

NOTICE OF SUBSTITUTE TRUSTEE'S SALE

WHEREAS, KELLY A NEUHARTH AND JARROD S NEUHARTH, WIFE AND HUSBAND by Deed of Trust (the "Deed of Trust"), dated 5/19/2022 and of record in Deed Book 2911, Page(s) 324-335, and/or as Instrument Number 22008127, in Register's Office of Bradley County, Tennessee, conveyed to Wilburn J. Evans, Trustee, the hereinafter described real property to secure the payment of a certain Promissory Note (the "Note") described in the Deed of Trust, which Note was payable to FirstBank, and subsequently assigned to Freedom Mortgage Corporation, and

WHEREAS, Nestor Solutions of Tennessee, LLC has been duly appointed Substitute Trustee by the owner and holder of the Note by instrument recorded in Deed Book 3276, Page(s) 942-944 and/or as Instrument Number 26008208 in Register's Office of Bradley County, Tennessee; and

WHEREAS, default has been made in the payment of the Note; and

WHEREAS, the owner and holder of the Note has demanded that the hereinafter described real property be advertised and sold in satisfaction of the indebtedness and costs of foreclosure in accordance with the terms and provisions of the Note and Deed of Trust. The notice requirements of T.C.A. §35-5-101 and 35-5-104 have been satisfied.

NOW, THEREFORE, notice is hereby given that an agent of Nestor Solutions of Tennessee, LLC, Substitute Trustee, pursuant to the power, duty, and authority vested in and conferred by the Deed of Trust, will proceed to sell the below-mentioned property on **8/27/2026, at 2:00 PM at the Main Door of the Bradley County Courthouse, 155 North Ocoee Street, Cleveland, TN 37311**, to the highest call bidder for cash free from all legal, equitable and statutory rights of redemption, exemptions of homestead, rights by virtue of marriage, and all other exemptions of every kind, all of which have been waived in the Deed of Trust, certain real property located in Bradley County, Tennessee, described as follows:

LOT TWENTY-FIVE (25), BLOCK "C", HIGHLANDS ADDITION (ERRONEOUSLY REFERRED TO AS HIGHLAND ADDITION IN DEED OF ACQUISITION), TO THE CITY OF CLEVELAND, TENNESSEE, AS SHOWN ON MAP OR PLAT OF SAID ADDITION DULY RECORDED IN PLAT BOOK 1, PAGE 36, IN THE REGISTER'S OFFICE OF BRADLEY COUNTY, TENNESSEE (ROBCT), TO WHICH REFERENCE IS MADE FOR A MORE SPECIFIC DESCRIPTION.

BEING THAT SAME PROPERTY CONVEYED TO JARROD S. NEUHARTH AND WIFE, KELLY A. NEUHARTH, BY DEED DATED MAY 19, 2022 AND RECORDED IN BOOK 2911, PAGE 322, ROBCT.

SUBJECT TO EASEMENTS, SETBACK LINE REQUIREMENTS, AND ALL OTHER MATTERS SET OUT ON PLAT BOOK 1, PAGE 36, ROBCT.

SUBJECT TO BRADLEY COUNTY HEALTH DEPARTMENT REGULATIONS AND/OR REQUIREMENTS.

SUBJECT TO ANY AND ALL GOVERNMENTAL ZONING AND/OR SUBDIVISION ORDINANCES AND REGULATIONS IN EFFECT THEREON.

The street address of the above-described property is believed to be **1763 BROWN AVE NW, CLEVELAND, TN 37311**, but if such address is not part of the legal description of the property sold herein and in the event of any discrepancy, the legal description herein shall control.

This sale is subject to all matters shown on any applicable recorded plat; any unpaid taxes; any restrictive covenants, easements or setback lines that may be applicable; any statutory rights of redemption of any governmental agency, state or federal; any prior liens or encumbrances as well as any priority created by a fixture filing; and to any matter that an accurate survey of the premises might disclose. In addition, the following parties may claim an interest in the above-referenced property:

Owner of Property: KELLY A NEUHARTH AND JARROD S NEUHARTH

Secretary of Housing and Urban Development, Deed of Trust Book 3031, Page(s) 959-965 and/or Instrument # 23012568

Secretary of Housing and Urban Development, Deed of Trust Book 3167, Page(s) 201-208 and/or Instrument # 25006159

Capital One, N.A, Deed of Trust Book 3174, Page(s) 479-480 and/or Instrument # 25007367

Capital One, N.A, Deed of Trust Book 3178, Page(s) 918-919 and/or Instrument # 25008182

The sale is subject to occupant(s) rights in possession of the premises.

All right of equity of redemption, statutory and otherwise, and homestead are expressly waived in said Deed of Trust, and the title is believed to be good, but the undersigned will sell and convey only as Substitute Trustee. The right is reserved to adjourn the day of the sale to another day, time, and place certain without further publication, upon announcement at the time and place for the sale set forth above.

If the sale is set aside for any reason, the purchaser at the sale shall be entitled only to a return of the purchase price. The purchaser shall have no further record against the grantor, the grantee or the trustee.

NOTICE TO BIDDERS: Please be advised that the highest bidder ("purchaser") at this trustee's sale may be required to provide information, documentation and/or certification as mandated by applicable federal law, and entity and trust purchaser should be prepared to provide beneficial ownership information as required by federal reporting requirements effective for transfers of residential real property to covered transferees on or after March 1, 2026. If applicable, the required information must be provided to the trustee before a trustee's deed will be issued for covered transfers. Additional information regarding these regulations and the required transferee information and certifications can be found at <https://www.federalregister.gov/documents/2024/08/29/2024-19198/anti-money-laundering-regulations-for-residential-real-estate-transfers> and https://www.fincen.gov/rre-faqs#D_5.

Internet Posting Website: <https://tennesseepostings.com/>

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