

Trustee Filing:[2:09-bk-05733-RTB MICHAEL L GAUVIN](#)

Type: bk

Chapter: 7 v

Office: 2 (Phoenix)

Assets: n

Debtor disposition: Standard

Judge: RTB

Discharge

Case Flag: FeeDueRO,
REOPENED**U.S. Bankruptcy Court****District of Arizona**

Notice of Electronic Filing

The following transaction was received from TERRY A. DAKE entered on 7/7/2010 at 2:55 PM AZ and filed on 7/7/2010

Case Name: MICHAEL L GAUVIN**Case Number:** [2:09-bk-05733-RTB](#)**Document Number:** [29](#)**Docket Text:**

Amended Trustee Notice of Sale filed by TERRY A. DAKE of TERRY A. DAKE, LTD. on behalf of BRIAN J. MULLEN (related document(s)[28] Trustee Notice of Sale).(DAKE, TERRY)

The following document(s) are associated with this transaction:

Document description:Main Document**Original filename:**C:\fakepath\N Sale LPI.pdf**Electronic document Stamp:**

[STAMP bkecfStamp_ID=875559564 [Date=7/7/2010] [FileNumber=18443278-0]
[80fb98699a31193818ed6ef62860ed94bc3ad514901ba996266a3d0e8750a04fe44f
163c84c1bf85015d5cdd5e36228d20177ce72b01a71a9b79c3197ea63df6]]

2:09-bk-05733-RTB Notice will be electronically mailed to:

TERRY A. DAKE on behalf of Trustee BRIAN MULLEN
tdake@cox.net

BRIAN J. MULLEN
bmullen@bktrustee.phxcoxmail.com;bmullen@ecf.epiqsystems.com

DEBRA (AZCLDP 80261) PARKS
debbparks@juno.com

U.S. TRUSTEE
USTPRegion14.PX.ECF@USDOJ.GOV

1 **TERRY A. DAKE, LTD.**
11811 North Tatum Boulevard
2 Suite 3031
Phoenix, Arizona 85028-1621
3 Telephone: (480) 368-5199
Facsimile: (480) 368-5198
4 tdake@cox.net

5 **Terry A. Dake - 009656**

6 Attorney for Trustee

7 **IN THE UNITED STATES BANKRUPTCY COURT**

8 **FOR THE DISTRICT OF ARIZONA**

9 In re:) In Chapter 7 Proceedings
)
10 MICHAEL L. GAUVIN;) Case No. 2:09-BK-05733-RTB
)
11 Debtor.)
)

12 **FIRST AMENDED**
13 **NOTICE OF AUCTION SALE**

14 **PLEASE TAKE NOTICE** that an auction sale will be held on July
15 30, 2010 beginning at 8:30 a.m.. The sale will be held at 230 N. First
Ave., Ste. 102 (1st Floor), Phoenix, AZ (1st Ave. & Van Buren).

16 **DESCRIPTION OF PROPERTY TO BE SOLD:**

17 All right, title and interest of the debtor, Michael L. Gauvin
18 ("Gauvin"), and the bankruptcy estate in Draco Enterprises II, an
Arizona Limited Partnership. See attached. The trustee is informed and
19 believes that Draco Enterprises II owns a bar known as Jake's Corner Bar
& Grill, located at 57564 N. Hwy 188, Payson, AZ 85541. (Jake's Corner
was featured in the movie "Jakes Corner", see,
20 www.jakescornerthemovie.com). The trustee is informed and believes
that Gauvin owns 50% of Draco Enterprises II. The trustee is informed
21 and believes that Draco Enterprises II owns the real property upon which
the bar is located. See attached.

22 **INITIAL BIDDER / INITIAL BID**

23 Rick Heppler \$20,000.00

24 **TERMS AND CONDITIONS OF SALE:**

25 Gauvin's interest in Draco Enterprises, II will be sold free
26 and clear of any other liens, claims or interests. The successful
bidder will receive an order signed by the court confirming the sale and
27 a trustee's bill of sale from the trustee. The order will also provide
that Gauvin shall turn over any and all books and records of the
28

1 The prevailing bid shall be paid in full to the trustee by
2 cashier's check or other certified funds within seven days after the
3 completion of bidding.

4 **VIEWING OF THE ASSETS**

5 Information regarding the property may be obtained from
6 trustee's counsel, Terry Dake, who can be reached at 480-368-5199 or
7 tdake@cox.net.

8 **BIDDING BY TELEPHONE**

9 Bidders may participate by telephone by connecting to a
10 conference on the day of the sale. The conference call may be accessed
11 by calling: (712) 775-7000, wait for prompt, enter access code 1075425
12 and then press #.

13 **OBJECTIONS TO THE SALE**

14 Any person opposing the sale shall file a written objection on
15 or before July 16, 2010 with the Clerk of the United States Bankruptcy
16 Court, 230 N. First Ave., Ste. 101, Phoenix, AZ 85003-1706.

17 If a person timely objects in writing and a hearing is
18 requested but has not yet been conducted by the Court as of the date of
19 the scheduled sale, bids will still be taken and the normal sales
20 procedure followed. The closing of the sale will then remain dependent
21 upon the outcome of the Court hearing regarding the objection.

22 DATED July 7, 2010.

23 **TERRY A. DAKE, LTD.**

24 By /s/ TD009656
25 Terry A. Dake
26 11811 North Tatum Boulevard
27 Suite 3031
28 Phoenix, Arizona 85028-1621
 Attorney for Trustee



- Home
- Election Services
- Business Services
- Public Services

Registered Name Information Search

Generated by TnT Names Search Version 3.10

[Instructions](#)

General Information

File ID	2020643
Description	Limited Partnership
Status	Active
Name	DRACO ENTERPRISES II, LIMITED PARTNERSHIP
Address 1	3309 W. MOUNTAIN VIEW ROAD
City	PHOENIX
State	AZ
ZIP	85051-
Registered Date	12/7/2004

Agent/Owner Information

Agent ID	Type	Fullname	Address	City	State	ZIP	Phone
549633	Service of Process	MICHAEL LYNN GAUVIN	3309 W. MOUNTAIN VIEW ROAD	PHOENIX	AZ	85051-	602-448-3267
549635	General Partner	MICHAEL LYNN GAUVIN	3309 W. MOUNTAIN VIEW ROAD	PHOENIX	AZ	85051-	
549637	General Partner	RICKIE LYNN HEPPLER	3309 W. MOUNTAIN VIEW ROAD	PHOENIX	AZ	85051-	

Registration Information

Received	Amended	Assigned	Expiration	Cancelled	Revoked
12/7/2004	3/3/2006				

Correspondence History

Description	Date	Printed	Filmed	Loc. No.	Page No.	Pages

Application	12/7/2004					14
Amendment	3/3/2006					2

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Please email your comments or questions regarding this system to trades@azsos.gov. We appreciate any feedback.

[Disclaimer](#)

at the request of Pioneer Title Agency, Inc.

when recorded mail to
DRACO ENTERPRISES II LIMITED PARTNERSHIP
9040 N. 14th Place
Phoenix, AZ, 85020
00121679-MLH



2005-000089
Page: 1 of 2
01/03/2005 04:43P
15.00

Tax Code: 304-37-006K

WARRANTY DEED



For the consideration of Ten Dollars, and other valuable consideration, I or we,

JERRY M. MORRISON, a married man, as his sole and separate property

do/does hereby convey to

DRACO ENTERPRISES II LIMITED PARTNERSHIP, An Arizona Limited Partnership

the following real property situated in Gila County, Arizona:

See Exhibit A attached hereto and made a part hereof.

SUBJECT TO: Current taxes and other assessments, reservations in patents and all easements, rights of way, encumbrances, liens, covenants, conditions, restrictions, obligations and liabilities as may appear of record.

The Grantor warrants the title against all persons whomsoever.

DATED this 30th day of December, 2004

Jerry M. Morrison

JERRY M. MORRISON

State of Arizona

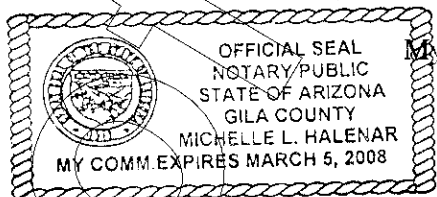
County of Gila

This instrument was acknowledged before me this 30th day of Dec., 2004 by

JERRY M. MORRISON

Michelle L. Halenar

Notary Public



My commission will expire _____



Exhibit A

A parcel of land in the Southwest quarter of the Northeast quarter of Section 27, Township 8 North, Range 10 East, Gila and Salt River Base and Meridian, Gila County, Arizona, described as follows:

COMMENCING at the Northwest corner of the Southwest quarter of the Northeast quarter of said Section 27;

THENCE North $89^{\circ} 29'$ East, 40.5 feet, more or less, to the Southwesterly right-of-way of the Payson-Globe Highway;

THENCE South $53^{\circ} 48'$ East, along said right-of-way line, 537.74 feet to the POINT OF BEGINNING;

THENCE South $06^{\circ} 31'$ West, 120.95 feet;

THENCE South $06^{\circ} 55'$ East, 150.80 feet;

THENCE North $60^{\circ} 15' 13''$ East, 235.62 feet to a point on the Southwesterly right-of-way line of the Payson-Globe Highway;

THENCE North $53^{\circ} 48'$ West, 259.00 feet to the POINT OF BEGINNING.

Unofficial Copy

Gila County Parcel and Tax Information Search

Amounts valid only through the end of the month.

If mailed, must be postmarked by the last day of the month.

Parcel ID: 304-37-006K

Total Due: \$0.00

2009 Property / Owner Details

DRACO ENTERPRISES II LIMITED PARTNERSHIP
9040 N 14TH PLACE

PHOENIX, AZ85020

Legal Description: PT SW4 NE4 SEC 27 T8N R10E COMM
NW COR SW4 NE4 SEC 27, TH N 89DG 29' E 40.5'; TH S
53 DEG 48' E 537.74' TO POB; TH S 53 DEG 48' E 259';
TH S 60DEG 15' 13W 235.62'; TH N 6 DEG 55' W 150.8';
TH N 6 DEG 31' E 120.95' TO POB APPROX .72 AC M/L

Tax Summary

	Charged	Paid
Taxes:	\$3,204.16	\$3,204.16
Interest:	\$64.08	\$64.08
Fees:	\$0.00	\$0.00
Totals:	\$3,268.24	\$3,268.24
Total Balance:		\$0.00

Delinquent Dates

1st ½	11/2/2009
2nd ½	5/3/2010

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