

RESCISSION OF NOTICED SUBSTITUTE TRUSTEE'S SALE

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

**STATE OF TEXAS §
COUNTY OF HARRIS §**

WHEREAS, North American Savings Bank F.S.B. whose address is 903 E. 104th Street, Suite 400, Kansas City, MO 64131 is the owner and holder of a promissory Note dated October 31, 2019, in the original principal amount of \$186,548.00 from Tracy L. Wicker, a single woman ("Borrower"), originally payable to Mortgage Electronic Registration Systems, Inc., as Nominee for Eagle Home Mortgage, LLC. Said Note is secured by a Deed of Trust, the beneficial interest of which has been assigned to North American Savings Bank F.S.B., dated October 31, 2019, and recorded on January 3, 2020 as Document Number Clerk's File/Instrument Number RP-2020-3503, amongst the official land records of the Harris County, Texas Clerk's Office, with respect to the following described property:

Lot 17, in Block 3, of WAYSIDE VILLAGE SEC 2, REPLAT NO. 1 AND EXTENSION, a subdivision in Harris County, Texas, according to the map or plat thereof, recorded in Film Code No. 686212, Map and Plat Records, Harris County, Texas, (the "Property"); and

WHEREAS, the above Property was posted for foreclosure sale to be held on August 1, 2023, and called out for sale by Amar Sood, Substitute Trustee. The high bidder was North American Savings Bank F.S.B. whose address is 903 E. 104th Street, Suite 400, Kansas City, MO 64131, pursuant to and subject to the terms and conditions of the "Trustee's Sale Receipt" executed by the Substitute Trustee and North American Savings Bank F.S.B.; and

WHEREAS, a Substitute Trustee's Deed has not been and will not be recorded because at the time of the sale, a court-ordered or automatic stay of the sale imposed in a bankruptcy case filed in the Southern District of Texas as Case No. 23-32933 by Tracy Lynn Wicker, was in effect prior to the August 1, 2023 sale. Neither the Substitute Trustee nor North American Savings Bank F.S.B. had notice of bankruptcy petition at the time the sale was called out; and

WHEREAS, the Substitute Trustee's Deed has not been recorded, the credit bid is cancelled, and North American Savings Bank F.S.B. requests rescission of the August 1, 2023 sale,

NOW THEREFORE, North American Savings Bank F.S.B., the holder of the above-described Note and Deed of Trust, do hereby stipulate and declare: (i) all acts conducted with regard to the August 1, 2023 Foreclosure Sale of the Property are hereby rescinded; (ii) North American Savings Bank F.S.B., and the Borrower and mortgagor(s) in the referenced Deed of Trust are returned to the status quo existing immediately prior to the foreclosure proceedings on August 1, 2023; and (iii) the Note and Deed of Trust are reinstated subject to the amount in arrears and total amount due, and are acknowledged as valid and enforceable in accordance with their original tenor and effect.

This document is executed and filed for record to purge such real property records of all evidence of such foreclosures by the Substitute Trustee's sale.

EXECUTED effective this 4 day of August, 2023.

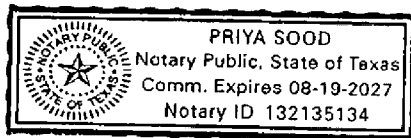
Amar Sood
Print Name: Amar Sood

Print Title: Substitute Trustee

STATE OF TEXAS

COUNTY OF Harris

On August 9, 2023, before me, Priya Sood, a Notary Public, personally appeared Amar Sood, who is personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.



Priya Sood
Notary Public, State of Texas

23-040137 - Rescission of Noticed Substitute Trustee's Sale

RP-2023-299919

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Pages 3

08/08/2023 11:21 AM

e-Filed & e-Recorded in the

Official Public Records of

HARRIS COUNTY

TENESHIA HUDSPETH

COUNTY CLERK

Fees \$22.00

RECORDERS MEMORANDUM

This instrument was received and recorded electronically and any blackouts, additions or changes were present at the time the instrument was filed and recorded.

Any provision herein which restricts the sale, rental, or use of the described real property because of color or race is invalid and unenforceable under federal law.

THE STATE OF TEXAS

COUNTY OF HARRIS

I hereby certify that this instrument was FILED in File Number Sequence on the date and at the time stamped hereon by me; and was duly RECORDED in the Official Public Records of Real Property of Harris County, Texas.



Teneshia Hudspeth
COUNTY CLERK
HARRIS COUNTY, TEXAS