

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF IDAHO

UNITED STATES OF AMERICA,	)	Case No. CR-11-243-N-EJL
	)	
Plaintiff,	)	
	)	
vs.	)	<b>FINAL ORDER OF</b>
	)	<b>FORFEITURE AS TO</b>
	)	<b>CERTAIN ASSETS</b>
CHARLES ALBERT GOODENOUGH,	)	<b>OF CHARLES ALBERT</b>
JR.,	)	<b>GOODENOUGH, JR.</b>
et al.,	)	
	)	
Defendants.	)	
	)	

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WHEREAS, on October 17, 2012, this Court entered a Preliminary Order of Forfeiture (Dkt. 159) pursuant to the provisions of 21 U.S.C. § 853, based upon the Rule 11 Plea Agreement (Dkt. 131) entered into in the above case between CHARLES ALBERT GOODENOUGH, JR. and the United States on July 11, 2012, forfeiting the subject properties described in the forfeiture allegation of the Indictment, the Bill of Particulars (Dkt. 82) and as set out in the Preliminary Order; and  
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Certified to be a true and correct  
copy of original filed in my office.  
Elizabeth A. Smith, Clerk  
United States Courts, District of Idaho  
By Christie McMahon 7/29/2013  
Deputy Dated

WHEREAS, the United States caused notice of the above-referenced forfeiture order to be published and sent in accordance with the requirements of Federal Rule of Criminal Procedure 32.2(b)(6), including publication on an official government internet site ([www.forfeiture.gov](http://www.forfeiture.gov)) as required by Rule G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty and Maritime Claims and Asset Forfeiture Actions, as required by Rule 32.2(b)(6)(C); and

WHEREAS, the following petitions/stipulations were filed and approved by the Court as indicated below:

1. The Stipulation of Misty Goodenough (Dkt. 135) was filed July 25, 2012. An Order approving said Stipulation was entered by the Court on July 25, 2012 (Dkt. 136).

2. The Petition of William and Marjorie McLaren (Dkt. 192) was filed December 26, 2012. The Stipulation for Settlement of Claims of William and Marjorie McClaren (Dkt. 213) was filed April 29, 2013. The Order Approving Stipulation (Dkt. 215) was filed April 29, 2013.

3. The Petition to Assert Legal Interest in Forfeited Properties of Matanuska- Susitna Borough (Dkt. 196) was filed January 2, 2013. The Stipulation and Agreement as to Petition of Matanuska-Susitna Borough (Dkt. 214) was filed April 29, 2013. The Order Approving Stipulation and Agreement as to Petition of

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Matanuska-Susitna Borough (Dkt. 216) was filed May 1, 2013; and

WHEREAS, pursuant to the terms and conditions of the plea agreement relating to forfeiture, the government will release its notice of *lis pendens* as to the real property located at 55362 S. Lynda Drive, Willow, Matanuska-Susitna Borough, Alaska.

WHEREAS, no other claims were filed; and

WHEREAS, the United States requests the right to terminate the forfeiture, in its discretion, of any of the subject properties upon a showing of good cause to the Court; and

WHEREAS, the Court has resolved all claims to the subject property;

Accordingly, it is hereby ORDERED, ADJUDGED and DECREED that the Motion for Final Order of Forfeiture (Dkt. 222) is **GRANTED**. The Court hereby directs the United States Marshals Service to forthwith seize all of the forfeited properties, not heretofore seized, which are described below.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED:

That the right, title and interest to the hereinafter described property is hereby condemned, forfeited and vested in the United States of America, and that no claim of interest in said property shall exist in any other person or entity, and that said subject property shall be disposed of according to law:

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Cash Proceeds: At least (a) money judgment less credits given for the forfeiture of property identified herein), in United States currency and all interest and proceeds traceable thereto, in that such sum in aggregate is property which constituted proceeds of the charged offenses, or was received in exchange for the distribution of controlled substances, and was subsequently expended, spent, distributed or otherwise disposed of by the defendant, and as to which the defendant is liable.

Real Property and Proceeds Thereof. All interests in land and appurtenances more fully described below:

1. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments, and easements located at 55293 S. Sroufe Blvd., Willow, Matanuska-Susitna Borough, Alaska, and more particularly described as follows:

Account No. 6157B07L013 - Parcel ID 10736:

Lot 13, Block 7, KASU ACRES ADDITION NO. 1, according to the official plat thereof, filed under Plat Number 66-19, Records of the Palmer Recording District, Third Judicial District, State of Alaska.

2. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments, and easements located at 16458 E. Nosey

Avenue, Matanuska-Susitna Borough, Alaska, and more particularly described as follows:

Account No. 3082B04L001 - Parcel ID 43647:

Lot 1, Block 4, GOOSE CREEK ESTATES, according to the official plat thereof, filed under Plat Number 85-104, Records of the Palmer Recording District, Third Judicial District, State of Alaska.

3. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments, and easements located at 16285 E. Nosey Avenue, Matanuska-Susitna Borough, Alaska, and more particularly described as follows:

Account No. 3082B01L003 - Parcel ID 1527:

Lot 3, Block 1, GOOSE CREEK ESTATES, according to the official plat thereof, filed under Plat Number 85-104, Records of the Palmer Recording District, Third Judicial District, State of Alaska.

SUBJECT TO reservation of all oil and gas rights, recorded December 6, 1963 in Book 30 at Page 5,

FURTHER SUBJECT TO selection by the State of Alaska of all mineral rights previously reserved as disclosed by U.S. patent, recorded November 18, 1966 in Book 35 at Page 133.

FURTHER SUBJECT TO reservations and exceptions in U.S. Patent, and in Acts authorizing the issuance thereof; easements, slope easements, right-of-ways, covenants, conditions, reservations, exceptions, easement dedicated or delineated and notes on the plat, and other restrictions of record, if any.

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4. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments, and easements located at **24252 W. Willow Creek Parkway, Willow, Matanuska-Susitna Borough, Alaska**, and more particularly described as follows:

Account No. 5471000L002 - Parcel ID 39198:

Lot 2, WILLOW PARKWAY SUBDIVISION, according to the official plat thereof, filed under Plat Number 2003-185, Records of the Palmer Recording District, Third Judicial District, State of Alaska.

**Personal Property (including seized currency):**

1. A black beaver fox 52" fur coat;
2. U.S. Currency in the approximate sum of
3. U.S. Currency in the approximate sum of
4. The approximate amount of                      which represents approximately fifty percent (50%) of the proceeds from the sale of the 2010 Tahoe; and
5. Kubota generator, Model V2403-M Diesel 24kw;

**Substitute Assets:** If any of the properties and interests described above as being subject to forfeiture, as a result of any action or omission of the defendant above named:

- a. Cannot be located upon the exercise of due diligence;
- b. Has been transferred or sold to, or deposited with, a third person;
- c. Has been placed beyond the jurisdiction of the court;
- d. Has been substantially diminished in value; or
- e. Has been commingled with other property which cannot be

subdivided without difficulty; the defendant acknowledges and agrees that pursuant to United States Code, Section 853(p), the Government may seek forfeiture of any other property of the said defendant up to the value of the forfeitable properties and interests herein, including but not limited to, all the property referred to herein to the extent of any interests of the defendant which do not constitute proceeds of drug trafficking violations, or are not otherwise forfeitable pursuant to 21 U.S.C. § 853.

Having clear title, and pursuant to 21 U.S.C. § 853(n)(7), the United States may warrant good title to any subsequent purchaser or transferee.

IT IS FURTHER ORDERED that the out of the proceeds of the sale of the real properties to which claims are associated and more specifically set out in each stipulation referenced above, the following payments will be made as follows:

1. The sum of                      will be paid to William and Marjorie McLaren at closing of the real property known as 24252 W. Willow Creek

Parkway, Willow, Alaska (PIN: 39198), which is the principal amount



due and owing. Petitioners will also be paid the interest due in the sum of as of April 6, 2012, which continues to accrue at the rate of per day from that date. Further, miscellaneous expenses of will also be paid at closing.

2. The following sums will be paid to the Matanuska-Susitna Borough which sums represent the tax-due amounts, including interest on unpaid taxes up to the end of 2012, with no interest thereafter, upon closing of each of the following real properties:

- a. 55293 S. Sroufe Blvd., Willow, Alaska, Account No. 6157B07L013 - Parcel ID 10736 – Tax Due:
- b. 16458 E. Nosey Avenue, Matanuska-Susitna Borough, Alaska Account No. 3082B04L001 - Parcel ID 43647 – Tax Due:
- c. 16285 E. Nosey Avenue, Matanuska-Susitna Borough, Alaska Account No. 3082B01L003 - Parcel ID 1527 – Tax Due:  
and
- d. 24252 W. Willow Creek Parkway, Willow, Matanuska-Susitna Borough, Alaska Account No. 5471000L002 - Parcel ID 39198 – Tax Due:

IT IS FURTHER ORDERED that any and all forfeited funds, including but not limited to currency, currency equivalents and certificates of deposit, as well as income derived as a result of the United States Department of Justice's management FINAL ORDER OF FORFEITURE AS TO CERTAIN ASSETS (Goodenough) - 8



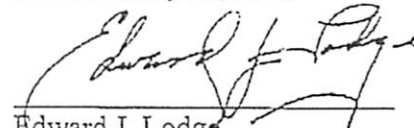
of any property forfeited herein, and the proceeds from the sale of any forfeited property, after the payment of costs and expenses incurred in connection with the forfeiture, sale and disposition of the forfeited property, and the payment of mortgages as noted herein, shall be deposited forthwith by the United States Department of Justice into the Justice Asset Forfeiture Fund in accordance with 21 U.S.C. § 881(e).

IT IS FURTHER ORDERED that the United States District Court shall retain jurisdiction in the case for the purpose of enforcing this Order and as to related forfeiture matters herein; and

IT IS FURTHER ORDERED that all parties herein shall bear their own costs and fees.



DATED: July 17, 2013

  
Edward J. Lodge  
United States District Judge