

Notice of Foreclosure Sale

1. *Property to Be Sold.* The property to be sold is described as follows:

See Exhibit "A" attached hereto and made a part hereof for all purposes.
2. *Instrument to be Foreclosed.* The instrument to be foreclosed is the deed of trust recorded in Volume 352, Page 710 of the Official Public Records of Jones County, Texas.
3. *Date, Time, and Place of Sale.* The sale is scheduled to be held at the following date, time, and place:

Date: September 1, 2015

Time: The sale will begin no earlier than 10:00 A.M. or no later than three hours thereafter. The sale will be completed by no later than 4:00 P.M.

Place: The South Hall entrance on the first floor of the Jones County Courthouse in Anson, Texas, or as designated by the County Commissioners.

The deed of trust permits the beneficiary to postpone, withdraw, or reschedule the sale for another day. In that case, the trustee or substitute trustee under the deed of trust need not appear at the date, time, and place of a scheduled sale to announce the postponement, withdrawal, or rescheduling. Notice of the date of any rescheduled foreclosure sale will be reposted and refiled in accordance with the posting and filing requirements of the Texas Property Code. The reposting or refiling may be after the date originally scheduled for this sale.

4. *Terms of Sale.* The sale will be conducted as a public auction to the highest bidder for cash, subject to the provisions of the deed of trust permitting the beneficiary thereunder to have the bid credited to the note up to the amount of the unpaid debt secured by the deed of trust at the time of sale.

Those desiring to purchase the property will need to demonstrate their ability to pay cash on the day the property is sold.

The sale will be made expressly subject to any title matters set forth in the deed of trust, 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 deed of trust. The sale shall not cover any part of the property that has been released of public record from the lien of the deed of trust. 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 deed of trust, 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.

POSTED NOTICE

DATE 8-10-15 TIME 12:38 p.m.

Lee Ann Jennings
JONES COUNTY CLERK, JONES CO., TX

BY: Trish Balder

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. 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.

5. *Type of Sale.* The sale is a nonjudicial deed-of-trust lien foreclosure sale being conducted pursuant to the power of sale granted by the deed of trust executed by Alejandro G. Torres, Sr. and Leonore Torres.

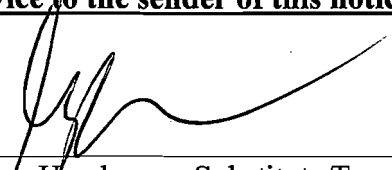
6. *Obligations Secured.* The deed of trust provides that it secures the payment of the indebtednesses and obligations therein described (collectively, the "Obligations") including but not limited to (a) the promissory note in the original principal amount of \$17,500.00, executed by Alejandro G. Torres, Sr. and Leonore Torres, and payable to the order of Kyle L. Loving; [and] (b) all renewals and extensions of the note. Kyle L. Loving is the current owner and holder of the Obligations and is the beneficiary under the deed of trust.

Questions concerning the sale may be directed to the undersigned.

7. *Default and Request to Act.* Default has occurred under the deed of trust, and the beneficiary has requested me, as substitute trustee, to conduct this sale. Notice is given that before the sale the beneficiary may appoint another person substitute trustee to conduct the sale.

Assert and protect your rights as a member of the armed forces of the United States. Of you are or your spouse is serving 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.

Dated August 10, 2015



Greg Henderson, Substitute Trustee
4400 Buffalo Gap Rd., Suite 1100
Abilene, Texas 79606
(325) 695-3800 (Office)
(325) 695-1199 (Fax)

EXHIBIT "A"

LEGAL DESCRIPTION

Being 5.0 acres of land out of a 16.23 acre tract of land out of the James Halfpenny Survey No. 139, Abstract 198, Jones County, Texas, and being the same 16.23 acre tract conveyed to David W. Claspell and Barbara J. Caspell in Correction Warranty Deed dated January 30, 2006, recorded in Volume 238, Page 512, Official Public Records of Jones County, Texas, reference to which instrument is herein made for description purposes and said 5.0 acre tract being more particularly described as follows:

BEGINNING at a 4 ½" pipe corner post, on the East line of County Road 327, for the Northwest corner of a 5 acre tract of record in Volume 745, Page 954, Deed Records of Jones County, Texas, the Northeast corner of said 16.23 acre tract and the Northeast corner of this tract;

THENCE S29°49'43"W, along the East line of said County Road, a distance of 566.26' to a found ½" rebar with a cap, for the Southeast corner of this tract;

THENCE N59°14'12"W, crossing said County Road at 51.75' passing a found ½" rebar with a cap, on the West line of said County Road, for the Northeast corner of a 1.63 acre tract of record in Volume 593, Page 688, and continuing along the North line of said 1.63 acre tract for a total distance of 420.61' to a found ½" rebar with a cap for the Northwest corner of said 1.63 acre tract and the Southwest corner of this tract;

THENCE N8°10'20"W a distance of 292.17' to a set 3/8" rebar with a cap, on the North line of said 16.23 acre tract for the Northwest corner of this tract;

THENCE S88°54'23"E, along the North line of said 16.23 acre tract, a distance of 684.75' to the point of beginning and containing 5.0 acres of land of which 0.67 acres lies within said County Road 327 leaving 4.33 acres not encroached upon.
