY OF JIM WELLS

Note: Retail Installment Contract dated December 16, 2005 executed and delivered by Jose Moreno to Jim Walter Homes, Inc.

Security Instrument: Mechanic's Lien Contract with Power of Sale, dated January 7, 2006, executed and delivered by Jose Moreno and Melissa Moreno to Jim Walter Homes, Inc., to secure payment of that certain Retail Installment Contract, recorded on January 9, 2006 as Document No. 371768 in Volume 934, at Page 288, in Jim Wells County, Texas.

Original Creditor: Jim Walter Homes, Inc.

Current Holder: The Bank of New York Mellon, f/k/a The Bank of New York, as trustee for Mid-State Capital Corporation 2006-1 Trust by Ditech Financial LLC, as servicer with delegated authority

Current Owner: Ditech Financial LLC

Loan Servicer: Ditech Financial LLC FKA Green Tree Servicing LLC ("Servicer"), 7360 S Kyrene Rd, Mailstop T325, Tempe, AZ 85283, by virtue of a loan servicing agreement

Appointed Substitute Trustees: JJIM MILLS, SUSAN MILLS, EMILY NORTHERN, ALEXANDRA ZOGRAFOS HOLUB, JUSTIN SOUTHERN, CARLA PATTERSON, BRUCE MENKING, CHRIS LAFOND

Note: Each substitute trustee is authorized individually, to act alone without the joinder of the other trustees. 9065 Jollyville, Suite 203A, Austin, TX 78759

AND

T. J. RINEY, H. HOOPER, S.G. HARVEY, B.K. PACKARD, 5420 LBJ Freeway, Suite 220, Dallas, TX 75225

The Substitute Trustees are authorized to sell the Premises at public venue to

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| PROPERTY ADDRESS: 120 County Rd 451 Alice, TX 78332 | RP FILE NO. GTSL05-22 | BORROWER: Moreno, Jose; Moreno, Melissa |
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the highest bidder or bidders, for cash.

Property to be sold: 120 County Rd 451, Alice, TX 78332, and as further described in Exhibit A attached hereto, along with the improvements on such real property and any after acquired permanent improvements or title to such improvements and/or real property (the "Premises" as described in §9.604 of the Texas Uniform Commercial Code).

Date of Sale: Tuesday, May 2, 2017.

Time of Sale: The sale will begin no earlier than 10:00 AM and no later than three (3) hours thereafter.

Location of Sale: At the County Courthouse in Jim Wells County, Texas, at the South door of the courthouse, unless the location of the sale has been otherwise designated to a specific location by the Commissioner's Court of Jim Wells County. If such a designation by the Commissioner's Court has been made and recorded after the date hereof and prior to the time of the sale, then the Substitute Trustee will sell the Premises at the area designated by the Commissioner's Court of Jim Wells County, Texas.

Terms of Sale: The sale will be conducted as a public auction to the highest bidder for cash, subject to the provisions of the Mechanic's Lien Contract with Power of Sale permitting the beneficiary thereunder to have the bid credited to the note up to the amount of the unpaid debt secured by the Mechanic's Lien Contract with Power of Sale at the time of sale.

Those desiring to purchase the property will need to demonstrate their ability to pay their bid immediately in cash if their bid is accepted.

The sale will be made expressly subject to any title matters set forth in the Security Instrument, 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 Security Instrument. The sale shall not cover any part of the property that has been released of public record from the lien of the Security Instrument. Prospective bidders are strongly urged to examine the applicable property records to determine the nature and extent of such matters, if any.

Pursuant to the Security Instrument, the beneficiary has the right to direct the Trustee to sell the property in one or more parcels and/or to sell all or only part of 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

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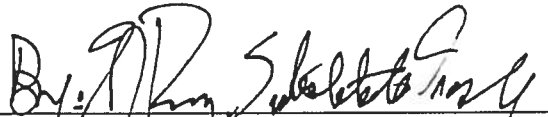
warranties, except as to the warranties of title (if any) provided for under the Mechanic's Lien Contract with Power of Sale. Prospective bidders are advised to conduct an independent investigation of the nature and physical condition of the property.

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.

Type of Sale: The sale is a non-judicial sale being conducted pursuant to the power of sale granted by the Security Instrument executed by Jose Moreno and Melissa Moreno.

Default and Notice: Default has been made in payment of the Note and Security Instrument and the Note is now unpaid, delinquent and in default. All required notices have been given to Jose Moreno and Melissa Moreno and any and all other necessary parties with regard to the defaulted indebtedness. Servicer has requested the undersigned, substitute trustee, to post, file and give notice of foreclosure of the Security Instrument and the lien thereof in accordance with applicable Texas law and the terms and provisions of the Security Instrument.

Dated: April 6, 2017.


T.J. Riney, Substitute Trustee

AFTER RECORDING, PLEASE RETURN TO:
Riney Packard, PLLC
Attn: T.J. Riney
Two Lincoln Centre
5420 LBJ Freeway, Suite 220
Dallas, Texas 75240



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EXHIBIT "A"

Lot 23 of Las Brisas subdivision of Ben Bolt, Texas in the deed records of Jim Wells County, Texas.

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