

BUILDING AND STANDARDS BOARD AGENDA ITEM # \_\_\_\_ FOR  
WEDNESDAY, January 25, 2006

DEVELOPMENT SERVICES  
BUILDING PERMITS AND INSPECTIONS

MEMORANDUM  
January 12, 2006

TO: The Honorable Chairman and Board Members

THROUGH: R. Alan Shubert, P. E., C.B.O. – Development Services Director

FROM: Bill Stern, C.B.O., Residential Inspector Supervisor

SUBJECT: 737 Oscar Perez Ave.

On August 31, 2005 a hearing was held before the Building and Standards Commission at City Council Chambers and it was found that the structure located on said property is substandard, unfit for human habitation or use and a hazard to the public health, safety, and welfare, and the structure is not in substantial compliance with the Municipal Ordinances regulating fire protection, structural integrity, and disposal of refuse. The Building and Standards Commission ordered the owner to demolish the structure and clean the premises of all weeds, trash and debris within (30) days. The owner was ordered to appear before Building and Standards Commission on January 25, 2006 to determine if the Building and Standards Commission Order of August 31, 2005 has been complied with and to determine penalties if the Building and Standards Commission Order has not been complied with.

To date the Building and Standards Commission Order has not been complied with.

The Department recommends that the Building and Standards Commission make the following findings:

- 1) That the owner of said property Sunnyview, L.L.C., 6300 Escondido Drive, El Paso, Texas 79912 was notified of the requirements of Section 18.50 and their need to comply with these requirements; and
- 2) That after notification, the owner failed to demolished the building and clean the property of all weeds, trash and debris within 30 days; and
- 3) That the property which is subject to the Order is not the owner's homestead; and
- 4) That the Building and Standards Commission can assess a civil penalty against the owner in the amount not to exceed \$1,000 a day for each violation; and
- 5) That the owner has failed to comply with the Order, each day from October 1, 2005 through January 25, 2006 a total of 117 days.

The Department recommends that the Building and Standards Commission order:

- 1) That the owner has not complied with the Building and Standards Commission Order of August 31, 2005; and
- 2) That the Building and Standards Commission Order the Director of Development Services to demolish the structure and clean the premises of all weeds, trash and debris and to assess the cost of the work as a lien against the property; and
- 3) That any lien assessed is due and payable within (30) days of the date the City of El Paso completes the work; and
- 4) That the owner be assessed the following civil penalties: A total of \$25.00 a day for 117 days during which time the Building and Standards Commission Order of August 31, 2005 was not complied with for a total of \$2,925.00; and
- 5) That the City Clerk file a certified copy of the Order with the District Clerk of the County of El Paso.

## NOTICE OF PUBLIC HEARING

To All Interested Parties:

You are hereby notified that at 5:30 p.m. on the 25<sup>th</sup> day of January, 2006 in the Council Chambers of City Hall, #2 Civic Center Plaza, El Paso, Texas, the Building and Standards Commission of El Paso will hold a public hearing on the question of whether the building located on the property at **737 Oscar Perez Avenue** in El Paso, Texas, which property is more particularly described as:

**Legal Description:** Lot 52, Block 1, Upper Valley Place Unit Three, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on File in Book 77, Page 76, Plat Records of El Paso County, Texas

and which is subject to that certain Building and Standards Commission Order dated August 31, 2005 has been brought into compliance with said Order, and to determine penalties.

According to the real property records of the County of El Paso, Texas, Sunnyview, L.L.C., 6300 Escondido Drive, El Paso, Texas 79912, is listed as the Owner of the real property described herein.

The Owners of said property are hereby ordered to appear before the Building and Standards Commission and any mortgagees, lien holders, and other persons having an interest in said property are entitled to appear before the commission at said date, hour, and place.

If the Owner fails, neglects or refuses to comply with the order of the commission the City may pursue one, or more of the following actions:

- I) the City will perform any and all work needed to bring the property into compliance with this order, at its own expense, but for and on account of the Owner, of said property, the cost of which shall be assessed as a lien against the property and;
- II) assess a civil penalty against the property Owner for failure to repair, remove or demolish said Building in an amount not to exceed \$1,000.00 a day for each violation, or \$10.00 a day if the Owner shows that the property is the Owner's lawful homestead; and
- III) appoint a receiver as permitted by state law; and
- IV) any other remedies permitted by state law.

Any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of the assessment until paid in full;

The City Clerk is ordered to provide notice of this hearing to the record Owner and all other persons having an interest in the property as provided by law.

According to the real property records of El Paso County, you own or have an interest in the real property described in this notice. If you no longer own or have an interest in the property, you must execute an affidavit stating that you no longer own or have an interest in the property and stating the name and last known address of the person who acquired the property or interest from you. The affidavit must be delivered in person or by certified mail, return receipt requested, to the Building Standards Enforcement Division of the Building Permits and Inspections, 5<sup>th</sup> floor, City Hall, no later than the 20<sup>th</sup> day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice.

APPROVED AS TO FORM:



Josette Flores  
Assistant City Attorney

APPROVED AS TO CONTENT:



Bill Stern, C.B.O.  
Residential Inspector Supervisor  
Building Permits and Inspections Department

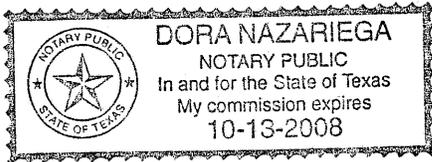
I, RICHARDA DUFFY MOMSEN, City Clerk of the City of El Paso, hereby certify that a true and correct copy of the foregoing Notice regarding the property located at 737 Oscar Perez Avenue, was filed with the County Clerk's Office, the official public records of real property for El Paso County.

  
Richarda Duffy Momsen

Executed this 5<sup>th</sup> day of January, 2006 on behalf of the City of El Paso, Texas, by Richarda Duffy Momsen in her capacity as City Clerk.

STATE OF TEXAS  
COUNTY OF EL PASO

Subscribed and sworn to before me, this 9<sup>th</sup> day of January, 2006.



  
Notary Public

I, RICHARDA DUFFY MOMSEN, City Clerk of the City of El Paso, hereby certify that a true and correct copy of the foregoing Notice dated regarding the property located at 737 Oscar Perez Avenue, was PUBLISHED in the official City newspaper on the 7<sup>th</sup> day of January, 2006.

\_\_\_\_\_  
Richarda Duffy Momsen

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Sunnyview, L.L.C.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Winton & Assoc.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

State National Bank  
ATTN: Robert D. Kotarski  
601 N. Mesa Street  
El Paso, Texas 79901

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

David G. Franklin Corp. of 1883  
109 N. Oregon Street, 12<sup>th</sup> Floor  
El Paso, Texas 79901

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

James F. Scherr  
109 N. Oregon Street, 12<sup>th</sup> Floor  
El Paso, Texas 79901

Date: \_\_\_\_\_

Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Herschel Stringfield  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_

Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

View Point Acreage, L.L.C.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_

Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

In House Details & Construction  
Jose Carlos Martinez  
650 Kathrine Ct.  
El Paso, Texas 79932

Date: \_\_\_\_\_

Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Michael F. Ainsa, Trustee  
1020 Broadmoor Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Patrick Brower, Trustee  
1017 Montana Avenue  
El Paso, Texas 79902

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Alan Lackey, Trustee  
P. O. Box 5240  
Lubbock, TX 79408

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Andy J. Winton  
851 Via Bonita Lane  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Flair Homes, Inc.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_

Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

El Paso Five Star Homes, Inc.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_

Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Winton Custom Builders, Inc.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_

Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

River Run Development, L.L.C.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_

Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Puentes Construction  
Julian Puentes  
12948 Perico Drive  
San Elizario, TX 79849

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

In House Details & Construction  
5024 Doniphan Drive Suite 6  
El Paso, Texas 79932

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (HAND-DELIVERED) to:

City of El Paso  
C/O City Clerk  
#2 Civic Center Plaza  
El Paso, TX 79901

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Governor of the Ysleta Del Sur Pueblo Indian Tribe  
AKA Tigua Indian Community  
119 S. Old Pueblo Road  
El Paso, Texas 79907

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

El Paso Central Appraisal District  
5801 Trowbridge Ave.  
El Paso, Texas 79925

Date: \_\_\_\_\_

Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice regarding the property at \_\_\_\_\_ was MAILED CERTIFIED-RETURN RECEIPT REQUESTED to:

El Paso County Probate Court  
500 E. San Antonio Avenue, Suite 703  
El Paso, Texas 79901

Date: \_\_\_\_\_

Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Notice was POSTED at 737 Oscar Perez Avenue, El Paso, Texas.

Date: \_\_\_\_\_

Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

## Firmbook Report

1/10/2006-1/10/2006

7105 8873 0193 6100 2438  
7105 8873 0193 6100 2636

| CMN                      | TRACKING             | NAME   | ADDRESS   |                       |
|--------------------------|----------------------|--|---|-----------------------|
| 7105 8873 0193 6100 2438 | 737 Oscar Perez - PH | Sunnyview, L.L.C.  | 6300 Escondido Drive                                    | El Paso TX 79912      |
| 7105 8873 0193 6100 2445 | 737 Oscar Perez - PH | Winton & Assoc.  | 6300 Escondido Dr.                                      | El Paso TX 79912      |
| 7105 8873 0193 6100 2452 | 737 Oscar Perez - PH | State National Bank<br>Attn: Robert D.<br>Kotarski         | 601 N. Mesa St.   | El Paso TX 79901      |
| 7105 8873 0193 6100 2469 | 737 Oscar Perez - PH | David G. Franklin<br>Corp. of 1883                         | 109 N. Oregon St., 12th<br>Floor                        | El Paso TX 79901      |
| 7105 8873 0193 6100 2476 | 737 Oscar Perez - PH | Flair Homes, Inc.  | 6300 Escondido Drive                                    | El Paso TX 79912      |
| 7105 8873 0193 6100 2483 | 737 Oscar Perez - PH | El Paso Five Star<br>Homes, Inc.                           | 6300 Escondido Drive                                    | El Paso TX 79912      |
| 7105 8873 0193 6100 2490 | 737 Oscar Perez - PH | Winton Custom<br>Builders, Inc.                            | 6300 Escondido Drive                                    | El Paso TX 79912      |
| 7105 8873 0193 6100 2506 | 737 Oscar Perez - PH | River Run<br>Development, L.L.C.                           | 6300 Escondido Drive                                    | El Paso TX 79912      |
| 7105 8873 0193 6100 2513 | 737 Oscar Perez - PH | Michael F. Ainsa,<br>Trustee                               | 1020 Broadmoor Drive                                    | El Paso TX 79912      |
| 7105 8873 0193 6100 2520 | 737 Oscar Perez - PH | Patrick Brower,<br>Trustee                                 | 1017 Montana Ave.                                       | El Paso TX 79902      |
| 7105 8873 0193 6100 2537 | 737 Oscar Perez - PH | Alan Lackey, Trustee                                       | P.O. Box 5240   | Lubbock TX 79408      |
| 7105 8873 0193 6100 2544 | 737 Oscar Perez - PH | Andy J. Winton   | 851 Via Bonita Lane                                     | El Paso TX 79912      |
| 7105 8873 0193 6100 2551 | 737 Oscar Perez - PH | James F. Scherr  | 109 N. Oregon St., 12th<br>Floor                        | El Paso TX 79901      |
| 7105 8873 0193 6100 2568 | 737 Oscar Perez - PH | Herschel Stringfield                                       | 6300 Escondido Dr.                                      | El Paso TX 79912      |
| 7105 8873 0193 6100 2575 | 737 Oscar Perez - PH | View Point Acreage,<br>L.L.C.                              | 6300 Escondido Drive                                    | El Paso TX 79912      |
| 7105 8873 0193 6100 2582 | 737 Oscar Perez - PH | In House Details &<br>Construction<br>Jose Carlos Martinez | 650 Kathrine Ct.  | El Paso TX 79932      |
| 7105 8873 0193 6100 2599 | 737 Oscar Perez - PH | Puentes Construction<br>Julian Puentes                     | 12948 Perico Drive                                      | San Elizario TX 79849 |
| 7105 8873 0193 6100 2605 | 737 Oscar Perez - PH | In House Details &<br>Construction                         | 5024 Doniphan Dr., Suite 6                              | El Paso TX 79932      |
| 7105 8873 0193 6100 2612 | 737 Oscar Perez - PH | Governor of the Ysleta<br>Del Sur<br>Pueblo Indian Tribe   | AKA Tigua Indian<br>Community<br>119 S. Old Pueblo Road | El Paso TX 79907      |
| 7105 8873 0193 6100 2629 | 737 Oscar Perez - PH | El Paso Central<br>Appraisal District                      | 5801 Trowbridge Ave.                                    | El Paso TX 79925      |
| 7105 8873 0193 6100 2636 | 737 Oscar Perez - PH | El Paso County<br>Probate Court                            | 500 E. San Antonio Ave.,<br>Suite 703                   | El Paso TX 79901      |

**ORDER OF THE BUILDING AND STANDARDS**  
**COMMISSION OF THE CITY OF EL PASO**

**WHEREAS**, the Director for Building Permits and Inspections of the City of El Paso has conducted an investigation and has reported to the Building and Standards Commission in writing that he is of the opinion that the structure located on the property at **737 Oscar Perez Avenue**, in El Paso, Texas, which property is more particularly described as follows:

Lot: 52, Block 1, Upper Valley Place Unit Three, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on File in Book 77, Page 76, Plat Records of El Paso County, Texas.

is dilapidated, substandard, and unfit for human habitation; is a hazard to public health, safety, and welfare; does not meet the minimum standards for continued use and occupancy contained in 18.50 of the El Paso City Code; and

**WHEREAS**, Sunnyview L.L.C., 6300 Escondido Drive, El Paso, Texas, 79912 record Owner, and all mortgagees and lienholders were duly notified according to law to appear at a public hearing before the Building and Standards Commission at 5:30 p.m. on June 29th, 2005; which was then postponed for 60 days to allow the owner to acquire an engineer's report, plans, complete financial arrangement, reapply for the permit and pay the permit fee. On August 31<sup>st</sup>, 2005 the hearing was held and Martin Espinoza appeared.

**IT IS THEREFORE, ORDERED ADJUDGED AND DECREED BY THE  
BUILDING AND STANDARDS COMMISSION OF THE CITY OF EL PASO:**

1. That Building and Standards Commission having heard the evidence, and being persuaded by a preponderance of same, makes the following findings:
  - A. That the structure located on said property is an urban nuisance.
  - B. That in order to be made safe, all of the aforementioned violations must be corrected.
  - C. That the structure located on said property is currently unsafe, substandard, unfit for human habitation or use, and therefore a hazard to the public health, safety, and welfare; and
  - D. That the structure is not in substantial compliance with municipal ordinances regulating structural or service systems integrity and disposal of refuse; and
  - E. Because of the Owner(s) failure to supply any drawings, plans, or reports to indicate otherwise, the structure cannot be repaired.
2. That the Building and Standards Commission hereby orders the Owner(s) to comply with the following requirements:
  - A. That the building be demolished within thirty (30) days, and

- B. That the premises be cleaned of all weeds, trash and debris within thirty (30) days; and
3. That upon failure of the Owner(s) to comply with this Order, any mortgagees, lienholders, and/or other persons having an interest in the property have an additional ten (10) days to demolish the structure and to clear the property of all weeds, trash and debris.
4. That upon failure of the Owner(s) to comply with this Order, the City of El Paso through its Director for Building Permits and Inspections may request a Hearing before the Building and Standards Commission to advise them of the owner(s) failure to comply. At such hearing, the Building and Standards Commission shall be asked to make the following findings and orders:
- A. To find the Owner(s) in violation of this Order of the Building and Standards Commission;
- B. To find that the mortgagees, lienholders and other interested parties have not performed any work to bring the structure and premises into compliance with this Order;
- C. To Order the City of El Paso to perform the work required to secure the property from unwanted entry and clear the premises of weeds, trash and debris and to assess the costs of the work as a lien against the property;
- D. To find that any lien assessed is due and payable within thirty (30) days of the date the City of El Paso completes the work;
- E. To Order that any assessment or civil penalties imposed will accrue interest at a rate of ten percent (10%) per annum accruing from the date of assessment until paid in full;
- F. To assess a civil penalty for failure to comply with this Order as allowed by Texas Local Government Code §54.017.
5. **RIGHT TO APPEAL:** *The decision of the Building and Standards Commission is final (see discussion of rehearing, below). An appeal may be filed by verified petition in State District Court, setting forth that the decision of the Commission is illegal, in whole or in part, and specifying the grounds of the illegality. Petition for appeal must be filed by the owner(s) or interested party within thirty (30) days of receipt of notice of the Order of the Commission. Appeals in District Court are limited to hearings under the substantial evidence rule.*
- A rehearing by the Building and Standards Commission may only be granted in the following circumstances:*
- A. *Proper request is made within twenty (20) days of receipt of notice of the Order of the Commission*

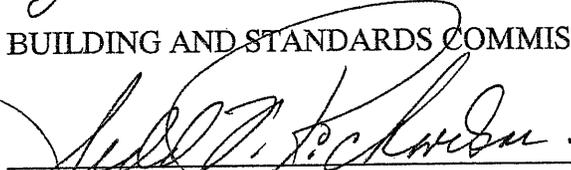
**B. Rehearing fees of five hundred and forty dollars (\$540.00) are furnished with the rehearing request. The Building and Standards Commission may waive these fees in cases of financial hardship based on written affirmation from the applicant.**

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED,** that the City Clerk shall cause copies of this Order to be served on the record owner(s) and all other persons having interest in the property as provided by law.

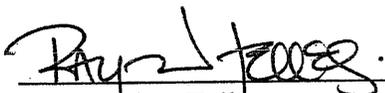
According to the real property records of El Paso County, you own the property described in this notice. If you no longer own the property, you must execute an affidavit stating that you no longer own the property and stating the name and last known address of the person who acquired the property from you. The affidavit must be delivered in person or by certified mail, return receipt requested, to this office no later than the twentieth (20<sup>th</sup>) day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice, even if you do not.

Signed this 31 day of August, 2005.

BUILDING AND STANDARDS COMMISSION

  
Chairman, Panel A

APPROVED AS TO FORM:

  
Raymond L. Telles  
Assistant City Attorney

APPROVED AS TO CONTENT:

  
Bill Stern, C.B.O.  
Residential Inspector Supervisor  
Building Permits & Inspections Department  
Building Standards Enforcement Division

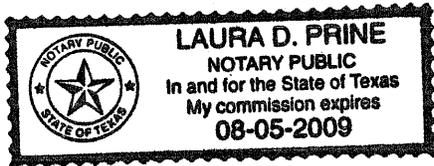
I, RICHARDA DUFFY MOMSEN, City Clerk of the City of El Paso, hereby certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property located at 737 Oscar Perez Avenue, was filed with the County Clerk's Office, the official public records of real property for El Paso County.

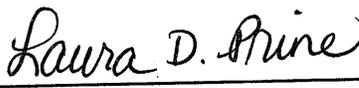
  
Richarda Duffy Momsen

Executed this 28<sup>th</sup> day of September, 2005 on behalf of the City of El Paso, Texas, by Richarda Duffy Momsen in her capacity as City Clerk.

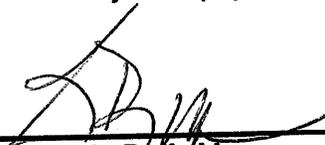
STATE OF TEXAS  
COUNTY OF EL PASO

Subscribed and sworn to before me, this 28<sup>th</sup> day of September, 2005.



  
Notary Public

I, RICHARDA DUFFY MOMSEN, City Clerk of the City of El Paso, hereby certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property located at 737 Oscar Perez Avenue, was PUBLISHED in the official City newspaper on the 28<sup>th</sup> day of September, 2005.

  
Richarda Duffy Momsen

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Sunnyview, L.L.C.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Winton & Assoc.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

State National Bank  
ATTN: Robert D. Kotarski  
601 N. Mesa Street  
El Paso, Texas 79901

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

David G. Franklin Corp. of 1883  
109 N. Oregon Street, 12<sup>th</sup> Floor  
El Paso, Texas 79901

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Flair Homes, Inc.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

El Paso Five Star Homes, Inc.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Winton Custom Builders, Inc.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

River Run Development, L.L.C.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Michael F. Ainsa, Trustee  
1020 Broadmoor Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Patrick Brower, Trustee  
1017 Montana Avenue  
El Paso, Texas 79902

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Alan Lackey, Trustee  
P. O. Box 5240  
Lubbock, TX 79408

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Andy J. Winton  
851 Via Bonita Lane  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

James F. Scherr  
109 N. Oregon Street, 12<sup>th</sup> Floor  
El Paso, Texas 79901

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Herschel Stringfield  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

View Point Acreage, L.L.C.  
6300 Escondido Drive  
El Paso, Texas 79912

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

In House Details & Construction  
Jose Carlos Martinez  
650 Kathrine Ct.  
El Paso, Texas 79932

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

Puentes Construction  
Julian Puentes  
12948 Perico Drive  
San Elizario, TX 79849

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

In House Details & Construction  
5024 Doniphan Drive Suite 6  
El Paso, Texas 79932

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (HAND-DELIVERED) to:

City of El Paso  
C/O City Clerk  
#2 Civic Center Plaza  
El Paso, TX 79901

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to;

Governor of the Ysleta Del Sur Pueblo Indian Tribe  
AKA Tigua Indian Community  
119 S. Old Pueblo Road  
El Paso, Texas 79907

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order dated August 31<sup>st</sup>, 2005 regarding the property at 737 Oscar Perez Avenue, was (MAILED CERTIFIED-RETURN RECEIPT REQUESTED) to:

El Paso Central Appraisal District  
5801 Trowbridge Ave.  
El Paso, Texas 79925

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector

I certify that a true and correct copy of the foregoing Order was POSTED at 737 Oscar Perez Avenue, El Paso, Texas.

Date: \_\_\_\_\_  
Time: \_\_\_\_\_

\_\_\_\_\_  
Inspector