

**ATTENTION SERVICE MEMBERS: ASSERT AND PROTECT YOUR RIGHTS AS A MEMBER OF THE ARMED FORCES OF THE UNITED STATES. IF YOU ARE OR YOUR SPOUSE IS SERVING IN ACTIVE MILITARY DUTY, INCLUDING ACTIVE MILITARY DUTY AS A MEMBER OF THE TEXAS NATIONAL GUARD OR THE NATIONAL GUARD OF ANOTHER STATE OR 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.**

FILED  
at 9:30 o'clock A M

NOV 12 2019

LEE H. CHAMBERS  
COUNTY CLERK, LIBERTY COUNTY, TEXAS  
BY Abban Dwyer DEPUTY

### NOTICE OF SUBSTITUTE TRUSTEE'S SALE

**WHEREAS**, JAMES NEWELL STARKEY, JR. delivered that one certain Deed of Trust dated APRIL 25, 2017, which is recorded in INSTRUMENT NO. 2017009240 of the real property records of LIBERTY County, Texas, conveying to the Trustee(s) therein named the real property therein described, to secure the payment of a Promissory Note in the principal amount of \$200,603.00 payable to the order of INTERCAP LENDING, INC., to which reference is hereby made for a description of the Promissory Note, the terms and covenants of the Deed of Trust, and the property therein conveyed; and

**WHEREAS**, default, as same is defined in the Promissory Note and/or the Deed of Trust, has occurred and the outstanding indebtedness on same is now wholly due; and

**WHEREAS**, the undersigned has been appointed Substitute Trustee in place of the original Trustee, upon the contingency and the manner authorized by the Deed of Trust; and

**WHEREAS**, INTERCAP LENDING, INC., the Mortgagee, or the Mortgage Servicer, has instructed a Substitute Trustee(s) to sell real property described in the Deed of Trust in order to satisfy the indebtedness secured thereby.

**NOTICE IS HEREBY GIVEN** that on Tuesday, DECEMBER 3, 2019, beginning at 10:00 AM, or not later than three (3) hours after that time, a Substitute Trustee(s) will sell, to the highest bidder submitting cashier's check, certified check or money order, the following described real property:

LOTS 1 AND 2 IN BLOCK 2 OF THE HIGHLAND PARK SUBDIVISION TO THE TOWN OF CLEVELAND IN THE JOHN BREEDING SURVEY, LIBERTY COUNTY, TEXAS, ACCORDING TO PLAT OF SAID SUBDIVISION OF RECORD IN VOLUME 2, PAGE 9 OF THE MAP RECORDS OF LIBERTY COUNTY, TEXAS.

The sale will occur at that area designated by the Commissioners Court of LIBERTY County, Texas, for such sales (OR AT THE FRONT STEPS OF THE COURTHOUSE, ON THE SOUTH SIDE, WITH AN ADDRESS OF 1923 SAM HOUSTON).

**NOTICE IS FURTHER GIVEN** that the address of INTERCAP LENDING, INC., the Mortgagee or Mortgage Servicer, is 11781 SOUTH LONE PEAK PKWY, DRAPER, UT 84020. Pursuant to the Texas Property Code, the Mortgage Servicer is authorized to administer a foreclosure sale. The name and address of a substitute trustee is Michael J. Schroeder, 3610 North Josey Lane, Suite 206, Carrollton, Texas 75007. A Substitute Trustee is authorized by the Texas Property Code to set reasonable conditions for the foreclosure sale.

Dated: NOVEMBER 11, 2019.

  
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SUBSTITUTE TRUSTEE(S)  
MICHAEL J. SCHROEDER OR TOMMY JACKSON OR  
RON HARMON

FILE NO.: SMC-1045  
PROPERTY: 129 CIRCLE DR  
CLEVELAND, TEXAS 77327

ESTATE OF JAMES N. STARKEY, JR.

NOTICE SENT BY:  
MICHAEL J. SCHROEDER  
3610 NORTH JOSEY LANE, SUITE 206  
CARROLLTON, TEXAS 75007  
Tele: (972) 394-3088  
Fax: (972) 394-1263