

NOTICE OF SUBSTITUTE TRUSTEE'S SALE

STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF LAMAR

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.

WHEREAS, by Deed of Trust dated **September 24, 2015**, **April M. Roberts**, hereinafter referred to as “Borrower”, conveyed to Hilda Mallory, as Trustee, the following described property situated in **Lamar County, Texas**, to-wit:

ALL THAT LOT, TRACT, OR PARCEL OF LAND SITUATED IN LAMAR COUNTY, TEXAS, BEING MORE PARTICULARLY DESCRIBED ON THE ATTACHED EXHIBIT “A”;

(herein referred to as “the property”), to secure that one certain promissory note therein described in the original principal sum of **\$50,000.00**, executed by said Borrower and payable to **Bill E. Kirby and Elizabeth D. Kirby**, (which note is hereby referred to as “note”), said Deed of Trust being recorded as **Instrument No. 127756-2015**, Lamar County Official Public Records, (herein referred to as “Deed of Trust”); and


WHEREAS, default has occurred under the terms of said Deed of Trust and the indebtedness secured thereby is now wholly due, and Bill E. Kirby, the owner and holder of said indebtedness, has requested the undersigned to sell the property to satisfy same.

WHEREAS, the undersigned has been appointed as Substitute Trustee in the place of Hilda Mallory, Trustee, in the aforesaid Deed of Trust, said appointment being in the manner authorized by the Deed of Trust; and

NOW, THEREFORE, notice is given that on **Tuesday, August 3, 2021**, I will sell said property at the County Courthouse in **Lamar County, Texas**, to the highest bidder, for cash. The property will be conveyed “As is” and “With All Faults.” **10:00 o’clock a.m.** is the earliest time on said date at which the sale may occur and the sale will begin at that time or not later than three hours after that time. I will sell said property at the area designated by the Commissioners Court of said County for such sale, to-wit: **the East Foyer, just inside what is now called the first floor East entrance to the Lamar County Courthouse, 119 North Main Street, Paris, Lamar County, Texas or as designated by the commissioner’s court of said County.**

RECEIVED BY
LAMAR COUNTY CLERKS OFFICE
ON THIS THE 13th DAY OF July, 2021

WITNESS MY HAND this **13th** day of **July, 2021**.



DON BIARD, Substitute Trustee
38 First Street NW
Paris, Texas 75460
(903) 785-1606

EXHIBIT "A"

TRACT ONE:

Lot Two (2) in Block One (1) of the STELLROSE ADDITION within the corporate limits of the City of Paris, a part of the GEORGE W. COX SURVEY, according to plat of such Addition of record in the Plat Records of Lamar County, Texas, SAVE, EXCEPT AND LESS a strip off the South end conveyed to the Texas Highway Department for right-of-way; and being the same property described in deed to R. Raymond Dixon dated May 9, 1936, of record in Book 239, Page 189, Lamar County Deed Records; reference being made to all the above mentioned instruments and records for all necessary purposes.

TRACT TWO:

A part of the GEORGE W. COX SURVEY within the corporate limits of the City of Paris, and being 55 feet off the South side of Lot Three (3) in Block One (1) of the STELLROSE ADDITION to the City of Paris, according to plat of such Addition of record in the Plat Records of Lamar County, Texas; and being the same property described in deed to Richard Raymond Dixon dated November 11, 1940, of record in Book 2551, Page 408, Lamar County Deed Records; reference being made to all the above mentioned instruments and records for all necessary purposes; and