

## Notice of Substitute Trustee Sale

F23-00009 TX  
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**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.**

**Date, Time, and Place of Sale** - The sale is scheduled to be held at the following date, time and place:

Date: **03/05/2024**  
Time: The sale will begin no earlier than **1:00PM** or no later than three hours thereafter. The sale will be completed by no later than 4:00PM  
Place: **Galveston** County, Texas at the following location: **The first floor lobby of the Galveston County Courthouse, 722 Moody (21<sup>st</sup> Street), Galveston, Texas 77550. OR IN THE AREA DESIGNATED BY THE COMMISSIONER'S COURT, PURSUANT TO SECTION 51.002 OF THE TEXAS PROPERTY CODE**

**Property To Be Sold** – The property to be sold is described as follows:

The West One-half (W-1/2) of Lot Eleven (11) and all of Lots Twelve (12), Thirteen (13) and Fourteen (14), in the Northwest Block of Outlot 67, in the City and County of Galveston, Texas.

APN: 107107

Commonly known as: 1714 Rosenberg, Galveston, TX 77550 FKA 1714 25th St., Galveston, TX 77550

**Instrument to be Foreclosed** – The instrument to be foreclosed is the Deed of Trust, Security Agreement, Assignment of Leases and Rents and Fixture Filing (the "Deed of Trust") dated 01/26/2021 and is recorded in the office of the County Clerk of Galveston County, Texas, recorded on 02/01/2021 as Instrument No. 2021007917 of the Real Property Records of Galveston County, Texas.

Trustor(s):	Linda Swarzman, a(n) individual	Original Beneficiary:	RIVERBEND FUNDING, LLC
Current Beneficiary:	CL-CH Residential Credit Ops 2, LLC, a corporation	Loan Servicer:	FCI Lender Services, Inc., as Loan servicer and Churchill Funding I, LLC, as master Servicer
Current Substituted Trustees:	<b>Patricia Poston, Nick Poston, David Poston, Chris Poston, Anna Sewart, David Barry, Byron Sewart, Austin DuBois, Michele Sanders or Cherie Maples</b>		

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 property securing the above referenced loan.

**Terms of Sale** - The sale will be conducted as a public auction to the highest bidder for cash, subject to the provisions of the deed of trust permitting the beneficiary thereunder to have the bid credited to the note up to the amount of the unpaid debt secured by the deed of trust at the time of sale. Prospective bidders are strongly urged to examine the applicable property records to determine the nature and extent of such matters, if any. Pursuant to the Deed of Trust, the beneficiary 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. Prospective bidders are advised to conduct an independent investigation of the nature and physical condition of the property. Pursuant to section 51.0075 of the Texas Property Code, the trustee reserves the right to set further reasonable

conditions for conducting the sale. Any such further conditions shall be announced before bidding is opened for the first sale of the day held by the trustee or any substitute trustee.

**Type of sale** - The present Beneficiary under the Deed of Trust has elected to conduct a unified foreclosure sale pursuant to the provisions of Texas Business and Commercial Code § 9.604 (a) and to include in the non-judicial foreclosure pursuant to the power of the sale granted by the deed of trust described in this Notice of Trustee's Sale all of the personal property and fixtures described within the loan documents. The present Beneficiary reserves the right to revoke its election as to some or all of said personal property and/or fixtures, or to add additional personal property and/or fixtures to the election herein expressed, at the present Beneficiary's sole election, from time to time and at any time until the consummation of the trustee's sale to be conducted pursuant to the Deed of Trust and Notice of Trustee's Sale. The real property and personal property encumbered by the deed of trust will be sold at the sale in accordance with the provisions of the deed of trust and as permitted by section 9.604(a) of the Texas Business and Commerce Code.

**Obligations Secured** - The deed of trust provides that it secures the payment of the indebtedness and obligations therein described (collectively the "Obligations") including by not limited to (1) the promissory note in the original principal amount of \$1,044,000.00, executed by Linda Swarzman, a(n) individual, and payable to the order of RIVERBEND FUNDING, LLC; (2) all renewals and extensions of the note; and (3) any and all present and future indebtedness of Linda Swarzman, a(n) individual. CL-CH Residential Credit Ops 2, LLC, a corporation is the current owner and holder of the Obligations and is the beneficiary under the Deed of Trust.

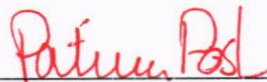
The sale will be made, but without covenant or warranty, expressed or implied, regarding title, possession, or encumbrances, to pay the remaining principal sum of the Note and all other amounts lawfully owing under the Note, the Deed of Trust, and all of the other associated loan documents, including, without limitation, all interest, default interest, late charges, advances, attorneys' fees and other costs and expenses.

Questions concerning the sale may be directed to the undersigned or to the beneficiary:

CL-CH Residential Credit Ops 2, LLC, a corporation  
c/o Churchill Funding I, LLC  
1415 Vantage Park Drive,  
Suite 240  
Charlotte, NC 28203  
[assetmgmt@churchillre.com](mailto:assetmgmt@churchillre.com)  
980-270-5758  
980-299-0562  
Eric Pezold  
[Epezold@swlaw.com](mailto:Epezold@swlaw.com)  
(714) 427-7414

Dated: 2-8-24

Patricia Poston, Nick Poston, David Poston, Chris Poston, Anna Sewart, David Barry, Byron Sewart, Austin DuBois, Michele Sanders or Cherie Maples



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Assured Lender Services, Inc.  
111 Pacifica, Suite 140  
Irvine, CA 92618  
Phone: (714) 508-7373  
Fax: (714) 505-3831

AFTER RECORDING, PLEASE RETURN TO:  
Assured Lender Services, Inc.  
111 Pacifica, Suite 140  
Irvine, CA 92618  
Attn: Trustee Department



**FILED**

Instrument Number: *FILED2024000154*

Filing Fee: 2.00

Number Of Pages: 4

Filing Date: 02/08/2024 9:05AM

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

NOTICE: It is a crime to intentionally or knowingly file a fraudulent court record or instrument with the clerk.

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