

This 26th day of Sept 2024  
at 3:48 pm Posted

**NOTICE OF SUBSTITUTE TRUSTEE'S SALE**

**DATE:** September 26, 2024

**DEED OF TRUST:**

**Date:** June 30, 2022  
**Grantor:** Dora Veronica Rodriguez  
**Beneficiary:** Viva Farms, LLC  
**Trustee:** Mark Pigg

**COUNTY WHERE PROPERTY IS LOCATED:** Deaf Smith County, Texas

**ANY ONE OF THE FOLLOWING NAMED PERSONS TO ACT AS SUBSTITUTE TRUSTEE:**

TYSCOTT HAMM / HAYDEN HATCH / JACEY DUBOIS / MORGAN WIEBOLD

**SUBSTITUTE TRUSTEE'S MAILING ADDRESS:**

9816 Slide Road, Suite 201; Lubbock, Lubbock County, Texas, 79424

**Recording Information:** Deed of Trust recorded at Document No. 22-1630 of the Official Public Records of Deaf Smith County, Texas.

**Property:** See Exhibit A attached hereto.

**NOTE:**

**Date:** June 30, 2022  
**Amount:** \$73,670.00  
**Debtor:** Dora Veronica Rodriguez  
**Holder:** Viva Farms, LLC  
**Maturity Date:** June 30, 2027

**Date of Sale of Property (First Tuesday of the Month):** Tuesday, November 5, 2024

**Earliest Time of Sale of Property (Between 10:00 a.m. and 4:00 p.m.):** 10:00 a.m.

**Place of Sale of Property:** On the front steps of the Deaf Smith County Courthouse, 235 E. 3<sup>rd</sup> Street, Hereford, Texas 79045, or as designated by the County Commissioners.

The Deed of Trust may encumber both real and personal property. Notice is hereby given of Holder's election to proceed against and sell both the real property and any personal property described in the Deed of Trust in accordance with the Holder's rights and remedies under the Deed of Trust and Section 9.604 of the Texas Business and Commerce Code.

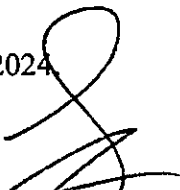
Because of default in performance of the obligations of the deed of trust, the above-named person as Substitute Trustee will sell the property by public auction to the highest bidder for cash at the place and date specified to satisfy the debt secured by the Deed of Trust. The sale will begin at the earliest time stated above or within three (3) hours after that time.

No warranties, express or implied, including but not limited to the implied warranties of merchantability and fitness for a particular purpose shall be conveyed at the sale, save and except the Grantor's warranties specifically authorized by the Grantor in the Deed of Trust. The property shall be offered "AS IS", purchasers will buy the property "at the purchaser's own risk" and "at his peril", and no representation is made concerning the quality or nature of title to be acquired. Purchasers will receive whatever interest Grantor and Grantor's assigns have in the property, subject to any liens or interests of any kind that may survive the sale. Interested persons are encouraged to consult counsel of their choice prior to participating in the sale of the property.

Assert and protect your rights as a member of the armed forces of the United States. If you 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.

This notice is an attempt to collect a debt, and any information obtained will be used for that purpose.

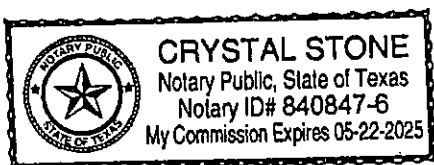
Executed this 26th day of September, 2024

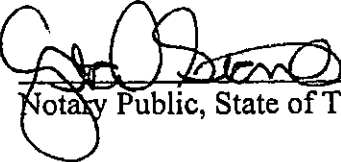
  
\_\_\_\_\_  
TyScott Hamm, Substitute Trustee

STATE OF TEXAS §

COUNTY OF LUBBOCK §

This instrument was acknowledged before me on this the 26<sup>th</sup> day of September, 2024, by TyScott Hamm.



  
\_\_\_\_\_  
Notary Public, State of Texas

## EXHIBIT A

### Tract 24

FIELD NOTES for a 10.01 acre tract of land out of the east half of Section 88, Block M-7, B. S. & F. Survey, Deaf Smith County, Texas, and more particularly described as follows:

BEGINNING at a 1/2" iron rod set with a yellow cap inscribed "RPLS 4263" (hereafter referred to as an OJD cap) in the west right-of-way line of F.M. Highway No. 2943 which bears N. 01° 15' 47" E. a distance of 2610.72 feet and N. 88° 48' 18" W. a distance of 50.00 feet from a railroad spike found at the southeast corner of said Section 88 for the southeast corner of this tract.

THENCE N. 88° 48' 18" W. a distance of 1367.60 feet to an OJD cap set in the southwest corner of this tract.

THENCE N. 01° 15' 47" E. a distance of 318.84 feet to an OJD cap set in the northwest corner of this tract.

THENCE S. 88° 48' 18" E. a distance of 1367.60 feet to an OJD cap set in said west right-of-way line of said F.M. Highway No. 2943 for the northeast corner of this tract.

THENCE S. 01° 15' 47" W., along said right-of-way line, a distance of 318.84 feet to the place of BEGINNING and containing 10.01 acres of land.



FILED and certified as RECORDED in the Official Public Records of Deaf Smith County on the date and time stamped.  
Rachel Garman, County Clerk, Deaf Smith County, Texas.

By: *Rachel Garman* (LE) Doc # 24-1728 9/26/2024 3:41 PM