

**TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN**

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**NO. 03-17-00224-CR  
NO. 03-17-00225-CR**

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**Herman Lee Kindred, Appellant**

**v.**

**State of Texas, Appellee**

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**FROM THE DISTRICT COURT OF BELL COUNTY, 27TH JUDICIAL DISTRICT  
NOS. 30111 & 30312, HONORABLE WILLIAM BLACK, JUDGE PRESIDING**

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**NO. 03-17-00226-CR**

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**Herman Lee Kindred, Appellant**

**v.**

**State of Texas, Appellee**

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**FROM THE DISTRICT COURT OF BELL COUNTY, 27TH JUDICIAL DISTRICT  
NO. 30721, HONORABLE C.W. DUNCAN, JUDGE PRESIDING**

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**MEMORANDUM OPINION**

Herman Lee Kindred filed notices of appeal from his 1984 judgments of conviction for the offenses of burglary of a habitation and forgery by passing, and his 1982 judgment of conviction for burglary of a motor vehicle. The substance of Kindred's notices of appeal show that

he is seeking post-conviction habeas corpus relief based on his claims of “actual innocence.” *See* Tex. Code Crim. Proc. art. 11.07. However, this Court has no jurisdiction to grant any such relief here. *See Ex parte Alexander*, 685 S.W.2d 57, 60 (Tex. Crim. App. 1985) (“It is well established that only the Court of Criminal Appeals possesses the authority to grant relief in a post-conviction habeas corpus proceeding where there is a final felony conviction.”); *In re McAfee*, 53 S.W.3d 715, 718 (Tex. App.—Houston [1st Dist.] 2001, orig. proceeding) (“Article 11.07 contains no role for the courts of appeals; the only courts referred to are the convicting court and the Court of Criminal Appeals.”). Accordingly, we dismiss these appeals for want of jurisdiction.

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Jeff Rose, Chief Justice

Before Chief Justice Rose, Justices Field and Bourland

Dismissed for Want of Jurisdiction

Filed: April 27, 2017

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