

Notice of Foreclosure Sale

Deed of Trust
Dated: January 15th, 2015
Grantor: John Cantu
Substitute Trustee: David O. Gonzalez
Lender: Yvonne Palacios
Recorded in: In the Official Records of Duval County, Texas
Legal Description: (Including all improvements thereon)

FILED FOR RECORD
AT 10:42 o'clock A M

MAR 06 2017

By: *[Signature]*
ELODIA M. GARZA
CLERK COUNTY COURT DUVAL COUNTY TEXAS

All of Grantor's right, title and interest (equal to an undivided 20% interest) in and to a tract of 79.51 acres of land, more or less, located in Duval County, Texas; being the same 79.51 acres bequeathed to Ofilia Martinez Palacios in a Will dated January 19, 1967 executed by Catarino Martinez, said Will admitted to probate as a Muniment of Title in Cause No. 4530, styled "In the Matter of the Estate of Catarino Martinez, Deceased", on March 27, 1980, and recorded in Volume 242, Page 400, of the Deed Records of Duval County, Texas. Said 79.51 acre tract of land more particularly described by metes and bounds in that certain Deed of Gift, dated April 13, 1984, from Delio Palacios and wife, Ofilia M. Palacios, to Lamar P. Olivcira, Yvonne Palacios, Roel Palacios, Ofilia Elma P. Buentello, and Aurelia P. Canales, as recorded in Volume 285, Pages 186-188, Deed Records of Duval County, Texas, to which instrument reference is here made for all purposes.

Secures: Promissory Note in the original principal amount of \$23,057.90 executed by John Cantu and payable to the order of Lender and all other indebtedness of Borrower to Lender

Foreclosure Sale:

Date: Tuesday, April 4th, 2017

Time: The sale of the Property will be held between the hours of 10:00 A.M. and 4:00 P.M. local time; the earliest time at which the Foreclosure Sale will begin is 10:00 a.m. and not later than three hours thereafter.

Place: North Door of the Duval County Courthouse, 400 E. Gravis San Diego, Texas 78384.

Terms of Sale: The Foreclosure Sale will be conducted as a public auction and the Property will be sold to the highest bidder for cash, except that Yvonne Palacios' bid may be by credit against the indebtedness secured by the lien of the Deed of Trust.

Default has occurred in the payment of the Note and in the performance of the obligations of the Deed of Trust. Because of that default, Yvonne Palacios, the owner and holder of the Note, has requested Substitute Trustee to sell the Property.

The Deed of Trust may encumber both real and personal property. Formal notice is hereby given of Yvonne Palacios' election to proceed against and sell both the real property and any personal property described in the Deed of Trust in accordance with Yvonne Palacio's rights and remedies under the Deed of Trust and section 9.604(a) of the Texas Business and Commerce Code.

Therefore, notice is given that on and at the Date, Time, and Place for the Foreclosure Sale described above, Substitute Trustee will sell the Property in accordance with the Terms of Sale described above, the Deed of Trust, and applicable Texas law.

If Yvonne Palacios passes the Foreclosure Sale, notice of the date of any rescheduled foreclosure sale will be reposted and refiled in accordance with the posting and filing requirements of the Deed of Trust and the Texas Property Code.

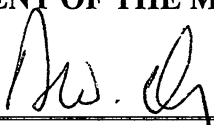
The Foreclosure Sale will be made expressly subject to any title matters set forth in the Deed of Trust, but prospective bidders are reminded that by law the Foreclosure Sale will necessarily be made subject to all prior matters of record affecting the Property, if any, to the extent that they remain in force and effect and have not been subordinated to the Deed of Trust. For the avoidance of doubt, the Foreclosure Sale will not cover any part of the Property that has been released of public record from the lien and/or security interest of the Deed of Trust by Yvonne Palacios. Prospective bidders are strongly urged to examine the applicable property records to determine the nature and extent of such matters, if any.

Pursuant to section 51.009 of the Texas Property Code, the Property will be sold "AS IS," without any expressed or implied warranties, except as to the warranties (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(a) of the Texas Property Code, Substitute Trustee reserves the right to set further reasonable conditions for conducting the Foreclosure Sale. Any such further conditions shall be announced before bidding is opened for the first sale of the day held by Substitute Trustee.

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.

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.



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