

CAUSE NO. S1695

THE STATE OF TEXAS

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IN JUSTICE OF PEACE

COUNTY OF HOUSTON

PRECINCT ONE

RE: ERASTO GUEVARA  
(17 CATTLE)

HOUSTON COUNTY, TEXAS

ORDER

On this the 12<sup>th</sup> day of March, 2024, came to be considered the above-referenced matter. A hearing was conducted pursuant to Texas Health & Safety Code §821.022 and §821.023. This Court, having determined that it has jurisdiction over the subject matter in controversy and that venue was proper, examined the evidence and considered all testimony relevant to the cattle owned by or under the custody or control of ERASTO GUEVARA which were located at 2694 CR 4020, Crockett, Texas, and considered all pleadings on file with the Court, and having considered the same.

Based upon the evidence presented, **THIS COURT FINDS**, that the previously filed Application for Warrant to Seize Animal has merit and that Respondent, ERASTO GUEVARA, as owner(s) of the following described animal(s): 17 head of cattle.

**did not** cruelly treat the animal(s), and therefore, **IT IS ORDERED** that the animal(s) be returned to the owner(s).

**did** cruelly treat the animal(s) pursuant to Texas Health & Safety Code §821.022 by unreasonably failing to provide necessary food or care for the livestock animals (17 cattle) in his custody.

and **IT IS THEREFORE ORDERED** that said owner(s) be immediately divested of ownership of said animal(s) pursuant to Texas Health & Safety Code §821.023(d).

**IT IS FURTHER ORDERED** pursuant to Texas Health & Safety Code §821.023(d):  
(check one)

that said animal(s) be sold by public auction, with the proceeds from the sale of the animal to be first applied to the costs ordered below.

that said animal(s) be given to a municipal or county animal shelter or a nonprofit animal welfare organization, namely \_\_\_\_\_.

□ that as the Court finds that it is in the best interest of the animal or that the public health and safety would be best served by doing so, that said animal(s) be humanely destroyed.

**IT IS FURTHER ORDERED** that the owner pay costs in the amount of \$1,747.50, as set forth in Texas Health & Safety Code §821.023(e), including the following:

Administrative costs of investigation \$ \_\_\_\_\_

Roundup/Transportation of cattle \$800

Housing/feeding of cattle @ \$181.50 per day for 5 days = \$907.50

Dr. Cory Tucker DMV/Animal Care Hospital treatment \$40

The total costs assessed are \$1,747.50 and Respondent(s) is hereby **ORDERED** to make payment to Houston County in the amount of \$1,747.50 within 30 days of execution of this Order for disbursement, if any.

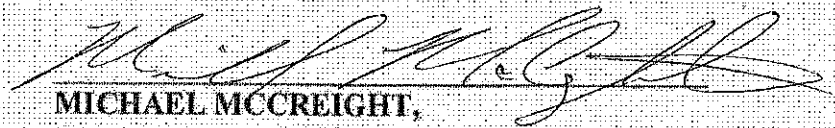
The Respondent(s) have the right to appeal this Order divesting the owner of ownership to the County Court of Houston County, Texas.

The Court finds that the estimated costs likely to be incurred to house and care for the impounded animals during the appeal process is \$ 2,495.00.

It is therefore **ORDERED** that the amount of bond necessary to perfect an appeal is \$4,242.50 (*sum of the ordered costs and costs likely to be incurred*).

**IT IS FURTHER ORDERED** that the Clerk of the Court shall send a copy of this Order to Respondent(s), ERASTO GUEVARA, and any other interested party who has filed a notice of appearance and provided his or her mailing address.

Signed this the 12 day of March, 2024.



**MICHAEL MCCREIGHT,  
PRESIDING JUDGE  
HOUSTON COUNTY, TEXAS**