

FILED
8/18/22 8:31 Am
CHERI HAWKINS
COUNTY & DISTRICT CLERK
SHACKELFORD COUNTY, TX
Jamie Russell, Deputy

Notice of Substitute Trustee Sale

T.S. #: 22-5817

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: **10/4/2022**
Time: The sale will begin no earlier than **1:00 PM** or no later than three hours thereafter.
 The sale will be completed by no later than **4:00 PM**
Place: **Shackelford** County Courthouse in **Albany**, Texas, at the following location: **At the east door of the Shackelford County Courthouse, or if the preceding area is no longer the designated area, at the area most recently designated by the County Commissioner's Court OR IN THE AREA DESIGNATED BY THE COMMISSIONER'S COURT, PURSUANT TO SECTION 51.002 OF THE TEXAS PROPERTY CODE**

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

LOTS 10, 11, & 12, BLOCK 8, COMPTON ADDITION TO THE CITY OF MORAN, SHACKELFORD COUNTY, TEXAS AS PER OFFICIAL PLAT FILED OF RECORD IN SLIDE 25, PLAT RECORDS, SHACKELFORD COUNTY, TEXAS. SAID LAND BEING OUT OF AND PART OF A PARENT TRACT FORMERLY DESCRIBED AS THE N/2 OF LOT 8 AND ALL OF LOTS 9, 10, 11, & 12, BLOCK 8, COMPTON'S ADDITION AS CONVEYED IN A DEED TO JOHN CAMERON KAYS RECORDED IN DOCUMENT NO. 20170767, OFFICIAL PUBLIC RECORDS, SHACKELFORD COUNTY, TEXAS.

Instrument to be Foreclosed – The instrument to be foreclosed is the Deed of Trust is dated 4/13/2020 and is recorded in the office of the County Clerk of Shackelford County, Texas, under County Clerk's File No 20200283, recorded on 4/15/2020, of the Real Property Records of Shackelford County, Texas.

Property Address: 100 GRACE STREET MORAN Texas 76464

Trustor(s):	FRANK MONTGOMERY	Original Beneficiary:	MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. ACTING SOLELY AS NOMINEE FOR PLANET HOME LENDING, LLC, ITS SUCCESSORS AND ASSIGNS
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Current Beneficiary:	U.S. Bank National Association not in its individual capacity but solely as Legal Title Trustee for RMTP Trust, Series 2021 BKM-TT-V	Loan Servicer:	Rushmore Loan Management Services, LLC
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Current Substituted Trustees:	Auction.com, Jamie Osborne, Terry Browder, Laura Browder, Marsha Monroe, Rick Snoke, Prestige Default Services, LLC
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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 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 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. 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. 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.

Type of sale - The sale is a non-judicial deed of trust lien and security interest foreclosure sale being conducted pursuant to the power of the sale granted by the deed of trust executed by FRANK MONTGOMERY, AN UNMARRIED PERSON. The real property and personal property encumbered by the deed of trust will be sold at the sale in accordance with the provisions of the deed of trust and as permitted by section 9.604(a) of the Texas Business and Commerce Code.

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 \$65,000.00, executed by FRANK MONTGOMERY, AN UNMARRIED PERSON, and payable to the order of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. ACTING SOLELY AS NOMINEE FOR PLANET HOME LENDING, LLC, ITS SUCCESSORS AND ASSIGNS; (2) all renewals and extensions of the note; and (3) any and all present and future indebtedness of FRANK MONTGOMERY, AN UNMARRIED PERSON to FRANK MONTGOMERY. U.S. Bank National Association not in its individual capacity but solely as Legal Title Trustee for RMTP Trust, Series 2021 BKM-TT-V is the current owner and holder of the Obligations and is the beneficiary 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, 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 beneficiary:

**U.S. Bank National Association not in its individual capacity but solely as Legal Title Trustee for RMTP Trust,
Series 2021 BKM-TT-V
c/o Rushmore Loan Management Services, LLC
15480 Laguna Canyon Road Suite 100
Irvine, CA 92618
(949) 341-0777**

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Dated: 8/14/22

Auction.com, Jamie Osborne, Terry Browder, Laura Browder, Marsha Monroe,
Rick Snoke, Prestige Default Services, LLC

Prestige Default Services, LLC
9720 Coit Road, Suite 220-228
Plano, Texas 75025
Phone: (972) 893-3096 ext. 1035
Fax: (949) 427-2732
Sale Line Information: (866) 684-2727
Website: <https://www.servicelinkasap.com/default.aspx>

AFTER RECORDING, PLEASE RETURN TO:

Prestige Default Services, LLC
9720 Coit Road, Suite 220-228
Plano, Texas 75025
Attn: Trustee Department