

NOTICE OF TRUSTEE'S SALE AND APPOINTMENT OF SUBSTITUTE TRUSTEE

RECORDED
A. SIBERT
21 MAY -6 AM 10:01

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. Sender is: Codilis & Moody, P.C., 400 North Sam Houston Parkway East, Suite 900A, Houston, Texas 77060

INSTRUMENT BEING FORECLOSED AND MORTGAGE SERVICER INFORMATION

Deed of Trust dated April 04, 1996 and recorded under Vol. 24, Page 805, or Clerk's File No. 1199, and Correction filed as #2341, in the real property records of MARION County Texas, with William T Davis and Minnie Davis as Grantor(s) and Jim Walter Homes, Inc. as Original Mortgagee.

Deed of Trust executed by William T Davis and Minnie Davis securing payment of the indebtedness in the original principal amount of \$69,750.00 and obligation therein described including but not limited to the promissory note and all modifications, renewal and extensions of the promissory note (the "Note") executed by William T Davis and Minnie Davis. Citibank, N.A., not in its individual capacity, but solely as owner trustee of the New Residential Mortgage Loan Trust 2020-1 is the current mortgagee (the "Mortgagee") of the Note and Deed of Trust or Contract Lien.

The Mortgage Servicer is authorized to represent the Mortgagee by virtue of a servicing agreement with the Mortgagee. Pursuant to the Servicing Agreement and Texas Property Code 51.0025, the Mortgage Servicer is authorized to collect the debt and to administer any resulting foreclosure of the property securing the above referenced loan. Shellpoint Mortgage Servicing is acting as the Mortgage Servicer for the Mortgagee. Shellpoint Mortgage Servicing, is representing the Mortgagee, whose address is: 75 Beattie Place, Suite 300, Greenville, SC 29601.

Legal Description:

ALL THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND SITUATED IN MARION COUNTY, TEXAS BEING MORE PARTICULARLY DESCRIBED AS LOT NO. 164, HILL CREST SECTION, SHADY SHORES SUBDIVISION, AS SHOWN ON THE RECORDED PLAT THEREOF, BEING RECORDED IN PLAT CABINET A, SLIDE 133 OF THE PLAT RECORDS OF MARION COUNTY, TEXAS, SUBJECT TO ANY AND ALL RESTRICTIONS OF RECORD. ALSO TO INCLUDE ALL THAT CERTAIN LOT TRACT OR PARCEL OF LAND SITUATED IN MARION COUNTY, TEXAS, TO WIT: BEING LOT 165, HILL CREST SECTION SHADY SHORES SUBDIVISION, AS SHOWN BY PLAT THEREOF RECORDED IN VOLUME ONE, PAGE 134 OF THE PLAT RECORDS OF MARION COUNTY, TEXAS. ALSO TO INCLUDE ALL THAT CERTAIN LOT, TRACT, OR PARCEL OF LAND SITUATED IN MARION COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEING LOT NO. 166 OF HILL CREST SECTION, SHADY SHORES SUBDIVISION OF MARION COUNTY, TEXAS.

SALE INFORMATION

Date of Sale: 06/01/2021

Earliest Time Sale Will Begin: 10:00 AM

Location of Sale: The place of the sale shall be: MARION County Courthouse, Texas at the following location: The Thomas Jefferson Park, located at 114 W. Austin St., Jefferson, TX 75657 or if the preceding area is no longer the designated area, at the area most recently designated by the County Commissioner's Court

TERMS OF SALE

A default has occurred in the payment of said herein referenced indebtedness, and the same is now wholly due, and the Mortgagee and/or Mortgage Servicer has requested the hereinafter appointed Substitute Trustee to sell said



property to the highest bidder for cash and to distribute or apply the proceeds of said sale in accordance with the terms of said Deed of Trust.

The Sale will be conducted as a public auction to the highest bidder for cash, except that Mortgagee's bid may be by credit against the indebtedness secured by the lien of the Deed of Trust. Pursuant to the Deed of Trust, the mortgagee 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 warranties, except as to the warranties of title, if any, provided for under the Deed of Trust.

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 Mortgageor, the Mortgagee or the Mortgagee's attorney.

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.

WHEREAS, in my capacity as attorney for the Mortgagee and/or Its Mortgage Servicer, and pursuant to Section 51.0076 of the Texas Property Code, I HEREBY APPOINT AND DESIGNATE Robert LaMont, David Sims, Harriett Fletcher, Sheryl LaMont, Allan Johnston, Sharon St. Pierre, Ronnie Hubbard, Carol Hampton, Jeffrey Hampton, Terri Worley, Thomas Delaney, Danya Gladney, Aaron Demuth, Codilis & Moody, P.C., or Covius Servicing and Capital Markets Solutions, as Substitute Trustee.

The address for the Substitute Trustee for purposes of Section 51.0075(e) of the Texas Property Code is:
Codilis & Moody, P.C.
400 N. Sam Houston Pkwy E, Suite 900A
Houston, TX 77060
(281) 925-5200

Executed on 05/03/2021.

/s/ Nicole M. Barte SBOT No. 24001674, Attorney at Law
Codilis & Moody, P.C.
400 N. Sam Houston Pkwy E, Suite 900A
Houston, TX 77060
(281) 925-5200

Posted and filed by: 

Printed Name: Robert La Mont 5-06-21

C&M No. 44-21-0039