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ORIGINAL FILED

JUL 10 1996

CLERK, U.S. DISTRICT COURT
 EASTERN DISTRICT OF CALIFORNIA
 DEPUTY CLERK

7 IN THE UNITED STATES DISTRICT COURT FOR THE
 8 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,)
 11 Plaintiff,)
 12 v.)
 13 JAMES R. HOYT,)
 14 JAMES A. NELSON,)
 15 GREG H. ERICKSON,)
 16 VINCENT DUDASH,)
 17 PAUL SCHLANGE,)
 18 J. MAXINE HOYT, and)
 19 JOANNE I. KEELING,)
 20 Defendants.)

CR. NO. S-96-258 LKK
 LIS PENDENS
 NOTICE OF PENDING ACTION
 [California Code of Civil
 Procedure § 405]

I hereby certify that the annexed
 instrument is a true and correct copy of
 the original on file in my office.

ATTEST: **JACK L. WAGNER**
 Clerk U.S. District Court
 Eastern District of California

Allen Hutchison
 Deputy Clerk

Dated 7-10-96

SEAL

21 NOTICE IS HEREBY GIVEN, pursuant to Section 405 of the
 22 California Code of Civil Procedure, that the above-entitled action
 23 concerns and affects the following real property:

24 1638 Stephanie Way, Minden, Douglas County, Nevada,
 25 Assessor's Parcel Number 21-240-16, as more fully
 26 described in Exhibit A hereto.

27 Said action was commenced on June 14, 1996, in the above-named
 28 court by the United States of America against the above-captioned
 defendants, including James R. Hoyt and J. Maxine Hoyt, recorded
 owners of the above-referenced real property. Said action is now
 pending in the above-named court.

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1 The object of plaintiff's action is the criminal prosecution
2 of James R. Hoyt and J. Maxine Hoyt, and others, and the criminal
3 forfeiture of the above-referenced real property to the United
4 States pursuant to Titles 21 U.S.C. § 853(a)(1) and (2) and 18
5 U.S.C. § 982(a)(1).

6 If plaintiff's action is successful, title to the subject
7 property will vest in the United States pursuant to Titles 21
8 U.S.C. § 853(c) and 18 U.S.C. § 982(b)(1)(A), incorporating Title
9 21 U.S.C. § 853(c).

10 DATED: 7/9/96

CHARLES J. STEVENS
United States Attorney
MARK L. KROTOSKI
Assistant U.S. Attorney

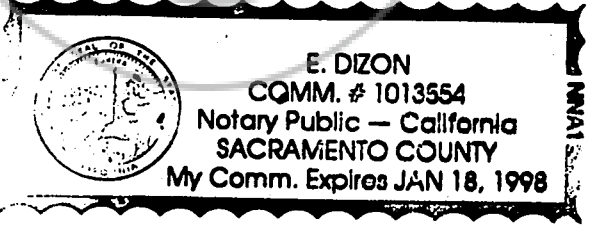
11 By: *Richard J. Bender*
12 RICHARD J. BENDER
13 Assistant U.S. Attorney
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17 ACKNOWLEDGEMENT

18 State of California)
19 County of Sacramento)

20 On 7-9-96 before me, E. Dizon, Notary
21 Public, personally appeared RICHARD J. BENDER, Assistant United
22 States Attorney, personally known to me be the person whose name
23 is subscribed to the within instrument and acknowledged to me that
24 he executed the same in his authorized capacity, and that by his
25 signature on the instrument the person, or the entity upon behalf
26 of which the person acted, executed the instrument.

WITNESS my hand and official seal.



27 *E. Dizon*
28 SIGNATURE

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1 EXHIBIT A

2
3 Property Description

4 Real property located in the County of Douglas, State of Nevada,
5 and described as follows:

6 A PORTION OF SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SECTION 26,
7 TOWNSHIP 14 NORTH, RANGE 20 EAST, M.D.B. & M.,

8 COMMENCING AT THE SOUTHWEST CORNER OF SECTION 26; THENCE NORTH
9 89°57' EAST ALONG THE SOUTH LINE OF SAID SECTION 26, A DISTANCE OF
10 709.33 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 0°05'
11 WEST, A DISTANCE OF 570.68 FEET TO A POINT; THENCE NORTH 89°57'
12 EAST, A DISTANCE OF 305.33 FEET; THENCE SOUTH 0°05' EAST, A
13 DISTANCE OF 570.68 FEET; THENCE SOUTH 89°57' WEST ALONG THE SOUTH
14 LINE OF SECTION 26, A DISTANCE OF 305.33 FEET TO THE TRUE POINT OF
15 BEGINNING.

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28 APN: 21-240-16

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1 **CERTIFICATE OF SERVICE BY CERTIFIED MAIL**

2 The undersigned hereby certifies that she is an employee
3 in the Office of the United States Attorney for the Eastern
4 District of California and is a person of such age and discretion
5 to be competent to serve papers.

6 That on July 10, 1996, she served a copy of LIS PENDENS
7 by placing said copy in a postpaid envelope addressed to the
8 person(s) hereinafter named, at the place(s) and address(es)
9 stated below, which is/are the last known address(es), and by
10 depositing said envelope and contents in the United States Mail at
11 Sacramento, California.

12 **Addressee(s):**

13 James R. Hoyt
14 1638 Stephanie Way
15 Minden, NV 89423

16 J. Maxine Hoyt
17 1638 Stephanie Way
18 Minden, NV 89423

19 John D. Robertson, Esq.
20 1055 Wilshire Blvd., Suite 1702
21 Los Angeles, CA 90017

22 Peter Kmeto, Esq.
23 428 J Street
24 Sacramento, CA 95814

25 
26 JUNE BROWN

27 REQUESTED BY
28 United States Attorney
 IN OFFICIAL RECORDS OF
 DOUGLAS CO., NEVADA

'96 JUL 15 AM 11:12

LINDA SLATER
RECORDER

PAID *ko* DEPUTY

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