

3413 N CHADBOURNE ST  
SAN ANGELO, TX 76903

FILED FOR RECORD  
2023 OCT -5 4 7:26  
0000009867466  
CHRISTINA UBANDO  
COUNTY CLERK  
COUNTY OF TOM GREEN, TEXAS

### NOTICE OF [SUBSTITUTE] 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.**

**1. Date, Time, and Place of Sale.**

Date: December 05, 2023

Time: The sale will begin at 10:00 AM or not later than three hours after that time.

Place: THE FOYER OF THE EDD B. KEYES BUILDING OR AS DESIGNATED BY THE COUNTY COMMISSIONERS or as designated by the county commissioners.

**2. Terms of Sale. Cash.**

**3. Instrument to be Foreclosed.** The Instrument to be foreclosed is the Deed of Trust or Contract Lien dated May 19, 2017 and recorded in Document CLERK'S FILE NO. 201706778; AS AFFECTED BY LOAN MODIFICATION AGREEMENTS CLERK'S FILE NO. 202206452 real property records of TOM GREEN County, Texas, with MALCOLM LEIGH DEAVER SR MARRIED MAN, grantor(s) and MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. ("MERS") AS NOMINEE, mortgagee.

**4. Obligations Secured.** Deed of Trust or Contract Lien executed by MALCOLM LEIGH DEAVER SR MARRIED MAN, securing the payment of the indebtednesses in the original principal amount of \$151,182.00, and obligations therein described including but not limited to the promissory note and all modifications, renewals and extensions of the promissory note. LAKEVIEW LOAN SERVICING, LLC is the current mortgagee of the note and Deed of Trust or Contract Lien.

**5. Property to Be Sold.** The property to be sold is described in the attached Exhibit A.

**6. Mortgage Servicer Information.** 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 lien securing the Property referenced above. FLAGSTAR BANK, NA, as Mortgage Servicer, is representing the current mortgagee, whose address is:

c/o FLAGSTAR BANK, NA  
5151 CORPORATE DRIVE  
TROY, MI 48098



3413 N CHADBOURNE ST  
SAN ANGELO, TX 76903

00000009867466

**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 as attorney for the mortgagee or mortgage servicer does hereby remove the original trustee and all successor substitute trustees and appoints in their stead TERRY BROWDER, LAURA BROWDER OR JAMIE OSBORNE whose address is c/o BARRETT DAFFIN FRAPPIER TURNER & ENGEL, LLP, 4004 Belt Line Road, Suite 100, Addison, Texas 75001-4320 as Substitute Trustee, who shall hereafter exercise all powers and duties set aside to the said original trustee under the said Deed of Trust; and, further does hereby request, authorize, and instruct said Substitute Trustee to conduct and direct the execution of remedies set aside to the beneficiary therein.

*Il sb*

*Terry Browder*

Israel Saucedo

Certificate of Posting

My name is Terry Browder, and my address is c/o 4004 Belt Line Road, Suite 100, Addison, Texas 75001-4320. I declare under penalty of perjury that on 10-05-23 I filed at the office of the TOM GREEN County Clerk and caused to be posted at the TOM GREEN County courthouse this notice of sale.

*[Signature]*  
Declarants Name: Terry Browder  
Date: 10-05-23

3413 N CHADBOURNE ST  
SAN ANGELO, TX 76903

00000009867466

00000009867466

TOM GREEN



TRACT ONE:

LOTS ONE (1), TWO (2), THREE (3) AND THE NORTH FIVE FEET (N. 5') OF LOT FOUR (4), BLOCK M, AND LOTS SEVEN (7), EIGHT (8) AND NINE (9), BLOCK J, HAGELSTEIN ADDITION, CITY OF SAN ANGELO, TOM GREEN COUNTY, TEXAS, PER THE MAP OR PLAT OF RECORD IN VOLUME 26, PAGE 338, DEED RECORDS, TOM GREEN COUNTY, TEXAS.

TRACT TWO:

ALL OF THORNTON STREET LYING BETWEEN SAID LOTS ONE (1), TWO (2), THREE (3) AND THE NORTH FIVE FEET (N. 5') OF LOT FOUR (4), BLOCK M, AND SAID LOTS SEVEN (7), EIGHT (8) AND NINE (9), BLOCK J, HAGELSTEIN ADDITION, CITY OF SAN ANGELO, TOM GREEN COUNTY, TEXAS, PER THE MAP OR PLAT OF RECORD IN VOLUME 26, PAGE 338, DEED RECORDS, TOM GREEN COUNTY, TEXAS.

SAVE AND EXCEPT A 9 FOOT WIDE STRIP CONVEYED TO STATE OF TEXAS FEBRUARY 11, 1950, RECORDED IN VOLUME 292, PAGE 256, DEED RECORDS, TOM GREEN COUNTY, TEXAS.

SAVE AND EXCEPT A 10 FEET OF NORTH 200 FEET OF ALLEY RUNNING THROUGH BLOCK J AS PER DEED DATED MARCH 1, 1949, RECORDED IN VOLUME 280, PAGE 358, DEED RECORDS, TOM GREEN COUNTY, TEXAS.

SAID NORTH 5 FEET OF LOT 4 MORE PARTICULARLY DESCRIBED IN DEED RECORDED IN VOLUME 799, PAGE 699, DEED RECORDS OF TOM GREEN COUNTY, TEXAS.