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



FROM: Don Kent, Treasurer/Tax Collector

JUN 2 4 2010

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 176, Item 88. Last assessed to: Caroline Buban, a single woman.

RECOMMENDED MOTION: That the Board of Supervisors:

- Approve the claim from Louis Buban, surviving sibling of Caroline Buban, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 350122006-1;
- 2) Approve the claim from Rosemary Komperda, surviving sibling of Caroline Buban, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 350122006-1; (Continued on Page 2)

BACKGROUND: (Continued on page two)

Don Kent, Treasurer-Tax Collector

FINANCIAL

Current F.Y. Total Cost:

\$24,021.98

In Current Year Budget: **Budget Adjustment:**

NO N/A

DATA

Current F.Y. Net County Cost: Annual Net County Cost:

\$ 0 \$ 0

For Fiscal Year:

2010-11

SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale

Positions To Be Deleted Per A-30

Requires 4/5 Vote

C.E.O. RECOMMENDATION:

APPROVE

Christopher M.

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Ashley, seconded by Supervisor Buster and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes:

Buster, Tavaglione, Stone, Benoit and Ashley

Nays: Absent: None

None September 14, 2010

Date: XC:

Treasurer, Auditor

Kecia Harper-Ihem

Clerk of the Board

Prev. Agn. Ref.:

ATTACHME WITH THE CLERK OF THE BOARD

Agenda Number:

COUNTY COUNSE!

Exec. Ofc.

Consent

BOARD OF SUPERVISORS

Form 11: Page 2

RECOMMENDED MOTION: (Continued)

- 3) Approve the claims from Michael Buban, Mark Buban, Jennifer Buban, Janet De La Fuente, Daniel Buban, David Buban heirs to Caroline Buban, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 350122006-1;
- 4) Authorize and direct the Auditor-Controller to issue warrants to Louis Buban in the amount of \$8,007.33, Rosemary Komperda in the amount of \$8,007.33, Michael Buban in the amount of \$1,334.55, Mark Buban in the amount of \$1,334.55, Jennifer Buban in the amount of \$1,334.55, Janet De La Fuente in the amount of \$1,334.55, Daniel Buban in the amount of \$1,334.56 and David Buban in the amount of \$1,334.56, no sooner than ninety days from the date of this order, unless pursuant to the California Revenue and Taxation Code Section 4675, an appeal has been filed in Superior Court.

BACKGROUND: (Continued)

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 13, 2006 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 3, 2006. 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 5, 2006, 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.

The Treasurer-Tax Collector has received eight claims for excess proceeds:

- Claim from Louis Buban based on a Grant Deed recorded June 2, 1981 as Instrument No. 100526, an Affidavit under California Probate Code Section 13101, a Small Estate Affidavit and the death certificates of Caroline A. Buban, Margaret A. Ezerski and John A. Buban.
- 2) Claim from Rosemary Komperda based on a Grant Deed recorded June 2, 1981 as Instrument No. 100526, an Affidavit under California Probate Code Section 13101, a Small Estate Affidavit and the death certificates of Caroline A. Buban, Margaret A. Ezerski and John A. Buban.
- 3) Claims from Michael Buban, Mark Buban, Jennifer Buban, Janet De La Fuente, Daniel Buban and David Buban based on a Grant Deed recorded June 2, 1981 as Instrument No. 100526, an Affidavit under California Probate Code Section 13101, a Small Estate Affidavit dated and the death certificates of Caroline A. Buban, Margaret A. Ezerski and John A. Buban.

Pursuant to Section 4675 (a) & (f) of the California Revenue and Taxation Code, it is the recommendation of this office that Louis Buban be awarded excess proceeds in the amount of \$8,007.33, Rosemary Komperda be awarded excess proceeds in the amount of \$8,007.33, Michael Buban be awarded excess proceeds in the amount of \$1,334.55, Mark Buban be awarded excess proceeds in the amount of \$1,334.55, Janet De La Fuente be awarded excess proceeds in the amount of \$1,334.55, Daniel Buban be awarded excess proceeds in the amount of \$1,334.56 and David Buban be awarded excess proceeds in the amount of \$1,334.56 Since there are no other claimants the excess proceeds in the amount of \$8,007.32 will remain unclaimed. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion. Notice of this recommendation was sent to the claimants by certified mail.

HPF 20 2007 12:25 P. 02

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

Paul McDonnell, Treasurer and Tax Collector

Omitto Excess Flocasca					
TC Witem Assessment No.: 35012200	76.1		EASI		
Assesses: Busan, Caronine		•	J.K.E.K.	S Z M	
Situs: None			/ A	SID -2 CE	
Date Sold: March 13, 2006		•			
Date Deed to Purchaser Recorded: May 3,					
I/We, pursuant to Revenue and Taxation Code St \$ 3 2.0 29, 30 from the sale of the above me property owner(s) [check in one box] at the Recorder's Document No. 1005 26; recx I/We are the rightful claimants by virtue of the attachereto each item of documentation supporting the	entioned real property of time of the sale of the orded on June 2. 1	. I/We were the te property as is evid 9% A copy of this	lienholder(s), enced by Riversic focument is attac	le County	
NOTE: YOUR CLAIM WILL NOT BE CONSIDER	manager of the second	OCUMENTATION E	S ATTACHED A	- tare transaction	
We are heirs of Caroline A. Buhan, W					
Cook County, IL: The decedents pare	integra doca	ared cultipu	had only fine	ab la di	,
of Whom are deceased - and law a	de la contraction de la contra	d Sad and I neg	C 1 A	chiaren, Thre	e
of whom are deceased -only Louis B	USAL ROSEM	ary are alive	Caroline A.I	TODAN MEVER	•
married and had no children. Sor the	ettacked Heirski	p on page 14 tor	MOFE Tamby	details. We	
have attached an affidout CA probate of an diagram of heirship (page 14). We lift the propagate is hold in tainst Tanana the second	code gisiolian	L Smill Estate A	Hidaut 755	LCS 5/2-2;	ø
have to sign the claim unless the claimant submits claimant may only receive his or her respective por I/We affirm under penalty of perjury that the foregoing the claim under penalty of perjury that the foregoing the claimant may only receive his or her respective por I/We affirm under penalty of perjury that the foregoing the claim is the claim of the c	process has severed proof that he or she in tion of the claim.	this Joint Tenancy, s entitled to the full a	and all label Tank	tants Will Margen n, the Ezers and to b:rth	et ki o
Executed this 15T day of May	20 <u>07</u> at <u>Coo</u>	K County , I	Minois	- st Long	
Louis O Rulson	CO.	unty, State /			
Signature of Clasoent	Signature of S	1 Sulland		<u> </u>	
Louis Buban	.p. 4			•	
Print Name	Print Name	AEL BUBI	970 .		
839 CHATHAM AVE	315	N. Van 1.	lon-t-wick		
	Street Address	N Van A			
ELM HURST II. 60126	Bata	via II.	00510	, .	
	City, State, Zip		•		
630-834-6608 hone Number	<i>(ゅろひ・</i> Phone Number	<u> 879 - 73</u>	34		
•			SCO 8-21 (1-99)	
We have ordered the or will order to available and relevant to this cla	isible				
available and relevant to the of	re remaining k	ners or death cen	threates w	ind are	
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	RIM. We will	Submit Them s	n soon es p	lossible.	

SCO 8-21 (1-99)

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

Paul McDonnell, Treasurer and Tax Collector

Claim for Excess Proceeds TC (Vitem & Assessment No.: 350122006.1 Assesses: Busan, Caroline Situs: Non E Date Sold: March 13, 2006 Date Deed to Purchaser Recorded: May 3,2006 I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$ 32,029,30 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. 1665 2C ; recorded on June 2, 1981. 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. heirs of Caroline A. Buhan, who died intestate on January 16:2004. Cook County, IL. The decedents parents are deceased and they had only five chidren, three of Whom are deceased -only Louis Buben and Assemany are alive. Caroline A. Buban never had no children. See the attacked Heinship on page 14 for more family details. We au affidavit CA probate code \$13101; an IL Smill Estate Affidavit : 75512C5 5/2-2; an diagram of heirship (page 14). We have also attached the death certificates of Caroline and John Buban and if the property is held in Joint Tenancy, the taxsale process has severed this Joint Tenancy, and all Joint Tentants will Margaret have to sign the claim unless the claimant submits proof that he or she is entitled to the full amount of the claim, the Ezerski claimant may only receive his or her respective portion of the claim. and tho I/We affirm under penalty of periury that the foregoing is true and correct. b.rt4 certificate of Loves Buly Signature of Claimant Signature of Claimant CHATHAM AV Van Nortwick Batavia II. ELMHURST II. 60126 City, State, Zip 630-834-6608

as soon espossible * We have ordered the or will order the remaining birth or death certificates which are available and relevant to this claim. We will submit them as soon as possible.

Phone Number

Attachement to CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY

Additional Claimant(s)

Signature of Claimant

Mark Buban

Print Name

4828 N. CLaremont AVE

Street Address

CHICAGO 160625

City, State, Zip

773-271-0648

Phone Number

Signature of Claimant

<u>Jennifer Buban</u> Print Name

4828 N. Claremont AVE.

Street Address

CHICAGO II. 60625 City, State, Zip

773-989-9121 Phone Number

Attachement to CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY

Additional Claimant(s)

Signature of Claimant

Janet De La Fuente Print Name

2332 West Dickens Street Address

CHICAGO II. 60647 City, State, Zip

773-645-1907 Phone Number Signature of Claimant

Daniel Buban
Print Name

Street Address

CLICAGO (L 60616)
City, State, Zip

312.909.9744

Phone Number

Attachement to CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY

Addi	itio	nal Cla	aimant(s)	
(1	(1		

Signature of Claimant

Programmy Kompetities Signature of Claimant

David Buban

Print Name

1156 W. GRAND AVE AZOI

Street Address

CHICAGO, 11 60622

City, State, Zip

773.344.4209

Phone Number

Rosempry KompERDA Print Name

2869 S. Archer Ave

Street Address

Chicago, IL 60608 City, State, Zip

773-254-3423

Phone Number

Subscribed and sworn to before m	e, and all known by me,
Claimants, signed above, this 15	
	f
Notary Public	Official Seaf Therese A. Gembard Notary Public, State of Illinois My Commission Expires 1/29/2011
	Communication of the communica

seal

100526	PRECORDING REQUESTED BY AND VALUE RECORDED BASE. Time DIED AND WALESE STREETEZET SHARING BERNELL TO	100526 100526 100526
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Street Address Clay & State	SAME AS ABOVE	SPACE ABOVE THIS LINE FOR RECORDER'S USE
	GRANT	DEED APN 350-122-004-1
	unincorporated area	of iiens or encumbrances remaining at time of sale.
j	FOR A VALUABLE CONSIDERATION, receipt of which i	
.	ARTHUR L. STILES and DORIS E. STILES, he shad	and wife
	CAROLINE BUBAN, a single woman	
38-10186-03	the following described real property in the County of RIVERSIDE State of C	california:
310	Lot 82 of Tract 2257, as shown by	Map on file in Book 42,
1	pages 15 thru 21, of Maps, Record	ds of Riverside County.
M		
1	•	
		AM. 1 Stiles
·	Dated May 6, 1981	Arthur L. Stiles
	STATE OF CALIFORNIA GOUNTY OF Riverside On May 12, 1981 before me, the	- Dore E-Stile
	undersigned, a Notary Public in and for said State, personally	Doris E. Stiles
•	Arthur L. Stiles and Doris E. Stiles	
	be the person S whose name S SEE subscribed to the within instrument and acknowledged that they within instrument and official seal.	OFFICIAL STAL THIRDS J. CHROSEE Biology Public - Calderina grycamae Colorina grycamae Colorina (by Commission Epines Symachyr 14, 1984)
	Signature August to vide you said state	(This area for collected deptected death
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MAL TAX STATEMENTS AS BENEGTED ADOVS.

DAVID ORR, County Clerk

APR 27 2007

I, David Orr, County Clerk of the County of Cook, in the State aforesaid, and Keeper of the Records and Files of said County do herby certify that the attached is the true and correct copy of the original Record on file, all of which appears from the records and files in my office.

IN WITNESS THEREOF, I have hereunto set my hand and affixed the Seal of the County of Cook, at my office in the City of Chicago, in said County.

COUNTY CLERK

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3	Immediate Cause (Final disease or condition		(AI)							<u> </u>	_
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DISPOSITION	FUNERAL HOME 25a. Wolniak	Fune	eral H	lome, 5	700	S. Pu.	Laski	ĸu.	, CII.	NERAL DIRECTOR	'S ILLINOIS LIC		7
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	LOCAL REGISTRAR'S	SIGNATURE	^	/								(MONTH, DAY, YEAR)	1
	26a. • 100	Sin 1	1. (as	yfel					2	_{6b.} Janua	ry 20	, 2004 89 U S STANDARDCERT	FIC
•	VR200 (Rev. 5'89)		(Illinois Departmen	t of Publi	c Health-Divis	sion of Vital Re	cords			(DASED ON 19		

AFFIDAVIT UNDER CALIFORNIA PROBATE CODE SECTION §13101

The undersigned state(s) as follows:	
Caroline A. Buban	(name of decedent) died on
January 16, 2004 (date), in the County of Co	State of California and:
copy of decedent's death certificate. 2. Either of the following, as appropriate:	n of the decedent, as shown by the attached certified or litea's anducted in California for administration of the decedent's
delivery to the afflant or declarant of the pro 3. The current gross fair market value of the decer the property described in the California Probate	s consented in writing to the payment, transfer, or operty described in the affidavit or declaration. dent's real and personal property in California, excluding Code Section 13050, does not exceed \$100,000.
 An Inventory and Appraisement of the real There is no real property in the estate. A description of the property that is to be paid, to provisions of California Probate Code Section 1 \$32,029.20, being the excent 	ransferred or delivered to the undersigned under the
Averside County Cali- (Attach additional sheets if necessary.)	formia.
6. The successor(s) of the decedent, as defined in	7-3 (±CS 5/2-2(d)
 7. ☐ The undersigned is/are successor(s) of the oproperty, or ☐ The undersigned is/are authorized under Cathe successor(s) of the decedent with respect to 8. No other person has a superior right to the interest. 9. The undersigned requests that the described proundersigned. 	allfornia Probate Code Section 13051 to act on behalf of the decedent's interest in the described property. set of the decedent in the described property.
I/we declare under penalty of perjury under the laws of the correct. Date Printed name May 1, 2007 MOSEMARY KOMPERDA	Signature
Mey 1, 2007 LOUIS BUBAN.	Louis J Bulon
May 1, 2007 MARGARET HOGG	
May 1, 2007 MICHAEL BUBAN May 1, 2007 MARK BUBAN	Michael Anton
Men 1, 2007 JENNIFER BUBAN (Attach an additional sheet If necessary.)	Janifu L. Buker
 Attach a certified copy of death certificate and if there completed inventory and Appraisement (Probate Form Di 2. Have this affidavit notarized 	Is real property in the decedent's estate attach a E-160, DE-161).

Attachment to The Officiavit Under California Probate Code Section 913101

Claim for Excess
proceeds

continued:

Assessment No. 350122006-1

Section 6 -

The successors of the decedent are:

Rosemary Komperda
Joura Buban
Margaret Hogg
Michael Buban
Mark Buban
Jennifer Buban
Janet De La Fuente
Daniel Buban
David Buban

Continued Section 9

> 1/we declare under penalty of perjurg under the laws of the State of California that the foregoing is true and correct. Date Printed Name Signature

Janet De La Fuente Aut M. Mathente Daniel Buban David Buban

Subscribed and sworn in ROSEMARY KOMPEZDA, LOUIS J. 8	before me, and all known by me,	
JANET M. DELAFVENTE, DANIEL E	BAN, DAVID BUBAN	
who signed above	e, this <u>15+</u> day of May, 2007,	
	commun	
Therese a Genh	Official Seal Therese A. Gembara Notary Public, State of Illinois	
Notary Public	My Commission Expires 1/29/2011	
	/	

seal

SMALL ESTATE AFFIDAVIT

(to be used only when decedent died on or after September 4, 1991.)

I, Louis Bo	ıban,	on oath state:
(n	name of affiant)	
1. (a) My post office	ce address is: 839 Chatham Ave, Elmhurst 11 60126	
(b) My residence	e address is: 839 Chatham Ave, Elmhurst IL 60126	
(c) Lunderstand	that, if I am an out-of-state resident, I submit myself to the jurisdiction of Illinois courts ration and use of this affidavit. My agent for service of process in Illinois is:	s for all matters
	Address	
City/Zip	Telephone	
Lundarstand that if n	to person is named above as my agent for service or, if for any reason, service on the named erk of the Circuit Court of County, Illinois, is recognized by Illinois law as my agent for se	d person cannot
2. The decedent's na	ame is <u>Caroline A. Buban</u>	•
3. The date of the de	ecedent's death was <u>January 16, 2004</u> , and I have attached a copy of the d	eath certificate.
4. The decedent's p	lace of residence immediately before his death was 10124 3. Reality	
Evergree	n Park, 1L. 60805	•
5. No letters of offic	ee are now outstanding on the decedent's estate and no petition for letters is contemplated er jurisdiction, to my knowledge.	or pending in
6. The gross value of intestacy or under a	of the decedent's entire personal estate, including the value of all property passing to any will, does not exceed \$100,000. (Attach a list of each asset, e.g. cash, stock and its fair	party either by market value.)*
Strike either 7(a) or 7	·	
7. (a) *All of the de or may be due (b) *The amount thereto are as follows	ecedent's funeral expenses have been paid, except any capital gain taxes which, if the tax sale of Karoline A. Buban's real property in Riverside County to the decedent's unpaid funeral expenses and the name and post office address of each or	person entitled
Name and po	est office address Amou	
		•
8. There is no know	n unpaid claimant or contested claim against the decedent, except as stated in paragraph	7.
-		

9. (a) The name and places of residence of any surviving spouse, minor child(ren) and adult dependent child(ren)* of the decedent are as follows:

Name and Relationship Place of Residence

Age of Minor Child

none

(b) The award allowable to the surviving spouse of a decedent who was an Illinois resident is \$	
(\$10,000, plus \$5,000 multiplied by the number of minor child(ren) and adult dependent child(ren) who	resided with the
surviving spouse at the time of decedent's death. If any such child(ren) did not reside with the surviving	g spouse at the time of
the decedent's death, so indicate.)	

(c) If there is no surviving spouse, the award allowable to minor child(ren) and adult dependent child(ren) of a decedent who was an Illinois resident is \$ ______ (\$10,000 plus \$5,000 multiplied by the number of minor child(ren) and adult dependent child(ren), to be divided among them in equal shares.)

(Strike either 10 (a) or 10 (b).)

10. a)*The decedent left no will. The names, places of residence and relationship of the decedent's heir is, and the portion of the estate to which each heir is entitled under the law where decedent died intestate are as follows:

Name, relationship	Age of	Portion of
and place of residence	minor	estate
Rosemary Kommerda	, Sister, 2869 S. Archor Aue Chicago, Th. 60608	14
Louis Buban, brother	, 839 Chathem Ave, Elmhurst, 1L 60126 adult adult adult 1001315 NAN NORTWICK, BATAVIA 1L 40510 adult	74
Margaret Hogy, cristie	adult	4
Code Dunan ile	(Cha 1 th) be said	124
Mark Boben, nepher	V) ABLE N. CLARGMONT AVE. CHICAGO, IL GOLZS	1/24

(b) The decedent left a will, which has been filed with the clerk of an appropriate court. A certified copy of the will on file is attached. To the best of my knowledge and belief the will on file is the decedent's last will and was signed by the decedent and the attesting witnesses as required by law and would be admissible to probate. The names and places of residence of the legatees and the portion of the estate, if any, to which each legatees is entitled are as follows:

Continued from above 10 a): Name, relationship	Age of	Portion of
and place of residence	minor	estate
Jennifer Buban, niece, 428 N. Claremont Avery Janet De La Fuente, niece, 2332 N. Dic Daniel Buban, nephew 643 J. 31555 activ David Buban, nephew, 1156 W. CRAND Aver	camo il 60016 adult	1/24 1/24 1/24

- (c) Affiant is unaware of any dispute or potential conflict as to the heirship or will of the decedent.
- 11. The property described in paragraph 6 of this affidavit should be distributed as follows:

Name		Specific sum or property	None	Specific Sum
Rosemery Komperda Louis Buban Margaret Hogg	\$8007,32 \$8007.32 \$8007.32	to be distributed	Daniel Buban David Buban	to be distributed \$ 1334.55 \$ 1334.55
Michael Buban Mark Buban Tennsfer Buban	\$ 1334.55 \$ 1334.55 \$ 1334.55 \$ 1334.55	excess proceed	ng a portion of the south the tax sale (
Janet De La Fuente THE FOREGOING S	TATEMENT IS		ALTIES OF PERJURY.	* AE

Louis J. Bulay

Signature of Affiant

(Note: A FRAUDULENT STATEMENT MADE UNDER THE PENALTIES OF PERJURY IS PERJURY, AS DEFINED IN SECTION 32-2 OF THE CRIMINAL CODE OF 1961.)

Subscribed and sworn to before	ore me, and k nown by me,
Louis J. Buban Signed above, this	
Therese a Genhaen	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
Notary Public	Official Seai Therese A. Gembara Notary Public, State of Illinois My Commission Expires 1/29/2011
seal	

The amendments by P.A. 90-430 and P.A. 90-472 were identical.

ITCHAMP CAMMARM & MILES

ARTICLE II. DESCENT AND DISTRIBUTION

-tion

Rules of descent and distribution.

52-1.

Illegitimates. 52-2.

Posthumous child. 5 **2–3**.

Adopted child. 52-4.

₅2–5. Advancements.

Person causing death. 5.2-6.

Financial exploitation, abuse, or neglect of an elder-5/2-6.2. ly person or a person with a disability.

Parent neglecting child. 5.2-6.5.

Person convicted of certain offenses against the 5/2-6.6. elderly or disabled.

Disclaimer. 5/2-7.

5/2-8. Renunciation of will by spouse.

Dower and curtesy. 5/2-9.

5/2-10. Repealed.

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Transfer of Provisions in III.Rev.Stat.

The Probate Act of 1975, enacted by P.A. 79-328, effective January 1, 1976, was incorporated in Ill. Rev. Stat. 1975 as Chapter 3 and transferred to Chapter 110% in Ill.Rev.Stat.1977

5/2-1. Rules of descent and distribution

§ 2-1. Rules of descent and distribution. The intestate real and personal estate of a resident decedent and the intestate real estate in this State of a nonresident decedent, after all just claims against his estate are fully paid, descends and shall be distributed as follows:

(a) If there is a surviving spouse and also a descendant of the decedent: 1/2 of the entire estate to the surviving spouse and ½ to the decedent's descendants per stirpes.

(b) If there is no surviving spouse but a descendant of the decedent: the entire estate to the decedent's descendants

(c) If there is a surviving spouse but no descendant of the decedent: the entire estate to the surviving spouse.

(d) If there is no surviving spouse or descendant but a parent, brother, sister or descendant of a brother or sister of the decedent: the entire estate to the parents, brothers and sisters of the decedent in equal parts, allowing to the surviving parent if one is dead a double portion and to the descendants of a deceased brother or sister per stirpes the portion which the deceased brother or sister would have taken if living.

(e) If there is no surviving spouse, descendant, parent, brother, sister or descendant of a brother or sister of the decedent but a grandparent or descendant of a grandparent of the decedent: (1) ½ of the entire estate to the decedent's maternal grandparents in equal parts or to the survivor of them, or if there is none surviving, to their descendants per stirpes, and (2) ½ of the entire estate to the decedent's paternal grandparents in equal parts or to the survivor of them, or if there is none surviving, to their descendants per stirpes. If there is no surviving paternal grandparent or descendant of a paternal grandparent, but a maternal grand-Parent or descendant of a maternal grandparent of the decedent: the entire estate to the decedent's maternal grandparents in equal parts or to the survivor of them, or if here is none surviving, to their descendants per stirpes. If there is no surviving maternal grandparent or descendant of amaternal grandparent, but a paternal grandparent or des-

cendant of a paternal grandparent of the december 200 entire estate to the decedent's paternal grandles = equal parts or to the survivor of them, or if there is not be a survivor of them, or if there is not be a survivor of them, or if there is not be a survivor of them, or if there is not be a survivor of them, or if there is not be a survivor of them, or if there is not be a survivor of them, or if there is not be a survivor of them, or if there is not be a survivor of them, or if there is not be a survivor of them, or if there is not be a survivor of them, or if there is not be a survivor of them. surviving, to their descendants per stirpes.

(f) If there is no surviving spouse, descendant, parent brother, sister, descendant of a brother or sister or grandparent or descendant of a grandparent of the decedent: (1) of the entire estate to the decedent's maternal great-grandparents in equal parts or to the survivor of them, or if there is none surviving, to their descendants per stirpes, and (2) ½ of the entire estate to the decedent's paternal great-grandparents in equal parts or to the survivor of them, or if there is none surviving, to their descendants per stirpes. If there is no surviving paternal great-grandparent or descendant of a paternal great-grandparent, but a maternal great-grandparent or descendant of a maternal great-grandparent of the decedent: the entire estate to the decedent's maternal greatgrandparents in equal parts or to the survivor of them, or if there is none surviving, to their descendants per stirpes. If there is no surviving maternal great-grandparent or descendant of a maternal great-grandparent, but a paternal greatgrandparent or descendant of a paternal great-grandparent of the decedent: the entire estate to the decedent's paternal great-grandparents in equal parts or to the survivor of them, or if there is none surviving, to their descendants per stirpes.

(g) If there is no surviving spouse, descendant, parent, brother, sister, descendant of a brother or sister, grandparent, descendant of a grandparent, great-grandparent or descendant of a great-grandparent of the decedent: the entire estate in equal parts to the nearest kindred of the decedent in equal degree (computing by the rules of the civil law) and without representation.

(h) If there is no surviving spouse and no known kindred of the decedent: the real estate escheats to the county in which it is located; the personal estate physically located within this State and the personal estate physically located or held outside this State which is the subject of ancillary administration of an estate being administered within this State escheats to the county of which the decedent was a resident, or, if the decedent was not a resident of this State, to the county in which it is located; all other personal property of the decedent of every class and character, wherever situate, or the proceeds thereof, shall escheat to this State and be delivered to the State Treasurer pursuant to the Uniform Disposition of Unclaimed Property Act.1

In no case is there any distinction between the kindred of the whole and the half blood.

P.A. 79-328, § 2-1, eff. Jan. 1, 1976. Amended by P.A. 81-400, § 1, eff. Jan. 1, 1980; P.A. 91-16, § 30, eff. July 1, 1999. Formerly Ill.Rev.Stat.1991, ch. 110½, ¶ 2-1.

1765 ILCS 1025/1 et seq.

Section 2 of P.A. 81-400, approved Sept. 6, 1979, provided:

"This Amendatory Act applies to estates of all persons dying on or after January 1, 1980."

5/2-2. Illegitimates

§ 2-2. Illegitimates. The intestate real and personal estate of a resident decedent who was illegitimate at the time of death and the intestate real estate in this State of a nonresident decedent who was illegitimate at the time of death, after all just claims against his estate are fully paid, descends and shall be distributed as provided in Section 2-1, subject to Section 2-6.5 of this Act, if both parents are eligible parents. As used in this Section, "eligible parent" means a parent of the decedent who, during the decedent's lifetime, acknowledged the decedent as the parent's child,

I, David Orr, County Clerk of the County of Cook, in the State aforesaid, and Keeper of the Records and Files of said County do herby certify that the attached is the true and correct copy of the original Record on file, all of which appears from the records and files in my office.

IN WITNESS THEREOF, I have hereunto set my hand and affixed the Seal of the County of Cook, at my office in the City of Chicago, in said County.

COUNTY CLERK

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i, David Orr, County Clerk of the County of Cook, in the State aforesaid, and Keeper of the Records and Files of said County do herby certify that the attached is the true and correct copy of the original Record on file, all of which appears from the records and files in my office.

IN WITNESS THEREOF, I have hereunto set my hand and affixed the Seal of the County of Cook, at my office in the City of Chicago, in said County.

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EDWARD J. BARRETT

COUNTY CLERK

APR 7 1969

BUREAU OF VITAL STATISTICS—130 NORTH WELLS STREET
CENCAGO & ILLINOIS

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STATE OF ILLINOIS, County of Cook,

I, EDWARD J. BARRETT, County Clerk of the County of Cook, in the State aforesaid, and Keeper of the Records and Files of said County, do hereby certify that the attached is a true and correct copy of the original Record on file, all of which appears from the records and files in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the County of Cook, at my office in the City of Chicago, in said County.

County Clerk

STANLEY T. KUSPER, JR.

COUNTY CLERK

BUREAU OF VITAL STATISTICS—130 NORTH WELLS STREET CHICAGO, ILLINOIS 60606

APR 1.2 (87

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STATE OF ILLINOIS. County of Gook.

I, STANLEY T. KUSPER, JR., County Clerk of the County of Cook, in the State aforesaid, and Keeper of the Records and Files of said County, do hereby certify that the attached is a true and correct copy of the original Record on file, all of which appears from the records and files in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the County of Cook, at my office in the City of Chicago, in said County.

County Clerk



COUNTY OF COOK STATE OF ILLINOIS OFFICE OF THE COUNTY CLERK

CERTIFICATION OF BIRTH

BIRTH NUMBER: 112-71-0071865

NAME: DANIEL PATRICK BUBAN

DATE OF BIRTH: JULY 8, 1971

SEX: MALE

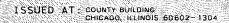
PLACE OF BIRTH: EVERGREEN PARK, COOK COUNTY, ILLINOIS

DATE FILED: JULY 9, 1971

DATE ISSUED: APRIL 19, 1994

308608

This is to certify that this is a true and correct abstract from the official record filed with the Illinois Department of Public Health.



DAVID D. ORR COUNTY CLERK

This copy is not valid unless displaying embossed seals of Cook County and County Clerk signature exert





COUNTY OF COOK STATE OF ILLINOIS OFFICE OF THE COUNTY CLERK

CERTIFICATION OF BIRTH

BIRTH NUMBER: 112-74-6004039

NAME: DAVID ANTHONY BUBAN

DATE OF BIRTH: JANUARY 30, 1974

SEX: MALE

PLACE OF BIRTH: CHICAGO, COOK COUNTY, ILLINOIS

DATE FILED: FEBRUARY 4, 1974 DATE ISSUED: MARCH 10, 1995

00282115

This is to certify that this is a true and correct abstract from the official record filed with the Illinois Department of Public Health.

ISSUED AT: COUNTY BUILDING CHICAGO, ILLINOIS 60602-1304

DAVID D. ORR COUNTY CLERK

This copy is not valid unless displaying embossed seals of Cook County and County Clerk signature

CLS

THIS DOCUMENT HAS A COLORED BACKGROUND. ANY ALTERATIONS OR ERASURES VOID THIS CERTIFICATE



COUNTY OF COOK STATE OF ILLINOIS

OFFICE OF THE COUNTY CLERK DAVID ORR

CERTIFICATION OF BIRTH

BIRTH NUMBER: 112-48-6008940

NAME: LOUIS JOSEPH BUBAN

DATE OF BIRTH: FEBRUARY 7, 1948

SEX: MALE

PLACE OF BIRTH: CHICAGO, COOK COUNTY, ILLINOIS

MAIDEN NAME OF MOTHER: MARY KOVACEVICH

PLACE OF BIRTH OF MOTHER: ILLINOIS

AGE:

NAME OF FATHER: JOHN BUBAN

PLACE OF BIRTH OF FATHER: IOWA

AGE:

DATE FILED: FEBRUARY 20, 1948 DATE ISSUED: APRIL 27, 2007

This is to certify that this is a true and correct abstract from the official record filed with the Illinois Department of Public Health.

1726937

ISSUED AT: COUNTY BUILDING CHICAGO, ILLINOIS 60602-1304

COUNTY CLERK

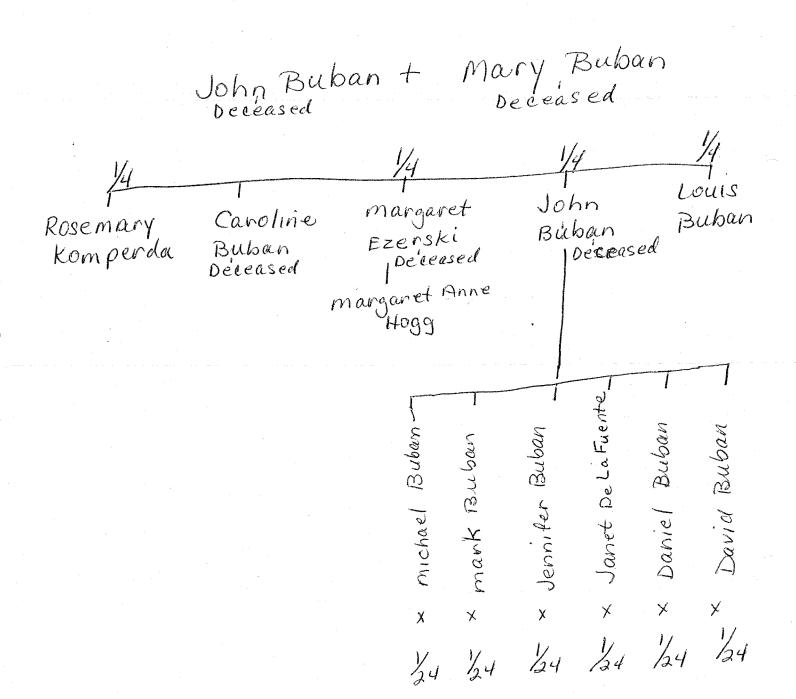
This copy is not valid unless displaying embossed seals of Cook County and County Clerk signature



Attachment to CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY

TC 176, Item 88, Assessment No. 350122006-1 Assessee: Buban, Caroline

Heirship



Mark Buban 4828 N. Claremont Ave. Chicago, IL 60625 773.271.0648

Paul,

Here is the supporting information for the "Claim for Excess Proceeds from the Sale of Tax-Defaulted Property" once owned by Caroline A. Buban.

This is the number that appears on the form:

TC 176 Item 88 Assessment No. 350122003-1

My uncle, Louis J. Buban, gave me this information and asked that I send it for him. This is what he has to date; he is awaiting further documentation from the Cook County Office of Records.

If you have any questions, his phone number is 630.834.6608. Feel free to contact me at work as well at 773.254.3422 if I can assist you in any way.

Thank you,

Mark Buban

May 2, 2008	SENDER: COMPLETE THIS SEC Complete items 1, 2, and 3. Also item 4 if Restricted Delivery is de Print your name and address on so that we can return the card to Attach this card to the back of the or on the front if space permits. 1. Article Addressed to: EP176 Item88	Postage \$ Certified Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required)	Coverage Provided)		
Rosemary Komperda 2869 S. Archer Ave Chicago, IL 60608 Re: Apn: 350122006-1 TC 176 Item 88	Rosemary Komperda 2869 S. Archer Ave Chicago, IL 60608 2. Article Number (Transfer from service label)	Total Postage & F & Sent To EP176 Item88 Street, Apt. No.; Rosemary Komperda or PO Box No. 2869 S. Archer Ave Chicago, IL 60608 PS Form 3800, Jul.			
Date of Sale: March	3, PS Form 3811, August 2001	Domestic Return Receipt	102595-02-M-15		
Dear Rosemary Komperda:					
documentation you have provi Please submit the necessary	r claim for excess proceeds from ded is insufficient to establish yo proof to establish your right to y assist the Tax Collector in ma	laim. im the excess proceeds. The			
Notarized Affidavit for C Personal Property under (y of Marriage Certificate for emary Komperda			

Notarized Affidavit for Collection of	X Copy of Marriage Certificate for
Personal Property under California	Rosemary Komperda
Probate Code 13100	Original Note/Payment Book
Notarized Statement of	Updated Statement of Monies Owed
different/misspelled name for	(as of dated of tax sale)
Notarized Statement Giving Rights to	Articles of Incorporation (if applicable
Collect/Claim on behalf of	Statement by Domestic Stock)
Copy of Trust/Will (Complete)	Court Order Appointing Administrator
Certified Death Certificate	Deed (Quitclaim/Grant etc)
X Copy of Birth Certificate's of Caroline	Other –
Buhan and Rosemary Ruban	

If your documentation is not received within 30 days, (June 2, 2008) your claim will be denied.

If you should have any questions, please contact me at the number listed below.

Sincerely,

Desiree Taylor

Desiree Taylor Tax Enforcement Unit (951) 955-3842 (951) 955-3990 Fax

		SENDER: COMPLETE THIS SECTION	ON	COMPLETE THIS SECTION ON DELIV	ERY	
	"	 Complete items 1, 2, and 3. Also center 4 if Restricted Delivery is desired. Print your name and address on the so that we can return the card to year. Attach this card to the back of the or on the front if space permits. 	red. e reverse ou.		☐ Agent☐ Addresse	
		1. Article Addressed to:		D. Is delivery address different from item If YES, enter delivery address below:		
Febru	uary 23, 2010	EP176 Item88 Rosemary Komperda 2869 S. Archer Ave				
Rosemary Komperda 2869 S. Archer Ave Chicago, IL 60608		Chicago, IL 60608		3. Service Type ☑ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchan ☐ Insured Mail ☐ C.O.D.		
Re:	Apn: 350122006-1	2. Article Number		4. Restricted Delivery? (Extra Fee)	☐ Yes	
	TC 176 Item 88	(Transfer from service label)	7003 226	0 0004 1562 1388		
This docum	nentation you have provi e submit the necessary p	r claim for excess proceeds from he ded is insufficient to establish you proof to establish your right to cly assist the Tax Collector in making	r claim. <mark>laim the exc</mark> e	ess proceeds. The		
	Notarized Affidavit for Co Personal Property under Co Probate Code 13100 Notarized Statement of Hifferent/misspelled name Notarized Statement Givin Collect/Claim on behalf of Copy of Trust/Will (Con Caroline Buban Certified Death Certifica Buban Sr. and Mary Ko Copy of Birth Certificat	X Collision Refor	opy of Marri osemary Kor riginal Note/P pdated Statem s of dated of t rticles of Inco atement by D ourt Order Ap	Payment Book nent of Monies Owed		
		received within 30 days, (March	24 2010) vou	r claim will be denied		

If you should have any questions, please contact me at the number listed below.

Sincerely,

Desiree Taylor

Desiree Taylor Tax Enforcement Unit (951) 955-3842 (951) 955-3990 Fax