## **NOTICE OF SUBSTITUTE TRUSTEE'S SALE**

Date:

July 19, 2023

FILED FOR RECORD

Substitute Trustee:

KENDALL D. HAMILTON

JUL 1 9 2023

Substitute Trustee's Street Address:

2303 RR 620 South

Ste 160 #164

Austin, TX 78734

Note:

\$267,080.42 dated June 14, 2021, executed by CHRISTINA RENEE DITTUS

and payable to the order of FROST BANK

Homestead Lien Contract and Deed of Trust ("Deed of Trust")

Date:

June 14, 2021

Owner:

CHRISTINA RENEE DITTUS

Lender:

FROST BANK

Recording information:

Document No. 2021097743, Official Public Records of

Williamson County, Texas

Property:

LOT 24, BLOCK G, BUTTERCUP CREEK PHASE IV, SECTION 4, A

SUBDIVISION IN WILLIAMSON COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT OF RECORD IN CABINET M, SLIDE 148, PLAT RECORDS

OF WILLIAMSON COUNTY, TEXAS

County:

Williamson County, Texas

Date of Sale (first Tuesday of month):

September 5, 2023

Time of Sale: 1:00 p.m.

Place of Sale: Northeast Basement Door in the new addition to the Williamson County Justice

Center, 405 MLK St, Georgetown, Texas or in the area designated by the Williamson County Commissioners Court pursuant to Section 51.002 of the Texas

Property Code

Lender has appointed Kendall D. Hamilton as Substitute Trustee under the Deed of Trust. Lender has instructed Substitute Trustee to offer the Property for sale toward the satisfaction of the Note.

Notice is given that on the Date of Sale, Substitute Trustee will offer the Property for sale at public auction at the Place of Sale, to the highest bidder for cash, "AS IS". The earliest time the sale will occur is the Time of Sale, and the sale will be conducted no later than three hours thereafter.

Lender has obtained the entry of a Default Order (copy attached) permitting this foreclosure pursuant to Rules 735 and 736 of the Texas Rules of Civil Procedure.

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. Sender is: Law Office of Ken Hamilton, 2303 RR 620 South, Ste 160 #164, Austin, TX 78734.

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.

KENDALL D. HAMILTON

Substitute Trustee & Attorney for Frost Bank

Filed: 07/17/23 8:04 AM

Lisa David, District Clerk Williamson County, Texas Bv: Aultman. Barbi

## CAUSE NO. 23-0551-C26

IN RE: ORDER FOR FORECLOSURE	§	IN THE DISTRICT COURT
CONCERNING 1722 JUNIPER RIDGE	§	
LOOP, CEDAR PARK TX 78613 UNDER	§	
TEX. R. CIV. P. 736	§	
	§	
	§	
PETITIONER:	§	WILLIAMSON COUNTY,
FROST BANK	§	TEXAS
	§	
	§	
	§	
	§	
	§	
RESPONDENT:	§	
CHRISTINA RENEE DITTUS	§	26th JUDICIAL DISTRICT

## **DEFAULT ORDER**

- On this day, the Court considered Petitioner's Motion for Entry of Default Order on its
   Application for an Expedited Order under Rule 736. Petitioner's Application complies
   with the requirements of Texas Rule of Civil Procedure 736.1.
- 2. The name and last known address of each Respondent subject to this Order are CHRISTINA RENEE DITTUS, 1722 Juniper Ridge Loop, Cedar Park, TX 78613 and any Occupant at the same above address. Each Respondent was properly served with the citation, but none filed a response within the time required by law. The return of service for each Respondent has been on file with the Court for at least ten days.
- 3. The property that is the subject of this foreclosure proceeding is commonly known as 1722 Juniper Ridge Loop, Cedar Park, TX 78613 with the following legal description:
  - LOT 24, BLOCK G, BUTTERCUP CREEK PHASE IV, SECTION 4, A SUBDIVISION IN WILLIAMSON COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT OF RECORD IN CABINET M, SLIDE 148, PLAT RECORDS OF WILLIAMSON COUNTY, TEXAS

- The Homestead Lien Contract and Deed of Trust ("Lien") to be foreclosed is indexed or recorded under Document Number 2021097743 in the Official Public Records of Williamson County, Texas.
- 5. The material facts establishing Respondent's default are alleged in Petitioner's Application and the supporting Affidavit of Lorenzo Palacios. Those facts are adopted by the Court and incorporated by reference in this Order.
- 6. Based on the Affidavit of Kendall D. Hamilton, no Respondent subject to this Order is protected from foreclosure by the Servicemembers Civil Relief Act, 50 U.S.C. App. § 501 et seq.
- 7. Therefore, the Court grants Petitioner's Motion for Entry of Default Order under Texas Rules of Civil Procedure 736.7 and 736.8. Petitioner may proceed with foreclosure of the property described above in accordance with applicable law and the Lien sought to be foreclosed.
- 8. This Order is not subject, to a motion for rehearing, a new trial, a bill of review, or an appeal. Any challenge to this Order must be made in a separate, original proceeding filed in accordance with Texas Rule of Civil Procedure 736.11.
- A copy of this Order shall be sent to Respondent with the notice of sale for foreclosure of the property described above.
- 10. Petitioner may communicate with Respondent and all 3<sup>rd</sup> parties reasonably necessary to conduct the foreclosure sale.

SIGNED this \_\_\_\_\_ day of July, 2023