

Notice of [Substitute] Trustee 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.

1. Date, Time and Place of Sale.

Date: 07/07/2020

Time: The sale will begin at 10:00 AM or not later than three hours after that time

Place: Galveston County, Texas at the following location: **THE FIRST FLOOR LOBBY OF THE GALVESTON COUNTY COURTHOUSE, 722 MOODY (21st STREET), GALVESTON, TEXAS 77550 OR AS DESIGNATED BY THE COUNTY COMMISSIONER'S OFFICE PURSUANT TO SECTION 51.002 OF THE TEXAS PROPERTY CODE AS THE PLACE WHERE FORECLOSURE SALES ARE TO TAKE PLACE OR AS DESIGNATED BY THE COUNTY COMMISSIONERS**

Property Address: 7104 AVE D 1/2, SANTA FE, TX 77510

2. Terms of Sale: The sale will be conducted as a public auction to the highest bidder for cash. 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. Any conveyance of the property is subject to all matters of record affecting the property.

3. Instrument to be Foreclosed: The instrument to be foreclosed is the Deed of Trust or Contract Lien dated 09/23/2004 and recorded 09/29/2004 in Document 2004065607, real property records of Galveston County, Texas, with **JOSEPH D. HARRISON AND MENA R. HARRISON, HUSBAND AND WIFE** grantor(s) and **HOMEcomings FINANCIAL NETWORK, INC.** as Lender, **MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.** as Beneficiary.

4. Appointment of Substitute Trustee: In accordance with Texas Property Code Sec. 51.0076, the undersigned authorized agent for the mortgage servicer has named and appointed, and by these presents does name and appoint **AVT Title Services, LLC**, located at 5177 Richmond Avenue Suite 1230, Houston, TX 77056, Substitute Trustee to act under and by virtue of said Deed of Trust.

5. Obligation Secured: Deed of Trust or Contract Lien executed by **JOSEPH D. HARRISON AND MENA R. HARRISON, HUSBAND AND WIFE**, securing the payment of the indebtedness in the original principal amount of \$109,250.00, and obligations therein described including but not limited to the promissory note; and all modifications, renewals and extensions of the promissory note. **THE BANK OF NEW YORK MELLON TRUST COMPANY, NATIONAL ASSOCIATION FKA THE BANK OF NEW YORK TRUST COMPANY, N.A. AS SUCCESSOR TO JPMORGAN CHASE BANK, AS TRUSTEE FOR RESIDENTIAL ASSET MORTGAGE PRODUCTS, INC., MORTGAGE ASSET-BACKED PASS-THROUGH CERTIFICATES SERIES 2004-RS10** is the current mortgagee of the note and deed of trust or contract lien.

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6. **Default:** A default has occurred in the payment of indebtedness, and the same is now wholly due, and the owner and holder has requested to sell said property to satisfy said indebtedness.

7. **Property to be sold:** The property to be sold is described as follows:

TRACT IBEING 0.5545 ACRES OF LAND, SITUATED IN ALTA LOMA OUTLOT NO. 510, LEMUEL CRAWFORD SURVEY, ABSTRACT 48, GALVESTON COUNTY, TEXAS, ACCORDING TO THE MAP OF SAID ALTA LOMA OUTLOTS RECORDED IN VOLUME 113, PAGE 9, IN THE OFFICE OF THE COUNTY CLERK OF GALVESTON COUNTY, TEXAS, SAID 0.5545 ACRES BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:BEGINNING AT A 3/4 INCH IRON PIPE FOUND FOR THE NORTHWEST CORNER OF THE HEREIN DESCRIBED TRACT, ALSO BEING THE SOUTHWEST CORNER OF A 0.5545 ACRE TRACT, BEING LOCATED EAST- 178.0 FEET AND SOUTH- 198.00 FEET FROM THE NORTHWEST CORNER OF OUTLOT 510;THENCE EAST A DISTANCE OF 122.00 FEET TO A 3/4 INCH PIPE FOUND FOR THE NORTHEAST CORNER OF THE HEREIN DESCRIBED TRACT AND BEINGIN THE WEST LINE OF A 60 FOOT ROAD;THENCE SOUTH ALONG AND WITH THE WEST LINE OF SAID 60 FOOT ROAD, A DISTANCE OF 198.00 FEET TO A 5/8 INCH IRON ROD FOUND FOR THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED TRACT;THENCE WEST A DISTANCE OF 122.0 FEET TO A 5/8 INCH IRON ROD FOUND FOR THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED TRACT;THENCE NORTH A DISTANCE OF 198.00 FEET TO THE PLACE OF BEGINNING AND CONTAINING 0.5545 ACRES OF LAND.TRACT IBEING A TRACT OF LAND OUT OF ALTA LOMA OUTLOT NO. 510, LEMUEL CRAWFORD SURVEY, ABSTRACT 48, GALVESTON COUNTY, TEXAS, ACCORDING TO THE MAP OF SAID ALTA LOMA OUTLOTS RECORDED IN VOLUME 113, PAGE 9, IN THE OFFICE OF THE COUNTY CLERK OF GALVESTON COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS;BEGINNING AT A 1/2 INCH ROD SET FOR THE NORTHEAST CORNER OF THE HEREIN DESCRIBED TRACT, SAID POINT BEING LOCATED EAST- 178.0 FEET AND SOUTH - 310.0 FEET FROM THE NORTHWEST CORNER OF OUTLOT 510;THENCE SOUTH PARALLEL WITH THE WEST LINE OF OUTLOT 510, A DISTANCE OF 86 FEET TO A 5/8 INCH IRON ROD FOUND FOR CORNER;THENCE WEST PARALLEL WITH THE NORTH LINE OF OUTLOT 510, A DISTANCE OF 60 FEET TO A 1/2 INCH IRON ROD SET FOR CORNER;THENCE NORTH PARALLEL WITH THE WEST LINE OF OUTLOT 510, A DISTANCE OF 86 FEET TO A 1/2 INCH IRON ROD SET FOR CORNER;THENCE EAST PARALLEL WITH THE NORTH LINE OF OUTLOT 510, A DISTANCE OF 60 FEET TO THE POINT OF BEGINNING.

8. **Mortgage Servicer Information:** 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 lien securing the property referenced above. **PHH Mortgage Corporation**, as Mortgage Servicer, is representing the current mortgagee, whose address is:

C/O PHH Mortgage Corporation

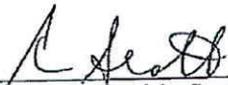
1 Mortgage Way
Mt. Laurel, NJ 08054
Phone: 877-744-2506

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9. Limitation of Damages: If the sale is set aside for any reason, the Purchaser at the sale shall be entitled only to a return of the funds paid. The Purchaser shall have no further recourse against the Mortgagor, the Mortgagee, or the Mortgagee's attorney.

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.

Date: May 15, 2020



Stephanie Spurlock, Camisha Scott, Iman Walcott, Tanesha Humphrey, Claire Buxton – Attorney or Authorized Agent of The Mortgagee or Mortgage Servicer

C/O Power Default Services, Inc.
Northpark Town Center
1000 Abernathy Rd NE; Bldg 400, Suite 200
Atlanta, GA 30328
Telephone: 855-427-2204
Fax: 866-960-8298

POWER DEFAULT SERVICES, INC. MAY BE ACTING AS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. ANY INFORMATION OBTAINED MAY BE USED FOR THAT PURPOSE.

Certificate of Posting
I am _____ whose address is c/o AVT Title Services, LLC, 5177 Richmond Avenue, Suite 1230, Houston, TX 77056. I declare under penalty of perjury that on _____ I filed this Notice of Foreclosure Sale at the office of the Galveston County Clerk and caused it to be posted at the location directed by the Galveston County Commissioners Court.

FILED

Instrument Number: *FILED2020000563*

Filing Fee: 23.00

Number Of Pages:4

Filing Date: 05/19/2020 10:24AM

I hereby certify that this instrument was FILED on the date and time stamped hereon and RECORDED in the OFFICIAL PUBLIC RECORDS of Galveston County, Texas.



Dwight D. Sullivan

Dwight D. Sullivan, County Clerk
Galveston County, Texas

DO NOT DESTROY - *Warning, this document is part of the Official Public Record.*