

25-005FC

## NOTICE OF SUBSTITUTE TRUSTEE'S SALE

FILED FOR RECORD  
SHELBY COUNTY, TEXAS  
2025 FEB -6 PM 12:10

T.S. #: 2024-11487-TX

JENNIFER L. FOUNTAIN  
COUNTY CLERK

BY  DEPUTY

**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.**

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

Date: 5/6/2025  
Time: The earliest time the sale will begin is 1:00 PM , or within three (3) hours after that time.  
Place: Shelby County Courthouse, Texas, at the following location: 200 SAN AUGUSTINE ST. CENTER, TX 75935 THE AREA WITHIN A RADIUS OF 100 FEET OF THE SOUTHEASTERN DOOR OF THE HOUSE PROVIDED FOR THE HOLDING OF THE DISTRICT COURT IN THE CITY OF CENTER, IN SHELBY COUNTY, TX Or if the preceding area is no longer the designated area, at the area most recently designated by the County Commissioners Court, pursuant to section 51.002 of the Texas Property Code.

**Property To Be Sold** - The property to be sold is described as follows:

BEING 1.00 acre of land, more or less, in the ALEX MCDONALD SURVEY, A-486, Shelby County, Texas, and being a part of a 6.67 acre tract of land, conveyed to Aubrey Gene Hooper, recorded in Vol. 1079, Page 484, Official Public Records, Shelby County, Texas, said 1.036 acre tract being described as follows:

BEGINNING at a 1/2 inch iron rod set in the South margin of CR 4694 and being S. 59° 45' 00" E. a distance of 278.83 ft. from a 5/8 inch iron pipe found in the West line of said 6.67 acre tract;

THENCE S. 59° 45' 00" E. with the South margin of CR 4694 a distance of 10.00 ft. to a 1/2 inch iron rod set;

BEGINNING over and across said 6.67 acre tract the following (7) seven courses and distances:

- 1) S. 17° 08' 52" W. a distance of 160.00 ft. to a 1/2 inch iron rod set;
- 2) S. 59° 45' 00" E. a distance of 75.85 ft. to a 1/2 inch iron rod set;
- 3) S. 30° 15' 00" W. a distance of 201.25 ft. to a 1/2 inch iron rod set;
- 4) N. 59° 45' 00" W. a distance of 208.70 ft. to a 1/2 inch iron rod set;
- 5) N. 30° 15' 00" E. a distance of 201.25 ft. to a 1/2 inch iron rod set;
- 6) S. 59° 45' 00" E. a distance of 122.85 ft. to a 1/2 inch iron rod set;
- 7) N. 17° 08' 52" E. a distance of 160.00 ft. to the POINT OF BEGINNING, and containing 1.00 acre of land, more or less.

**Commonly known as:** 3797 CR 4694 TIMPSON, TX 75975

**Instrument to be Foreclosed** – The instrument to be foreclosed is the Deed of Trust dated 9/24/2009 and recorded in the office of the County Clerk of Shelby County, Texas, recorded on 10/8/2009 under County Clerk's File No 2009008903, in Book -- and Page -- The subject Deed of Trust was modified by Loan Modification recorded as Instrument No. 2010001491 and recorded on 02/08/2010, and further recorded on 10/11/2017 in Instrument No. 2017003409 of the Real Property Records of Shelby County, Texas.

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**Grantor(s):** Aubrey Gene Hooper, a single man as his sole and separate property

**Original Trustee:** Steve Holmes & Associates, P.C.

**Substitute Trustee:** Nestor Solutions, LLC, Auction.com, Sheryl La Mont, Robert La Mont, David Sims, Allan Johnston, Ronnie Hubbard, Jim Mills, Susan Mills, Andrew Mills-Middlebrook, George Hawthorne, Ed Henderon, Paige Bentley, Andrew Farley, Laura Rowe, Burl Evans, Sharon St. Pierre, Jeff Benton, Harriett Fletcher, Christine Wheelless, Kevin Key, Jay Jacobs

**Original Mortgagee:** Mortgage Electronic Registration Systems, Inc., as Beneficiary, as nominee for Alacrity Lending Company, its successors and assigns

**Current Mortgagee:** Freedom Mortgage Corporation

**Mortgage Servicer:** Freedom Mortgage Corporation

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 referenced property securing the above referenced loan.

**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 mortgagee 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. 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 mortgagee 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. 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.

**Obligations Secured** - The deed of trust provides that it secures the payment of the indebtedness and obligations therein described (collectively the "Obligations") including but not limited to (1) the promissory note in the original principal amount of \$62,169.00, executed by Aubrey Gene Hooper, a single man as his sole and separate property, and payable to the order of Mortgage Electronic Registration Systems, Inc., as Beneficiary, as nominee for Alacrity Lending Company, its successors and assigns; (2) all renewals and extensions of the note; and (3) any and all present and future indebtedness of Trustor(s) to the current holder of the Obligations to the mortgagee under the deed of trust.

The sale will be made, but without covenant or warranty, expressed or implied, regarding title, possession, or encumbrances, to pay the remaining principal sum of the note(s) secured by the Deed of Trust, with interest and late charges thereon, as provided in the note(s), advances, under the terms of the Deed of Trust, interest thereon, fees,

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charges and expenses of the Trustee for the total amount (at the time of the initial publication of the Notice of Sale) reasonably estimated to be set forth below. The amount may be greater on the day of sale.

Questions concerning the sale may be directed to the undersigned or to the Mortgagee:

**Freedom Mortgage Corporation**  
**11988 EXIT 5 PKWY BLDG 4**  
**FISHERS IN 46037-7939**  
**Phone: (855) 690-5900**

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

Dated: February 6, 2025

Nestor Solutions, LLC, Auction.com, Sheryl La Mont, Robert La Mont, David Sims, Allan Johnston, Ronnie Hubbard, Jim Mills, Susan Mills, Andrew Mills-Middlebrook, George Hawthorne, Ed Henderon, Paige Bentley, Andrew Farley, Laura Rowe, Burl Evans, Sharon St. Pierre, Jeff Benton, Harriett Fletcher, Christine Wheeless, Kevin Key, Jay Jacobs



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c/o Nestor Solutions, LLC  
214 5th Street, Suite 205  
Huntington Beach, California 92648  
Phone: (888) 403-4115  
Fax: (888) 345-5501

For sale information visit: <https://www.xome.com> or Contact (800) 758-8052.

SENDER OF THIS NOTICE:  
AFTER FILING, PLEASE RETURN TO:

Nestor Solutions, LLC  
214 5th Street, Suite 205  
Huntington Beach, California 92648