UNITED STATES DISTRICT COURT

FOR THE MIDDLE DISTRICT OF TENNESSEE

NASHVILLE DIVISION

UNITED STATES OF AMERICA,	)	
	)	
v.	)	Criminal Number 3:03-00077
	)	Judge Haynes
KEITH SMITH,	)	
	)	
	)	
IN RE: FORFEITURE OF REAL PROPERTY KNOWN AS 1815 CEPHAS STREET, NASHVILLE, DAVIDSON COUNTY, TENNESSEE, [ASSESSOR'S PARCEL # 081-07-0-396-00].	)	

Davidson County ORDER
Recvd: 10/07/05 14:21 2 pgs
Fees:12.00 Taxes:0.00
20051007-0121616

ORDER

It is hereby ORDERED, ADJUDGED, and DECREED that:

1. The United States' Motion for Interlocutory Sale of Real Property is granted.

2. The Secretary of the Treasury (or his designee) shall seize, sell, and dispose of the real property located at 1815 Cephas Street, Nashville, Davidson County, Tennessee, [Assessor's Parcel # 081-07-0-396-00] whose legal description is as follows:

> LAND in Davidson County, Tennessee, being Lot No. 46 in the Woodard Plan, as of record in Book 57, page 21, Register's Office for said County.
>
> SAID Lot No. 46 fronts 50 feet on the westerly side of Cephas Avenue, and extends back between parallel lines 115 feet to an alley.
>
> BEING the same property conveyed to Keith Smith, unmarried, by deed from Johnny Burroughs and wife, Linda Burroughs, of record under instrument number 20020508-0056525, Register's Office for Davidson County, Tennessee.

ATTEST AND CERTIFY
A TRUE COPY
Clerk
U.S. District Court
Middle District of Tennessee
By: Deputy Clerk

THIS is unimproved[1] property, known as 1815 Cephas Avenue, Nashville, Davidson County, Tennessee.

(hereinafter referred to as the "Subject Property").

3. After deducting from the sale proceeds its lawful costs and expenses relating to its custody, maintenance and sale of the Subject Property, and after paying, from the proceeds, any outstanding real estate taxes on the Subject Property, the Secretary of the Treasury shall hold the remainder of the sale proceeds in its Customs Suspense Account until further order of this Court.

4. The Secretary of the Treasury (or his designee) shall retain custody of the Subject Property until it is sold pursuant hereto.

It is so ORDERED, this 26th day of August, 2005.

WILLIAM J. HAYNES, JR.
United States District Judge

[1] The United States has confirmed that the current recorded Warranty Deed describes this property as unimproved. The United States further has confirmed that a site visit to the property reveals this property is now improved with single family residence and that a search of public records performed by the United States indicates such improvement was made in 2003.