

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

287A 

FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:

OCT 01 2013

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 179, Item 26.
Last assessed To: Donald Ellis Brimley, Trustee for the ABFK Trust to an undivided 1/2 interest and J.S. Haskins to an undivided 1/2 interest. District 1/1 [\$138.80]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from J.S. Haskins, last assesse for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 271062032-1;

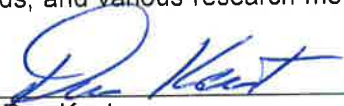
(continued on page two)

BACKGROUND:

Summary

In accordance with Section 3691 et seq. of the California Revenue and Taxation Code, and with prior approval of the Board of Supervisors, The Tax Collector conducted the March 17, 2008 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 12, 2008. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on June 9, 2008, to parties of interest as defined in Section 4675 of said code. Parties of interest have been determined by an examination of lot book reports as well as Assessor's and Recorder's records, and various research methods were used to obtain current mailing addresses for these parties of interest.

(continued on page two)


Don Kent
Treasurer-Tax Collector

| FINANCIAL DATA | Current Fiscal Year: | Next Fiscal Year: | Total Cost: | Ongoing Cost: | POLICY/CONSENT (per Exec. Office) |
|-----------------|----------------------|-------------------|-------------|---------------|---|
| COST | \$ 138.80 | \$ 0.00 | \$ 138.80 | \$ 0.00 | Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/> |
| NET COUNTY COST | \$ 0.00 | \$ 0.00 | \$ 0.00 | \$ 0.00 | |

| | |
|--|-------------------------------|
| SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale | Budget Adjustment: NO |
| | For Fiscal Year: 13/14 |

C.E.O. RECOMMENDATION:

APPROVE
BY: 
Karen L. Johnson

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

FORM APPROVED COUNTY COUNSEL
by  10/1/13
DALE A. GARDNER
Departmental Concurrence DATE

- A-30
- Positions Added
- 4/5 Vote
- Change Order

Prev. Agn. Ref.:

District: 1/1

Agenda Number:

509 OCT 12 09 3:13
RECEIVED PLANNING DIVISION

9-9

SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

FORM 11: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 179, Item 26.

Last Assessed To: Donald Ellis Brimley, Trustee for the ABFK Trust to an undivided ½ interest and J.S. Haskins to an undivided ½ interest.

DATE: OCT 01 2013

PAGE: Page 2 of 2

RECOMMENDED MOTION:

2. Authorize and direct the Auditor-Controller to issue a warrant to J.S. Haskins in the amount of \$138.80, no sooner than ninety days from the date of this order, unless an appeal has been filed in Superior Court, pursuant to the California Revenue and Taxation Code Section 4675.

BACKGROUND:

Summary (continued)

The Treasurer-Tax Collector has received one claim for excess proceeds:

1. Claim from J.S. Haskins based on a Grant Deed Recorded March 14, 2008 as Instrument No. 2008-0125128.

Pursuant to Section 4675 (a) of the California Revenue and Taxation Code, it is the recommendation of this office that J.S. Haskins be awarded excess proceeds in the amount \$138.80. Since there are no other claimants the excess proceeds in the amount of \$138.80 will remain unclaimed. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.

Impact on Citizens and Businesses

Excess proceeds are being released to the last assessee of the property and Pursuant to Section 4673.1 (2) of the California Revenue and Taxation Code, since there were no other claimants the remaining unclaimed excess proceeds are being transferred to the Auditor's office for apportionment.

Pursuant to Section 4673.1 (2) of the California Revenue and Taxation Code, the remaining balance of the proceeds to be distributed under this section shall be distributed to each tax fund in an amount bearing the same proportion to the balance remaining as the tax rate for each fund bears to the total tax rate applicable to the property for the fiscal year preceding that in which the property was sold.

ATTACHMENTS (if needed, in this order):

Copies of the Excess Proceeds Claim form and supporting documentation are attached.

CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY
(SEE REVERSE SIDE FOR FURTHER INSTRUCTIONS)

To: Don Kent, Treasurer and Tax Collector

Re: Claim for Excess Proceeds

TC 179 Item 26 Assessment No.:

Assessee: ROSIEN, RONALD A TR & DONNA L TR

Situs: NONE

Date Sold: March 17, 2008

Date Deed to Purchaser Recorded: May 12, 2008

Final Date to Submit Claim: May 12, 2009

2009 MAY -7 PM 3:59
RIVERSIDE COUNTY
TREASURER & TAX COLLECTOR

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$ 100% from the sale of the above mentioned real property. I/We were the lienholder(s), property owner(s) [check in one box] at the time of the sale of the property as is evidenced by Riverside County Recorder's Document No. 2008-0125120; recorded on 03/14/2008. A copy of this document is attached hereto. I/We are the rightful claimants by virtue of the attached assignment of interest. I/We have listed below and attached hereto each item of documentation supporting the claim submitted.

NOTE: YOUR CLAIM WILL NOT BE CONSIDERED UNLESS THE DOCUMENTATION IS ATTACHED.

Copy of Grant Deed executed 3/13, 2008 by The Rosien Trust dated November 2, 1988 to J. S. HASKINS

If the property is held in Joint Tenancy, the taxsale process has severed this Joint Tenancy, and all Joint Tentants will have to sign the claim unless the claimant submits proof that he or she is entitled to the full amount of the claim, the claimant may only receive his or her respective portion of the claim.

I/We affirm under penalty of perjury that the foregoing is true and correct.

Executed this 7th day of May, 2009 at Oxnard, California
County, State

J. S. Haskins
Signature of Claimant

Signature of Claimant

J. S. HASKINS
Print Name

Print Name

P. O. Box 5999, Oxnard, CA 93031
Street Address

Street Address

Oxnard, CA 93031
City, State, Zip

City, State, Zip

(805) 253-0316
Phone Number

Phone Number

Escrow No.
Loan No.

WHEN RECORDED MAIL TO:

J. S. Haskins
P. O. Box 5999
Oxnard, CA 93031

DOC # 2008-0125128
03/14/2008 08:00A Fee:25.00
Page 1 of 4 Doc T Tax Paid
Recorded in Official Records
County of Riverside
Larry W. Ward
Assessor, County Clerk & Recorder



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514

MAIL TAX STATEMENTS TO:

same as above

DOCUMENTARY TRANSFER TAX \$.20

..... Computed on the consideration or value of property conveyed; OR
X..... Computed on the consideration or value less liens or encumbrances remaining at time of sale.

J. S. Haskins
Signature of Declarant or Agent determining tax - Firm Name

GRANT DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

THE ROSIEN TRUST, DATED November 2, 1988,
RONALD A. ROSIEN & DONNA L. ROSIEN, TRUSTEES
hereby GRANT(S) to
J. S. HASKINS

the real property in the City of _____ unincorporated area
County of Riverside

, State of California, described as

.19 acre more or less in Lot 209 AM002/15 Assessors Maps 56
Assessor's Parcel No. 271-062-032-1

SEE 'EXHIBIT' A attached hereto

Subject to delinquent property taxes.

Dated _____

STATE OF CALIFORNIA)
COUNTY OF _____) ss.

On _____ before me,

personally appeared _____

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature _____

Ronald A. Rosien
RONALD A. ROSIEN, TRUSTEE

Donna L. Rosien
DONNA L. ROSIEN, TRUSTEE

See Attached
NOTARIZED Paperwork

(This area for official notarial seal)

MAIL TAX STATEMENTS AS DIRECTED ABOVE

1002 (1/94)

EXHIBIT 'A'

That portion of the Northwest quarter of the Southeast quarter of the Northwest quarter of Section 28, Township 3 South, Range 5 West, San Bernardino Base and Meridian, described as follows:

COMMENCING at a point 495 feet South and 250 feet West of the Northeast corner of the Southeast quarter of the Northeast quarter of the Northwest quarter of Section 28, Township 3 South, Range 5 West, San Bernardino Base and Meridian, Rancho El Sobranto De San Jacinto, in Riverside County California:

Thence in a Southerly direction following a line parallel with the West line of said Section 28, a distance of 165 feet to a stake;
Thence in a Westerly direction following a line parallel with the North line of said Section 28, a distance of 50 feet to a stake;
Thence in a Northerly direction following a line parallel with the West line of said Section 28, a distance of 165 feet to a stake;
Thence in an Easterly direction following a line parallel with the North line of said Section 28, a distance of 50 feet to a stake, which is the Point of Beginning.

(Also known as Lot 209 of Assessor's Map No. 56.)

Assessor's Parcel No. 271 062 032-1



2008-0125128
03/14/2008 00:00:00
2 of 4

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Los Angeles

On March 13, 2008 before me, Gwendolyn Rumphrey, notary public

personally appeared Ronald A. Rosien and Donna L. Rosien



who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Gwendolyn Rumphrey
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Grant Deed

Document Date: March 13, 2008 Number of Pages: 1

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: Ronald A. Rosien

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

Signer's Name: Donna L. Rosien

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____





LARRY W. WARD
COUNTY OF RIVERSIDE
ASSESSOR-COUNTY CLERK-RECORDER

Recorder
P.O. Box 751
Riverside, CA 92502-0751
(951) 486-7000
www.riversidcacr.com

NOTARY CLARITY

Under the provisions of Government Code 27361.7, I certify under the penalty of perjury that the notary seal on the document to which this statement is attached reads as follows:

Name of Notary: Gwendolyn Pumphrey

Commission #: 1736466

Place of Execution: Riverside

Date Commission Expires: Apr 3 2011

Date: 3 - 13 - 2008

Signature: [Handwritten Signature]

Print Name: Travis Hoefert



2008-0125128
03/14/2008 08:00A
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ACR 186P-AS4RE0 (Rev. 07/2005)