

RECEIVED
UNITED STATES DISTRICT COURT

20090333169
07/27/2009 RP3 \$32.00

2009 JUL 31 PM 1:57

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

RECEIVED
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
2009 JUL 17 PM 12:57

UNITED STATES OF AMERICA

VS.

JOSE MIGUEL NUNEZ, et al

§
§
§
§
§

CRIMINAL NO. 1:05CR150
Judge Thad Heartfield

FINAL ORDER OF FORFEITURE

WHEREAS, on October 3, 2006, this Court entered a Preliminary Order of Forfeiture pursuant to the provisions of 21 U.S.C. § 853;

AND WHEREAS, On November 3, 10, and 17, 2006, the United States published notification of the Court's Preliminary Order of Forfeiture in the Houston Chronicle advising all third parties of their right to petition the court within thirty (30) days of the publication date for a hearing to adjudicate the validity of their alleged legal interest in the forfeited property;

AND WHEREAS, the third party claims filed asserting interest in the real properties listed in the preliminary order of forfeiture have been resolved:

Claimant Cynthia Nunez, withdrew her claim of interest in the real properties listed below:

- a. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, commonly know as 3820 Buckholt, Pearland, Brazoria County, Texas 77545, and more particularly described as:

Legal: Lot Five (5), Block One (1) of the Westfield Estates, according to the map or plat thereof recorded in Volume 22, Pages 37-38, Brazoria County, Texas.

Legal: Lot Six (6), Block One (1) of the Westfield Estates in Brazoria County, Texas.



A TRUE COPY I CERTIFY
DAVID J. MALAND, CLERK
U.S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

By: AMcMillan

RP 06-46-1439

Order
1/02
lee

Legal: Lot Three (3), Block One (1) of the Westfield Estates in Brazoria County, Texas.

- b. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, commonly know as 525 Spring Drive, a/k/a "Spring Drive Apartments", Pasadena, Harris County, Texas, and more particularly described as:

Legal: Tract Two: 9,130 square feet of land, more or less, out of Lot Two Forty-Six (246), of Alta Vista Acres, Section Three (3), according to the map or plat thereof recorded in Volume 11, page 53 of the Map of Records of Harris County, Texas.

D T

- c. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, commonly know as 527 Spring Drive, a/k/a "Spring Drive Apartments", Pasadena, Harris County, Texas, and more particularly described as:

Legal: Tract One: 9,130 square feet of land, more or less, out of Lot Two Forty-Six (246), of Alta Vista Acres, a subdivision of Harris County, Texas, Section Three (3), according to the map or plat thereof recorded in Volume 11, page 53 of the Map of Records of Harris County, Texas.

- d. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, commonly know as 2710 South Shaver, a/k/a "Pasadena Shoe & Boot Repair", DBA "Pasadena Ventures", Pasadena, Harris County, Texas, and more particularly described as:

Legal: 0.358 acres of land out of Lot 30 of Alta Vista Acres, Section One (1) as being shown recorded in Volume 8, Page 68 of the Map Records of Harris County, Texas.

- e. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, commonly know as 2208 McCarty Street, a/k/a "La Estrella Bar",

05-14-09

Houston, Harris County, Texas, and more particularly described as:

Legal: Lots Nine (9) and Ten (10), in Block Sixty-Five (65), of Port Houston, NSBB, a subdivision in Harris County, Texas, according to the mat or plat thereof, recorded in Volume 2, Page 51 of the Map Records of Harris County, Texas.

Pro Se claimant Pablino Barron, withdrew his claim of interest in the real property listed below:

All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, commonly know as 2208 McCarty Street, a/k/a "La Estrella Bar", Houston, Harris County, Texas, and more particularly described as:

Legal: Lots Nine (9) and Ten (10), in Block Sixty-Five (65), of Port Houston, NSBB, a subdivision in Harris County, Texas, according to the mat or plat thereof, recorded in Volume 2, Page 51 of the Map Records of Harris County, Texas.

All claims of interest filed by the county taxing entities have been and/or will be resolved in tax suits filed in Brazoria County District Court and Harris County District Court and any remaining tax liabilities paid from the proceeds of the sale of the properties following final forfeiture.

No other party has made a claim to or declared any interest in the forfeited real properties described below:

It is HEREBY ORDERED, ADJUDGED and DECREED:

1. That the right, title and interest to all of the hereinafter described property, of the Defendant named, is hereby condemned, forfeited and vested in the United States of America, and shall be disposed of according to law:

REAL PROPERTY

RP 056-46-1441

- a. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, commonly know as 3820 Buckholt, Pearland, Brazoria County, Texas 77545, and more particularly described as:

Legal: Lot Five (5), Block One (1) of the Westfield Estates, according to the map or plat thereof recorded in Volume 22, Pages 37-38, Brazoria County, Texas.

Legal: Lot Six (6), Block One (1) of the Westfield Estates in Brazoria County, Texas.

Legal: Lot Three (3), Block One (1) of the Westfield Estates in Brazoria County, Texas.

- b. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, commonly know as 525 Spring Drive, a/k/a "Spring Drive Apartments", Pasadena, Harris County, Texas, and more particularly described as:

Legal: Tract Two: 9,130 square feet of land, more or less, out of Lot Two Forty-Six (246), of Alta Vista Acres, Section Three (3), according to the map or plat thereof recorded in Volume 11, page 53 of the Map of Records of Harris County, Texas.

- c. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, commonly know as 527 Spring Drive, a/k/a "Spring Drive Apartments", Pasadena, Harris County, Texas, and more particularly described as:

Legal: Tract One: 9,130 square feet of land, more or less, out of Lot Two Forty-Six (246), of Alta Vista Acres, a subdivision of Harris County, Texas, Section Three (3), according to the map or plat thereof recorded in Volume 11, page 53 of the Map of Records of Harris County, Texas.

- d. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, commonly know as 2710 South Shaver, a/k/a "Pasadena Shoe & Boot Repair", DBA "Pasadena Ventures", Pasadena, Harris County, Texas, and more particularly described as:

05-16-1442

Legal: 0.358 acres of land out of Lot 30 of Alta Vista Acres, Section One (1) as being shown recorded in Volume 8, Page 68 of the Map Records of Harris County, Texas.

e. All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, commonly know as 2208 McCarty Street, a/k/a "La Estrella Bar", Houston, Harris County, Texas, and more particularly described as:

Legal: Lots Nine (9) and Ten (10), in Block Sixty-Five (65), of Port Houston, NSBB, a subdivision in Harris County, Texas, according to the mat or plat thereof, recorded in Volume 2, Page 51 of the Map Records of Harris County, Texas.

2. That the forfeited property shall be disposed of by the United States and/or the custodial agency in such a manner as the United States Attorney General may direct.

SIGNED this the 20 day of May, 2009.

Thad Heartfield
Thad Heartfield
United States District Judge

FILED 05-15-1443

After Filing - Please Return to:

Carolyn Key
Property Manager
U.S. Marshals Service
333 Clay Street, Suite 3050
Houston, TX 77002

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 the number Sequence on the date and at the time stamped herein by me, and was duly RECORDED in the Official Public Records of Real Property of Harris County Texas on

JUL 27 2009



Dorothy L. Hayden
COUNTY CLERK
HARRIS COUNTY, TEXAS

FILED FOR RECORD
8:00 AM

JUL 27 2009

Dorothy L. Hayden
County Clerk, Harris County, Texas