

NOV 13 2023

Nancy E. Rafter  
County Clerk, Williamson Co. TX**NOTICE OF FORECLOSURE 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.**

**RECITALS:**

- A. The undersigned is the current owner and holder of the Promissory Note described below.
- B. The Promissory Note is secured by the Commercial Investor Deed of Trust described
- C. The Borrower named below is in default under the Promissory Note and the Commercial Investor Deed of Trust and the default has not been cured after receiving notice of default and opportunity to cure.
- D. The undersigned has accelerated the indebtedness evidenced by the Promissory Note.

**NOTICE OF FORECLOSURE SALE:**

Notice is given that the Property described below shall be sold at public auction on the date, at the time, and in accordance with the terms contained in this Notice of Foreclosure Sale and the applicable laws of the State of Texas.

**1. Date, Time, and Place of Sale:**

**Date:** The sale shall be held on Tuesday, December 05, 2023.

**Time:** The sale will begin at 10:00 AM central timezone and will be conducted within three hours thereafter.

**Place:** In the area designated by the Commissioners Court of such County, pursuant to § 51.002 of the Texas Property Code as the place where foreclosure sales are to take place (if no such place is so designated, the sale will take place in the area where this Notice of Foreclosure Sale is posted).

**2. Terms of Sale:**

Because of the default in performance of the obligations secured by the Commercial Investor Deed of Trust, the Substitute Trustee will sell the property "As Is" by public auction to the highest bidder for cash.

**3. Instrument to be Foreclosed:**

The security instrument to be foreclosed is the Commercial Investor Deed of Trust dated October 27, 2022, by Hero Management Group, LLC as grantor(s), to Gary Lancaster, as Trustee, for the benefit of Tejas Flipco Financial, LLC as beneficiary, and recorded under 2022122937 in the official public records of Williamson County, Texas.

**4. Name and Address of Substitute Trustee:**

The name of the Substitute Trustee is: Gary Lancaster and/or Casey Marcin.

The address of the Substitute Trustee is: 12140 Wickchester Drive, Suite 111, Houston, Texas 77079.

**5. Obligations Secured:**

The indebtedness evidenced by the Promissory Note in the original principal amount of Three Hundred Twenty Seven Thousand Two Hundred Fifty Dollars and No Cents (\$327,250.00), including all accrued and unpaid interest and all other amounts payable by the debtor[s] as described in the promissory note, any other related documents and all modifications, renewals, and extensions thereof. Tejas Flipco Financial, LLC is the current lien holder of the Commercial Investor Deed of Trust and the current owner and holder of the Promissory Note.

**6. Property to Be Sold:**

The property to be sold is described as follows:

See attached **Exhibit A** incorporated herein as if set forth at length.

**7. Additional Provisions:**

Default has occurred in the payment of the Promissory Note and in the performance of the obligations of the Commercial Investor Deed of Trust. Because of that default, Tejas Flipco Financial, LLC, the owner and holder of the Promissory Note and Commercial Investor Deed of Trust, has requested Substitute Trustee to sell the Property.

The Commercial Investor Deed of Trust may encumber both real and personal property. Formal notice is given of Tejas Flipco Financial, LLC's election to proceed against and sell both the real property and any personal property described in the Commercial Investor Deed of Trust in accordance with Tejas Flipco Financial, LLC's rights and remedies under the Commercial Investor Deed of Trust and Section 9.604(a) of the Texas Business and Commerce Code.

Notice is given that on and at the Date, Time, and Place for the Foreclosure Sale described above, Substitute Trustee will sell the Property in accordance with the Terms of Sale described above, the Commercial Investor Deed of Trust and applicable Texas law.



If Tejas Flipco Financial, LLC passes the Foreclosure Sale, notice of the date of any rescheduled foreclosure sale will be reposted and refiled in accordance with the posting and filing requirements of the Commercial Investor Deed of Trust and the Texas Property Code.

The Foreclosure Sale will be made expressly subject to any title matters set forth in the Commercial Investor Deed of Trust, but prospective bidders are reminded that by law the Foreclosure Sale will 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 released or subordinated to the Commercial Investor Deed of Trust. For the avoidance of doubt, the Foreclosure Sale will not cover any part of the Property that has been released of public record by Tejas Flipco Financial, LLC from the security interest of the Commercial Investor Deed of Trust. Prospective bidders are urged to examine the applicable property records to determine the nature and extent of such matters, if any.

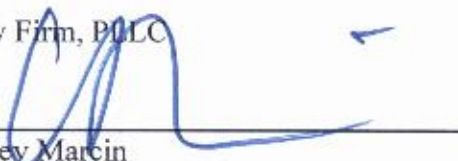
Pursuant to Section 51.009 of the Texas Property Code, the Property will be sold "AS IS," without any expressed or implied warranties, except as to the warranties (if any) provided for under the Commercial Investor Deed of Trust. Prospective bidders are advised to conduct an independent investigation of the nature and physical condition of the Property.

Pursuant to Section 51.0075(a) of the Texas Property Code, Substitute Trustee reserves the right to set further reasonable conditions for conducting the Foreclosure Sale. Any such further conditions shall be announced before bidding is opened for the first sale of the day held by Substitute Trustee.

This Notice of Foreclosure Sale is executed this 10 day of November, 2023.

Lancaster Law Firm, PLLC

By:

  
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Casey Marcin  
12140 Wickchester Lane, Suite 111  
Houston, Texas 77079

LENDER CONTACT:  
Warren Taake  
[wtaake@nu-devco.com](mailto:wtaake@nu-devco.com)

**EXHIBIT A**

**Legal Description to Real Property**

[Commonly known as 516 Dennis Dr Round Rock , Texas 78664 and by Tax Parcel ID No.  
R062564]

Lot 19, Block 11, EGGER'S ACRES UNIT "3-A", a subdivision in Williamson County, Texas, according to the map or plat recorded in Cabinet B, Slide 165, of the Plat Records of Williamson County, Texas.