

NOTICE OF ACCELERATION AND NOTICE OF TRUSTEE'S SALE

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.

DEED OF TRUST INFORMATION:

Date: **June 27, 2014**
Grantor(s): **ABEL GALLEGOS AND TIFFANY GALLEGOS, HUSBAND AND WIFE**
Original Mortgagee: **MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., AS NOMINEE FOR SOUTHWEST STAGE FUNDING, LLC DBA CASCADE FINANCIAL SERVICES**
Original Principal: **\$288,615.00**
Recording Information: **153424**
Property County: **Atascosa**

FILED FOR RECORD

2023 AUG 14 PM 1:13

THERESA CARRASCO
ATASCOSA COUNTY CLERK

BY LC DEPUTY

Property:

BEING A 21.183 ACRE TRACT SITUATED IN THE JOHN H. CALVARY SURVEY NO. 529, ABSTRACT 156, ATASCOSA COUNTY, TEXAS AND BEING OUT OF A 181.318 ACRE TRACT AS DESCRIBED IN A CONVEYANCE FROM ROBERT L. MILAM AND WIFE, TRACY MILAM TO PAUL INVESTMENTS, LLC RECORDED IN DOCUMENT NO. 149456, OFFICIAL PUBLIC RECORDS OF ATASCOSA COUNTY, TEXAS; SAID 21.183 ACRE TRACT SURVEYED BY JEFFREY B. BERGER, R.P.L.S. NO.5558 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 1/2" STEEL ROD WITH A RED PLASTIC CAP STAMPED "RPLS 5558" SET ON THE EAST LINE OF COUNTY ROAD 339 (80-FOOT R.O.W.) AT THE MOST WESTERLY NORTHWEST CORNER OF TRACT 10 (30.405 ACRE TRACT) SURVEYED THIS SAME DATE, FOR THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED TRACT; SAID POINT BEING LOCATED NORTH 00° 05' 48" EAST 60.00 FEET FROM A 1/2" STEEL ROD FOUND AT THE SOUTHWEST CORNER OF SAID 181.318 ACRE TRACT AND SAID TRACT 10;

THENCE NORTH 00° 05' 48" EAST 535.08 FEET GENERALLY ALONG A BARBED WIRE FENCE WITH SAID EAST LINE OF COUNTY ROAD 339 TO A 1/2" STEEL ROD WITH A RED PLASTIC CAP STAMPED "RPLS 5558" SET AT THE SOUTHWEST CORNER OF TRACT 8 (15.000 ACRE TRACT) SURVEYED THIS SAME DATE, FOR THE NORTHWEST CORNER OF THE HEREIN DESCRIBED TRACT;

THENCE SOUTH 89° 57' 04" EAST 1720.53 FEET OVER AND ACROSS SAID 181.318 ACRE TRACT WITH THE COMMON LINE OF SAID TRACT 8 AND THE HEREIN DESCRIBED TRACT TO A 1/2" INCH STEEL ROD WITH A RED PLASTIC CAP STAMPED "RPLS 5558" SET ON THE MOST EASTERLY WEST LINE OF SAID TRACT 10 AT THE SOUTHEAST CORNER OF SAID TRACT 8, FOR THE NORTHEAST CORNER OF THE HEREIN DESCRIBED TRACT;

THENCE SOUTH 00° 05' 48" WEST 537.54 FEET OVER AND ACROSS SAID 181.318 ACRE TRACT WITH A COMMON LINE OF SAID TRACT 10 AND THE HEREIN DESCRIBED TRACT TO A 1/2" STEEL ROD WITH A RED PLASTIC CAP STAMPED "RPLS 5558" SET AT THE INTERIOR CORNER OF SAID TRACT 10, FOR THE SOUTHEAST CORNER OF THE HEREIN DESCRIBED TRACT;

THENCE NORTH 89° 52' 09" WEST 1720.53 FEET OVER AND ACROSS SAID 181.318 ACRE TRACT WITH A COMMON LINE OF TRACT 10 AND THE HEREIN DESCRIBED TRACT TO THE POINT OF BEGINNING AND CONTAINING 21.183 ACRES

SURVEYOR'S NOTES: 1. BEARINGS ARE BASED ON SAID DEED OF A 181.318 ACRE TRACT AS RECORDED IN DOCUMENT NO. 149456, OFFICIAL PUBLIC RECORDS OF ATASCOSA COUNTY, TEXAS. 2. A SURVEY PLAT WAS PREPARED THIS SAME DATE AS A PART OF THIS SURVEY.

Property Address: 835 County Road 339
Jourdanton, TX 78026

MORTGAGE SERVICING INFORMATION:

The Mortgage Servicer, if not the Current Mortgagee, is representing the Current Mortgagee pursuant to a Mortgage Servicing Agreement.

Current Mortgagee: Southwest Stage Funding, LLC dba Cascade Financial Services
Mortgage Servicer: Cascade Financial Services
Mortgage Servicer Address: 2701 E Insight Way
Suite 150
Chandler, AZ 85286

SALE INFORMATION:

Date of Sale: October 3, 2023
Time of Sale: 12:00 PM or within three hours thereafter.
Place of Sale: The west porch to the Atascosa County Courthouse, or as designated by the County Commissioner's Office, or if the preceding area is no longer the designated area, at the area most recently designated by the County Commissioner's Court.
Substitute Trustee: Troy Martin, Deborah Martin, Alexis Martin, Cassie Martin, Shelby Martin, Bob Frisch, Wayne Daughtrey or Vicki Rodriguez, Padgett Law Group, Michael J. Burns, or Jonathan Smith, any to act
Substitute Trustee Address: 546 Silicon Dr., Suite 103
Southlake, TX 76092
TXAttorney@PadgettLawGroup.com

APPOINTMENT OF SUBSTITUTE TRUSTEE:

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.

The undersigned is the attorney for the mortgagee and/or mortgage servicer, and in such capacity does hereby remove the original trustee and all successor substitute trustees under the above-described Deed of Trust and appoints in their place, any to act, those substitute trustees identified in the SALE INFORMATION section of this notice, whose address is c/o Padgett Law Group, 546 Silicon Dr., Suite 103, Southlake, TX 76092 as Substitute Trustee, who shall hereafter exercise all powers and duties to set aside the said original trustee under said Deed of Trust, and further does hereby request, authorize, and instruct said Substitute Trustees to conduct and direct the execution of remedies set aside to the beneficiary therein.

WHEREAS, the above-named Grantor(s) previously conveyed the above described property in trust to secure payment of the Note set forth in the above-described Deed of Trust; and

WHEREAS, a default under the Note and Deed of Trust was declared, such default was reported to not have been cured, and all sums secured by such Deed of Trust are declared immediately due and payable.

WHEREAS, the original Trustee and any previously appointed Substitute Trustee under said Deed of Trust has been hereby removed and the herein described Substitute Trustees, have been appointed as Substitute Trustees and authorized by the Mortgage Servicer to enforce the power of sale granted in the Deed of Trust; and

WHEREAS, the undersigned law firm has been requested to provide these notices on behalf of the Current Mortgagee, Mortgage Servicer and Substitute Trustees;

NOW, THEREFORE, NOTICE IS HEREBY GIVEN of the foregoing matters and that:

1. The maturity of the Note is hereby accelerated, and all sums secured by the Deed of Trust are declared to be immediately due and payable.
2. The herein appointed Substitute Trustees, any to act, as Substitute Trustee will sell the Property to the highest bidder for cash on the date, at the place, and no earlier than the time set forth above in the Sale Information section of this notice. The sale will begin within three hours after that time.
3. This sale shall be subject to any legal impediments to the sale of the Property to any exceptions referenced in the Deed of Trust or appearing of record to the extent the same are still in effect and shall not cover any property that has been released from the lien imposed by the Deed of Trust.
4. No warranties, express or implied, including but not limited to the implied warranties of merchantability and fitness for the particular purpose shall be conveyed at the sale, save and except the Grantor's warranties specifically authorized by the Grantor in the Deed of Trust. The property shall be sold "AS-IS", purchaser's will buy the property "at the purchaser's own risk" and "at his peril" and no representation is made concerning the quality or nature of title to be acquired. Purchasers will receive whatever interest Grantor and Grantor's assigns have in the property, subject to any liens or interest of any kind that may survive the sale. Interested persons are encouraged to consult counsel of their choice prior to participating in the sale of the property.
5. 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, the Mortgagee's Attorney, or the duly appointed Substitute Trustee.

Paige Jones

Paige Jones

CERTIFICATE OF POSTING

My name is Troy Martin, and my address is c/o Padgett Law Group, 546 Silicon Dr., Suite 103, Southlake, TX 76092. I declare under penalty of perjury that on 8/14/2023, I filed at the office of the Atascosa County Clerk to be posted at the Atascosa County courthouse this notice of sale.

Troy Martin

Declarant's Name: Troy Martin

Date: August 14, 2023

Padgett Law Group
546 Silicon Dr., Suite 103
Southlake, TX 76092
TXAttorney@PadgettLawGroup.com
(850) 422-2520