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POSTED

DEC 12 2023

Notice of Foreclosure Sale

TIME 8:20 Am
BY: Michelle Medley
SANDRA K. DUCKWORTH, COUNTY CLERK

1. *Property to Be Sold.*

BEING 1.002 ACRES OF LAND OUT OF ABSTRACT 561, THE T.M. GRINER SURVEY, NEWTON COUNTY, TEXAS, AND BEING ALL OF THE 1.0 ACRE TRACT CONVEYED BY LEE WILLIAMS, ET US, TO QUINCE HARDIN, ET UX, BY A DEED DATED NOVEMBER 18, 1960, SAID 1.002 ACRES BEING MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE ABOVE 1.0 ACRES TRACT, A 2' ROUND CONCRETE MONUMENT FOUND FOR CORNER IN THE SOUTHEAST EDGE OF THE DEVILS POCKET PAVED COUNTY ROAD;

THENCE SOUTH 45 DEGREES 56' 40" EAST, 305.78 FEET TO THE SOUTHEAST CORNER OF THE SAID TRACT, A 2' ROUND CONCRETE MONUMENT FOUND FOR CORNER;

THENCE SOUTH 44 DEGREES 16' 37" WEST, 154.47 FEET TO THE SOUTHWEST CORNER OF THE SAID TRACT, A 2" ROUND CONCRETE MONUMENT FOUND FOR CORNER;

THENCE NORTH 45 DEGREES 56' 53" WEST, 259.54 FEET TO THE NORTHWEST CORNER OF THE SAID TRACT, A 2' ROUND CONCRETE MONUMENT FOUND FOR CORNER AT A FENCE CORNER AND IN THE SOUTHEAST EDGE OF THE AFOREMENTIONED PAVED COUNTY ROAD;

THENCE NORTH 27 DEGREES 35' 00" EAST, WITH THE ROADS EDGE, 161.00 FEET TO THE PLACE OF BEGINNING, CONTAINING 1.002 ACRES OF LAND.

2. *Instrument to be Foreclosed.* The instrument to be foreclosed is the deed of trust recorded under Clerk's Document No. 173942 of the Real Property Records of Newton County, Texas.

3. *Date, Time, and Place of Sale.* The sale is scheduled to be held at the following date, time, and place:

Date: January 2, 2024

Time: The sale will begin no earlier than 10 a.m. or no later than three hours thereafter.

Place: The sale will take place at the Newton County Courthouse in Newton, Texas. In the area of such Courthouse designated by the Newton county Commissioners' Court as the area where foreclosure sales shall take place, or, if no such area has been designated, then on the sidewalk in front of the posting board located near the middle of the block facing US Highway 190 on the north side of the Newton County Courthouse Square in Newton, Newton County, Texas, which said building is owned by and houses the Newton County Clerk and Newton County Tax Assessor-Collectors Offices.

If the beneficiary postpones, withdraws, or reschedule the sale for another day, the 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 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 John B. Baer and Carol L. Monds.

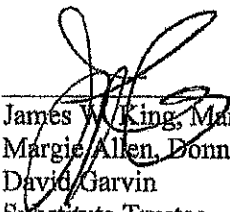
6. *Obligations Secured.* The deed of trust provides that it secures the payment of the promissory note in the original principal amount of \$38,400.00 dated March 21, 2022, executed by John B. Baer and Carol L. Monds and payable to the order of Alan Cramer Investments, Inc., a Texas Corporation. Alan Cramer Investments, Inc., a Texas Corporation is the current owner and holder of the Obligation 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. 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

Dated: December 12, 2023



James W. King, Marc P. Henry, Angie Brooks,
Margie Allen, Donna Caddenhead, Penny Thornton,
David Garvin
Substitute Trustee
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Beaumont, Texas 77706
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