

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

122B



FROM: County Counsel/TLMA
Code Enforcement Department

SUBMITTAL DATE:
December 23, 2010

SUBJECT: Abatement of Public Nuisance [Grading Without a Permit , Excess Outside Storage and Accumulated Rubbish]
Case Nos. : CV 10-05341 & CV 10-05342 (ALLEN)
Subject Property: 47650 Kibberly Ann Drive, Aguanga; APN: 583-200-038
District: Three

RECOMMENDED MOTION: Move that:

1. The grading without permits, excess outside storage of materials and accumulation of rubbish on the real property located at 47650 Kibberly Ann Drive, Aguanga, Riverside County, California, APN: 583-200-038 be declared a public nuisance and a violation of Riverside County Ordinance Nos. 348, 457 and 541.
2. That a five (5) year hold on the issuance of building permits and land use approvals be placed on the property.

L.A. Fong

(Continued)

L. ALEXANDRA FONG, Deputy County Counsel
for PAMELA J. WALLS, County Counsel

FINANCIAL DATA	Current F.Y. Total Cost:	\$	In Current Year Budget: Budget Adjustment: For Fiscal Year:
	Current F.Y. Net County Cost:	\$	
	Annual Net County Cost:	\$	

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: *Jennifer L. Sargent*

County Executive Office Signature

Jennifer L. Sargent

- Consent
- Policy
- Consent
- Policy

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Benoit 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: None
Absent: None
Date: January 11, 2011
xc: Co. Co., CED, Prop. Owner

Kecia Harper-Ihem
Clerk of the Board

By: *Kecia Harper-Ihem*
Deputy

Dep't Recomm.:
Per Exec. Ofc.:

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47650 Kibberly Ann Drive, Aguanga
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3. Preston A. Allen, Jr. and Barbara A. Allen, the owners of the subject real property, be directed to restore the unpermitted grading so as to prevent offsite draining and slope erosion and abate the excess outside storage and accumulation of rubbish on the property by removing the same from the real property within ninety (90) days.

4. If the owners or whoever has possession or control of the real property does not take the above described actions within ninety (90) days of the date of the mailing and posting of the Board's Order to Abate, that representatives of the Code Enforcement Department are authorized to obtain the services of a contractor, upon consent of the owner or receipt of a Court Order authorizing entry onto the real property when necessary under applicable law, to restore the property so as to prevent offsite draining and slope erosion and abate the excessive outside storage and accumulation of rubbish by removing and disposing of the same from the real property.

5. The reasonable costs of abatement, after notice and an opportunity for hearing, shall be imposed as a lien on the real property, which may be collected as a special assessment against the real property pursuant to Government Code Section 25845 and Ordinance Nos. 725.

6. That upon the restoration of the property, so as to prevent offsite drainage and slope erosion, and payment of all abatement costs assessed against the property, the five (5) year hold on the issuance of building permits and land use approvals will be lifted.

7. County Counsel be directed to prepare the necessary Findings of Facts and Conclusions that the grading without a permit, excess outside storage and accumulation of rubbish on the real property is declared to be in violation of Riverside County Ordinance Nos. 348, 457 and 541, and a public nuisance, and further, to prepare an Order to Abate for approval by the Board.

BACKGROUND:

1. An inspection was made of the subject property by the Code Enforcement Officer on June 29, 2010. The inspection revealed a graded pad, graded roads and motorcycle tracks on the property which deviated from the natural topography in violation of Riverside County Ordinance No. 457 (RCC Title 15). The Officer quantified the graded area as approximately fifty nine thousand five hundred forty-nine (59,549) cubic yards. A search of Riverside County records indicates that no permit for grading has been obtained. The inspection also revealed the excessive outside storage of materials and accumulation of rubbish on the subject property in violation of Riverside County Ordinance Nos. 348 and 541. The excessive outside storage of

Abatement of Public Nuisance

Case Nos. CV10-05341 & CV 10-05342; ALLEN

47650 Kibberly Ann Drive, Aguanga

District: Three

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materials and rubbish were intermingled, and consisted of, but was not limited to: appliances, wood, metal, a water heater, motorcycle parts and plumbing equipment. This creates a public and attractive nuisance. The officer measured the affected areas as twenty two thousand three hundred fifty one (22,351) square feet of storage and rubbish on the property.

2. Follow-up inspections on August 11, 2010, September 17, 2010 and December 6, 2010 revealed that the property continues to be in violation of Riverside County Ordinance Nos. 348, 457 and 541.

3. Staff and the Code Enforcement Department have complied with the notice requirements set forth in the appropriate laws of this jurisdiction pertaining to the administrative abatement proceedings for grading without a permit, removal of excessive outside storage of materials and accumulated rubbish.

1 **BOARD OF SUPERVISORS**
2 **COUNTY OF RIVERSIDE**

3 IN RE ABATEMENT OF PUBLIC NUISANCE) CASE NOS. CV 10-05341 and CV 10-05342
4 [EXCESSIVE OUTSIDE STORAGE OF)
5 MATERIALS, GRADING WITHOUT PERMITS) DECLARATION OF OFFICER
6 AND ACCUMULATION OF RUBBISH] APN:) MARK MANDEL
7 583-200-038, 47650 KIBBERLY ANN DRIVE,)
8 AGUANGA, COUNTY OF RIVERSIDE, STATE) [R.C.O. No. 348 (RCC Chapter 17), RCO No.
9 OF CALIFORNIA; PRESTON K. ALLEN AND) 457 (RCC Title 15), RCO No. 541 (RCC
10 BARBARA A. ALLEN, OWNERS.) Chapter 8.120) and RCO No. 725 (RCC Title
11 1) and Board of Supervisors Policy F-6]

12 I, Mark Mandel, declare that the facts set forth below are personally known to me except to the
13 extent that certain information is based on information and belief that I believe to be true, and if called
14 as a witness, I could and would competently testify thereto under oath:

15 1. I am currently employed by the Riverside County Code Enforcement Department as a
16 Code Enforcement Officer. My current official duties as a Code Enforcement Officer include inspecting
17 property for violations and enforcement of the provisions of Riverside County Ordinances.

18 2. I am informed and believe and based thereon allege that on June 29, 2010, Officer Tate
19 conducted an initial inspection of the real property described as 47650 Kibberly Ann Drive, Aguanga,
20 Riverside County, California and further described as Assessor's Parcel Number 583-200-038
21 (hereinafter referred to as "THE PROPERTY"). A true and correct copy of a Thomas Brothers map
22 indicating the location of THE PROPERTY is attached hereto as Exhibit "A" and incorporated herein by
23 reference.

24 3. A review of County records and documents and the Lot Book Report issued by RZ Title
25 Service disclosed that THE PROPERTY is owned by Preston K. Allen, Jr. and Barbara A. Allen
26 (hereinafter referred to as "OWNERS"). A certified copy of the County Equalized Assessment Roll for
27 the year 2010-2011 and a copy of the County Geographic Information System ("GIS") report is attached
28 hereto and incorporated herein by reference as Exhibit "B." THE PROPERTY is located within the R-R
(Rural Residential) zone classification. This zone classification allows outside storage on an improved
parcel with the amount of storage to be two hundred (200) square feet for properties that are a minimum
one acre in size. THE PROPERTY is approximately 20.74 acres and is unimproved. Therefore, no
amount of storage is allowed.

1 4. Based upon the Lot Book Report issued by RZ Title Service on July 1, 2010, it is
2 determined that another party may potentially hold a legal interest in THE PROPERTY, to-wit:
3 Discover Bank (“INTERESTED PARTY”). A true and correct copy of the Lot Book Report is attached
4 hereto and incorporated herein as Exhibit “C.”

5 5. I am informed and believe and based thereon allege that on June 29, 2010, Officer Tate
6 conducted an initial inspection of THE PROPERTY. She met OWNER, Preston K. Allen, who gave her
7 permission to inspect. Officer Tate observed unpermitted grading, excess outside storage and
8 accumulated rubbish on THE PROPERTY. The officer visually estimated the amount of grading in
9 excess of fifty (50) cubic yards and consisted of a graded pad, several graded roads and motorcycle
10 tracks at the front and rear of the parcel. The outside storage of materials and accumulated rubbish were
11 intermingled and consisted of, but was not limited to: appliances, wood, metal, a water heater,
12 motorcycle parts and plumbing equipment.

13 6. Officer Tate determined that THE PROPERTY constituted a public nuisance in violation
14 of the provisions set forth in Riverside County Ordinance (“RCO”) No. 348 as codified in Riverside
15 County Code (“RCC”) Chapter 17.16, RCO No. 457, Section 4, Subdivision (J)(2) and RCO No. 541, as
16 codified in RCC Chapter 8.120.

17 7. I am informed and believe and thereon allege that on July 1, 2010, Officer Tate returned
18 to THE PROPERTY and was met by a closed and locked gate. She posted Notices of Violation (RCO
19 No. 348, 457 and 541).

20 8. A search of County records on June 29, 2010, revealed that a grading permit had not been
21 obtained for the grading on THE PROPERTY.

22 9. On July 13, 2010 and July 26, 2010, Notices of Violation for Unapproved Grading,
23 Excess Outside Storage of Materials and Accumulated Rubbish were mailed to OWNERS and
24 INTERESTED PARTY by certified mail, return receipt requested.

25 10. I am informed and believe and based thereon allege that on August 11, 2010, Officer Tate
26 returned to THE PROPERTY to conduct a follow up inspection. She met and obtained permission to
27 inspect from OWNER, Preston K. Allen and observed the violations remained on THE PROPERTY.
28 Using a measuring wheel, Officer Tate quantified the amount of unpermitted grading as fifty nine

1 thousand five hundred forty-nine (59,549) cubic yards and the excess outside storage and accumulated
2 rubbish as twenty two thousand three hundred fifty-one (22,351) square feet.

3 11. On September 17, 2010, I returned to THE PROEPRTY to conduct a follow up
4 inspection. I met OWNER, Preston K. Allen, and he granted me permission to inspect. I observed THE
5 PROPERTY remained in violation of RCO Nos. 348, 457 and 541.

6 12. A site plan and photographs of the unapproved grading on THE PROPERTY are attached
7 hereto as Exhibit "D" and incorporated herein by reference.

8 13. True and correct copies of each Notice issued in this matter and other supporting
9 documentation are attached hereto as Exhibit "E" and incorporated herein by reference.

10 14. Based upon my experience, knowledge and visual observations, it is my determination
11 that the conditions on THE PROPERTY are dangerous to the neighboring property owners and the
12 general public and is a public nuisance.

13 15. I am informed and believe and based upon such information and belief allege that the
14 OWNERS and INTERESTED PARTY do not have legal authority or permission to store or accumulate
15 the above described materials on THE PROPERTY.

16 16. Based upon my experience, knowledge and visual observations, it is my determination
17 that the grading on THE PROPERTY is in excess of fifty (50) cubic yards and was done without a
18 permit and is therefore in violation of Riverside County Ordinance No. 457 (RCC Title 15). Under
19 Riverside County Ordinance No. 725 (RCC Chapter 1.16), any condition caused, maintained or
20 permitted to exist in violation of any of the provisions of county land use ordinances, including
21 Riverside County Ordinance No. 457, is declared unlawful and a public nuisance that may be abated
22 consistent with the procedures provided for in Riverside County Ordinance No. 725, or in any other
23 manner provided by law.

24 17. Notices of Non-Compliance were recorded in the Office of the County Recorder, County
25 of Riverside, State of California, on July 19, 2010 as Instrument Numbers 2010-0335466 and 2010-
26 0335468, true and correct copies of which are attached hereto and incorporated herein by reference as
27 Exhibit "F". The notice advised OWNERS to immediately correct the grading violation to avoid further
28 action by the County of Riverside, which may include remediation or restoration to abate the illegal

1 grading or other remedies available to the department by a court of competent jurisdiction. The notice
2 further advised that any costs incurred by the County may become a lien on THE PROPERTY. In
3 addition, the notice states RCO No. 457 allows for the Department of Building & Safety to place a five
4 year flag on the issuance of building permits and land use approvals for property that has been graded
5 without approval or permits.

6 18. A review of County records revealed no application for an assessment permit or grading
7 permit on file for THE PROPERTY.

8 19. A subsequent inspection on December 6, 2010 revealed that THE PROPERTY remained
9 in violation of RCO Nos. 348, 457 and 541.

10 20. On November 30, 2010, the second notice – “Notice to Correct County Ordinance
11 Violations and Abate Public Nuisance” providing notification of the Board of Supervisors’ hearing
12 scheduled for January 11, 2010, as required by Riverside County Ordinance No. 725, was mailed to
13 OWNERS and INTERESTED PARTY by certified mail, return receipt requested and on December 6,
14 2010 was posted on THE PROPERTY. True and correct copies of the notice, returned receipt cards,
15 together with the proof of service, and the affidavit of posting of notices are attached hereto as Exhibit
16 “G” and incorporated herein by reference.

17 21. The complete restoration or remediation of THE PROPERTY affected by the unapproved
18 grading and removal of all outside storage of materials and accumulated rubbish is required to bring
19 THE PROPERTY into compliance with RCO Nos. 348, 457 and 541 and the Health and Safety Code.
20 Given the size of the unimproved parcel and zoning classification, no amount of outside storage or
21 accumulated rubbish is allowed on THE PROPERTY.

22 22. Accordingly, the following findings and conclusions are recommended:

23 (a) the grading without permits, outside storage of materials and accumulated rubbish
24 on THE PROPERTY be deemed and declared a public nuisance; and

25 (b) that a five year hold on the issuance of building permits and land use approvals be
26 placed on THE PROPERTY;

27 (c) the OWNERS or whoever has possession or control of THE PROPERTY be
28 required to restore the unpermitted grading on THE PROPERTY so as to prevent offsite drainage and

1 slope erosion, remove all outside storage of materials and accumulated rubbish on THE PROPERTY in
2 accordance with the provisions of all applicable County ordinances, including but not limited to RCO
3 Nos. 348, 457 and 541 within ninety days of the Board's Order to Abate Nuisance;

4 (d) that if THE PROPERTY is not restored so as to prevent offsite drainage and slope
5 erosion and if the materials and rubbish are not removed and disposed of within ninety (90) days of the
6 date of the Order to Abate Nuisance, the outside storage of materials and accumulated rubbish shall be
7 abated and disposed of by representatives of the Riverside County Code Enforcement Department, a
8 county approved contractor or the Sheriff's Department and THE PROPERTY shall be reclaimed so as
9 to prevent offsite drainage and slope erosion upon receipt of an owner's consent or a Court Order when
10 necessary under applicable law;

11 (e) that upon restoration of THE PROPERTY, so as to prevent offsite drainage and
12 slope erosion, and payment of all abatement costs, the five year hold on the issuance of building permits
13 and land use approvals will be released; and

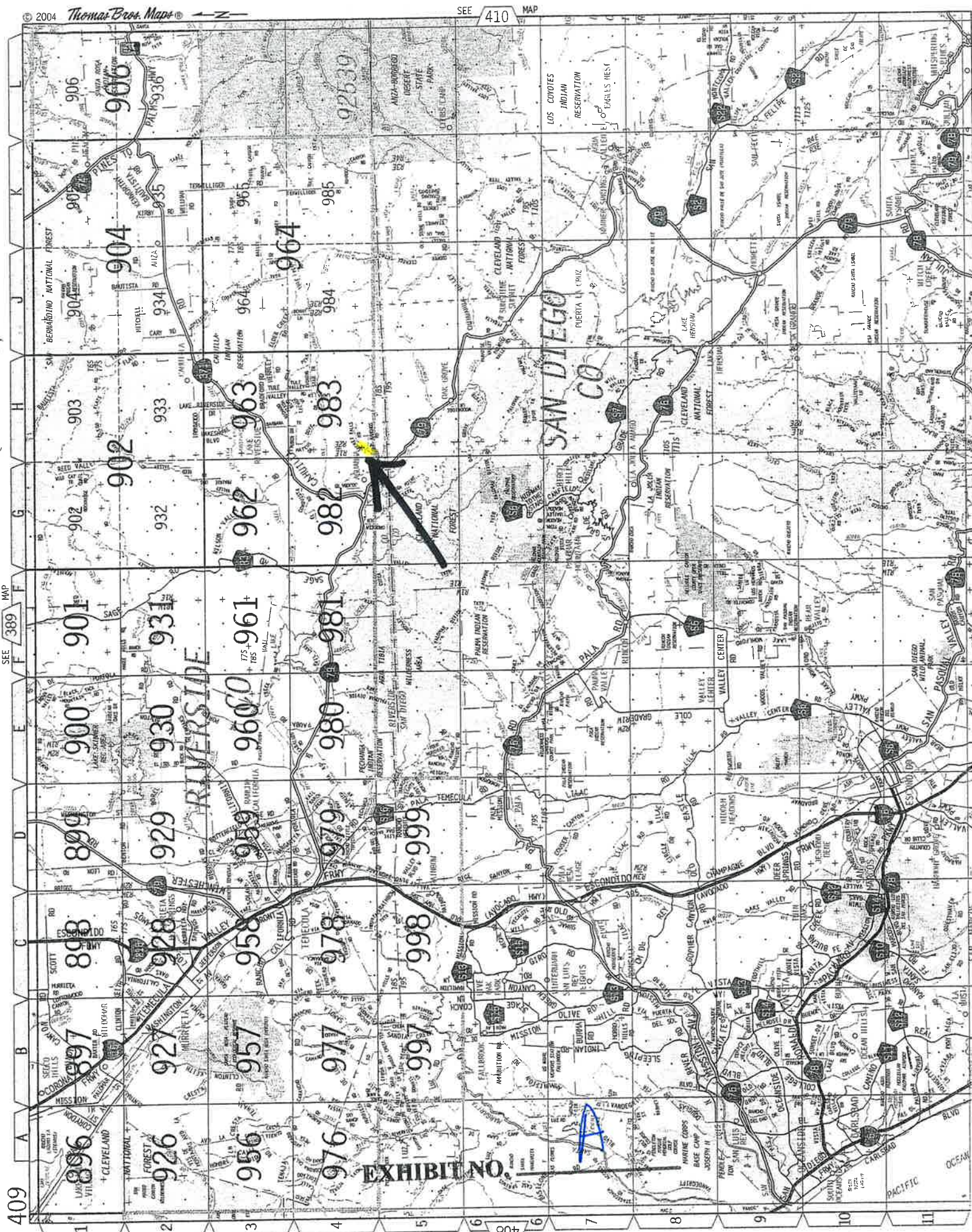
14 (f) that reasonable costs of abatement, after notice and opportunity for hearing, shall
15 be imposed as a lien on THE PROPERTY, which may be collected as a special assessment against THE
16 PROPERTY pursuant to Government Code Section 25845 and Riverside County Ordinance Nos. 348,
17 457, 541 and 725.

18 I declare under penalty of perjury under the laws of the State of California that the foregoing is
19 true and correct.

20 Executed this 6th day of December, 2010 at Murrieta, California.

21
22 

23 MARK MANDEL
24 Code Enforcement Officer
25 Code Enforcement Department
26
27
28



SEE 389 MAP

409

EXHIBIT NO

408

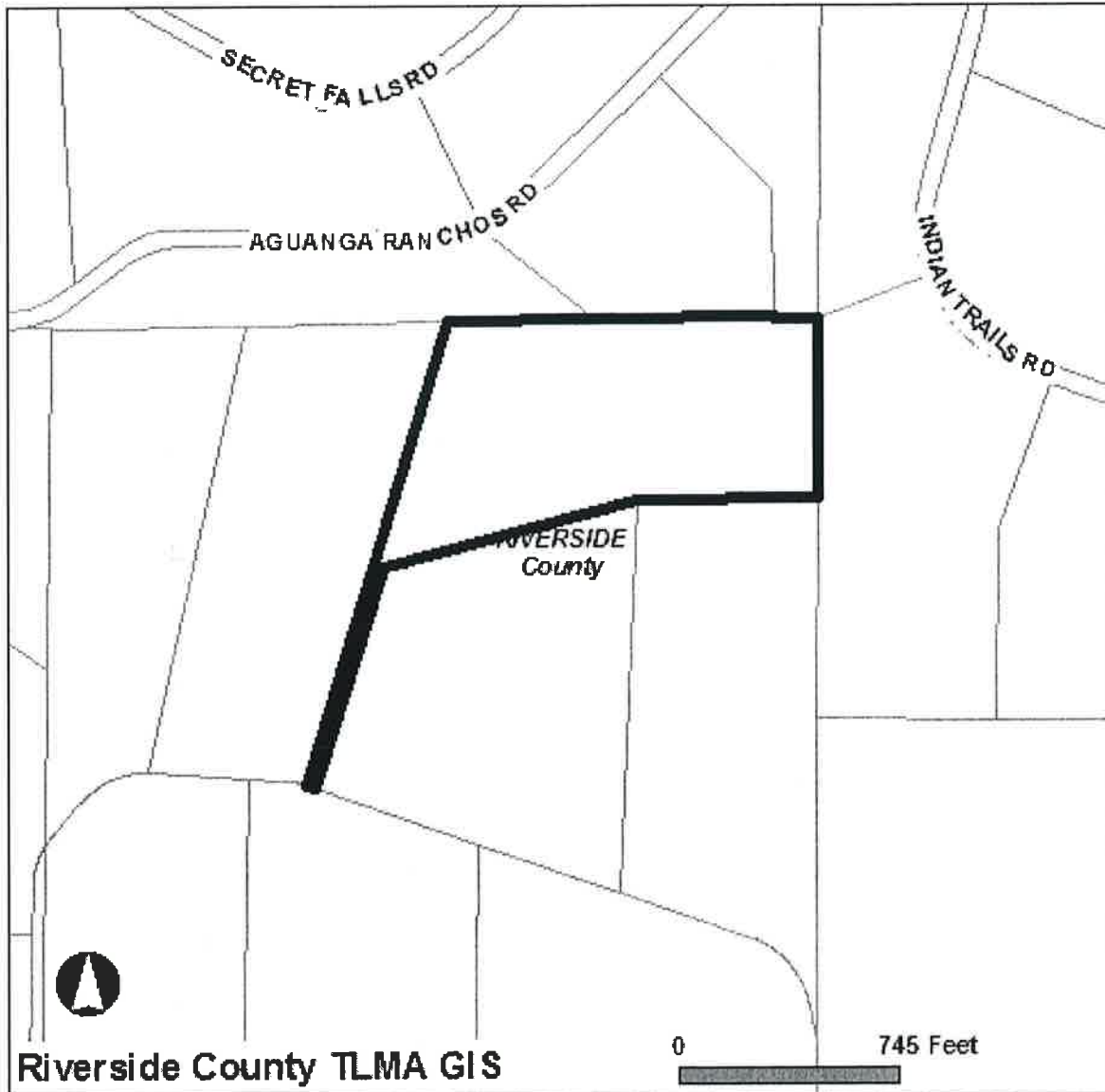
PACIFIC

Assessment Roll For the 2010-2011 Tax Year as of January 1,2010

Assessment #583200038-3		Parcel # 583200038-3	
Assessee:	ALLEN PRESTON K	Land	17,532
Assessee:	ALLEN BARBARA A	Full Value	17,532
Mail Address:	47650 KIBBERLY ANN DR AGUANGA CA 92536	Total Net	17,532
Real Property Use Code:	YR	<div style="border: 1px solid black; padding: 5px; display: inline-block;">View Parcel Map</div>	
Base Year	1979		
Conveyance Number:	0235101		
Conveyance (mm/yy):	11/1978		
PUI:	R070000		
TRA:	71-145		
Taxability Code:	0-00		
ID Data:	Lot F PM 056/086 PM 11213		
Situs Address:	47650 KIBBERLY ANN DR AGUANGA CA 92536		

EXHIBIT NO. B

RIVERSIDE COUNTY GIS



Selected parcel(s):
583-200-038

IMPORTANT

Maps and data are to be used for reference purposes only. Map features are approximate, and are not necessarily accurate to surveying or engineering standards. The County of Riverside makes no warranty or guarantee as to the content (the source is often third party), accuracy, timeliness, or completeness of any of the data provided, and assumes no legal responsibility for the information contained on this map. Any use of this product with respect to accuracy and precision shall be the sole responsibility of the user.

STANDARD REPORT

APNs

583-200-038-3

OWNER NAME / ADDRESS

PRESTON K ALLEN
BARBARA ALLEN
47650 KIBBERLY ANN DR
AGUANGA, CA. 92536

MAILING ADDRESS

(SEE OWNER)
47650 KIBBERLY ANN DR
AGUANGA CA.. 92536

EXHIBIT NO. _____

B²

LEGAL DESCRIPTION

RECORDED BOOK/PAGE: PM 56/86
SUBDIVISION NAME: PM 11213
LOT/PARCEL: 3, BLOCK: NOT AVAILABLE
TRACT NUMBER: NOT AVAILABLE

LOT SIZE

RECORDED LOT SIZE IS 20.74 ACRES

PROPERTY CHARACTERISTICS

NO PROPERTY DESCRIPTION AVAILABLE

THOMAS BROS. MAPS PAGE/GRID

PAGE 1003

CITY BOUNDARY/SPHERE

NOT WITHIN A CITY
NOT WITHIN A CITY SPHERE
NO ANNEXATION DATE AVAILABLE
NO LAFCO CASE # AVAILABLE
NO PROPOSALS

MARCH JOINT POWERS AUTHORITY

NOT IN THE JURISDICTION OF THE MARCH JOINT POWERS AUTHORITY

INDIAN TRIBAL LAND

NOT IN A TRIBAL LAND

SUPERVISORIAL DISTRICT (ORD. 813)

JEFF STONE, DISTRICT 3

TOWNSHIP/RANGE

T8SR1E SEC 36

ELEVATION RANGE

2624/2848 FEET

PREVIOUS APN

583-200-035

PLANNING

LAND USE DESIGNATIONS

Zoning not consistent with the General Plan.
AG
RM

AREA PLAN (RCIP)

REMAP

GENERAL PLAN POLICY OVERLAYS

NOT IN A GENERAL PLAN POLICY OVERLAY AREA

GENERAL PLAN POLICY AREAS

NONE

ZONING CLASSIFICATIONS (ORD. 348)

R-R

ZONING DISTRICTS AND ZONING AREAS

AGUANGA AREA

ZONING OVERLAYS

NOT IN A ZONING OVERLAY

SPECIFIC PLANS

NOT WITHIN A SPECIFIC PLAN

AGRICULTURAL PRESERVE

NOT IN AN AGRICULTURAL PRESERVE

REDEVELOPMENT AREAS

NOT IN A REDEVELOPMENT AREA

AIRPORT INFLUENCE AREAS

163

TRANSPORTATION AGREEMENTS

NOT IN A TRANSPORTATION AGREEMENT

CETAP (COMMUNITY AND ENVIRONMENTAL TRANSPORTATION ACCEPTABILITY PROCESS) CORRIDORS

NOT IN A CETAP CORRIDOR.

HYDROLOGY

FLOOD PLAIN REVIEW

NOT REQUIRED.

WATER DISTRICT

DATA NOT AVAILABLE

FLOOD CONTROL DISTRICT

RIVERSIDE COUNTY FLOOD CONTROL DISTRICT

WATERSHED

SANTA MARGARITA

GEOLOGIC

FAULT ZONE

NOT IN A FAULT ZONE

FAULTS

NOT WITHIN A 1/2 MILE OF A FAULT

LIQUEFACTION POTENTIAL

NO POTENTIAL FOR LIQUEFACTION EXISTS

SUBSIDENCE

NOT IN A SUBSIDENCE AREA

PALEONTOLOGICAL SENSITIVITY

LOW POTENTIAL.

FOLLOWING A LITERATURE SEARCH, RECORDS CHECK AND A FIELD SURVEY, AREAS MAY BE DETERMINED BY A QUALIFIED VERTEBRATE PALEONTOLOGIST AS HAVING LOW POTENTIAL FOR CONTAINING SIGNIFICANT PALEONTOLOGICAL RESOURCES SUBJECT TO ADVERSE IMPACTS.

MISCELLANEOUS

SCHOOL DISTRICT

HEMET UNIFIED

COMMUNITIES

AGUANGA

COUNTY SERVICE AREA

NOT IN A COUNTY SERVICE AREA.

LIGHTING (ORD. 655)

ZONE A, 5.49 MILES FROM MT. PALOMAR OBSERVATORY

2000 CENSUS TRACT

044403

FARMLAND

LOCAL IMPORTANCE

OTHER LANDS

TAX RATE AREAS

071-145

- COUNTY FREE LIBRARY
- COUNTY STRUCTURE FIRE PROTECTION
- COUNTY WASTE RESOURCE MGMT DIST
- CSA 152
- CSA 153
- ELS MURRIETA ANZA RESOURCE CONS
- FLOOD CONTROL ADMINISTRATION

- FLOOD CONTROL ZONE 7
- GENERAL
- GENERAL PURPOSE
- HEMET UNIFIED SCHOOL
- MT SAN JACINTO JUNIOR COLLEGE
- RIV CO REG PARK & OPEN SPACE
- RIV. CO. OFFICE OF EDUCATION
- VALLEY HEALTH SYSTEM HOSP DIST
- VALLEY WIDE REC & PARK

SPECIAL NOTES

NO SPECIAL NOTES

CODE COMPLAINTS

Case #	Description	Start Date
CV1005341	ABATEMENT	Jun. 30, 2010
CV1005342	SUMMARY ABATEMENT	Jun. 30, 2010

REPORT PRINTED ON...Tue Oct 12 16:46:41 2010
Version 100826



P.O. Box 1193
 Whittier, CA 90609
 Tel # (562) 325-8351
 Fax # (714) 783-3038

Lot Book Report

Order Number: **21633**

Customer:

RIVERSIDE COUNTY TLMA-CODE INFORCEMENT
 4080 Lemon Street
 Riverside CA 92501

Order Date: 7/1/2010

Dated as of: 6/30/2010

County Name: Riverside

Attn: Brent Steele
 Reference: CV10-05341 / LaKeshia Covington
 IN RE: ALLEN, PRESTON K.

FEE(s):
 Report: \$114.00

Property Address: 47650 Kibberly Ann Drive
 Aguanga CA 92536

Assessor's Parcel No. : 583-200-038-3

Assessments:

Land Value:	\$17,575.00
Improvement Value:	\$0.00
Exemption Value:	\$0.00
Total Value:	\$17,575.00

Tax Information

Property Taxes for the Fiscal Year	2009-2010
First Installment	\$96.20
Penalty	\$9.62
Status	NOT PAID-DELINQUENT
Second Installment	\$96.20
Penalty	\$37.62
Status	NOT PAID-DELINQUENT



P.O. Box 1193
Whittier, CA 90609
Tel # (562) 325-8351
Fax # (714) 783-3038

Order Number: 21633
Reference: CV10-05341 / LaK

Property Vesting

The last recorded document transferring title of said property

Dated	04/28/1978
Recorded	05/03/1978
Document No.	86460
D.T.T.	\$93.50
Grantor	James F. Macha, Jr. and Bernice Macha, husband and wife
Grantee	Preston K. Allen, Jr. and Barbara A. Allen, husband and wife, as community property

Affects Property in Question and Other Property

Deeds of Trust

No Deeds of Trust of Record

Additional Information

Notice of Non-Compliance filed by	County of Riverside Department of Building and Safety
In the matter of the property of	Preston K. Allen and Barbara A. Allen
Case No.	CV05-0435
Recorded	02/08/2006
Document No.	2006-0098213
A Certificate of County Tax Lien Recorded	06/09/2005
Document No	2005-0459720
Amount	\$874.47
Tax Year	2002-2004
Account No.	0282908



P.O. Box 1193
Whittier, CA 90609
Tel # (562) 325-8351
Fax # (714) 783-3038

Order Number: 21633
Reference: CV10-05341 / LaK

Debtor	Preston K. Jr. Tr. Allen
Creditor: Tax Collector of the County of	Riverside
Abstract of Judgment Filed in the	Superior Court of California, County of Riverside, Temecula
Case No.	TEC082139
Recorded	06/24/2008
Document No.	2008-0341953
Amount	\$9,348.50
Debtor	Barbara Allen
Creditor	Discover Bank, Issuer of The Discover Card
A Bankruptcy filed by	Barbara Allen
Social Security Number(s)	none shown
Date filed	10/06/2005
Case No.	DN21759

Legal Description

THE LAND REFERRED TO IN THIS REPORT IS LOCATED IN AND IS DESCRIBED AS FOLLOWS:

PARCEL 3 OF PARCE MAP 11213, IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, FILE IN BOOK 56
PAGE 86 OF RECORDS OF SAID COUNTY.

86460

RECORDING REQUESTED BY

AND WHEN RECORDED WILL TO

Name Preston K. Allen, Jr.
Street Address 2458 Ridge Park Lane
City & State Orange, California 92667

MAIL TAX STATEMENTS TO

Name same as above
Street Address
City & State

RECEIVED FOR RECORD

MAY 9 1978

AT 9:00 O'CLOCK A.M.

AT REQUEST OF

TITLE INS. & TRUST CO.

Book 1978, Page 86460

Recorded in Office of

of Riverside County, California

Record

FEB 1

W.D. Balogh

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Individual Grant Deed

THIS FORM FURNISHED BY TICOR TITLE INSURERS

A.P.N.

366332 18A

The undersigned grantor(s) declare(s):
Documentary transfer tax is \$ 93.50
(x) computed on full value of property conveyed, or
() computed on full value less value of liens and encumbrances remaining at time of sale.
(X) Unincorporated area: () City of _____ and

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
JAMES F. MACHA, JR. AND BERNICE MACHA, husband and wife

hereby GRANT(S) to
PRESTON K. ALLEN, JR. and BARBARA A. ALLEN, husband and wife as community property

the following described real property in the
County of Riverside State of California:

The southeast quarter of Section 36, Township 8 South, Range 1 East, San Bernardino Meridian, in the County of Riverside, State of California, according to the official plat thereof.

Except an easement for road purposes over the westerly 15.00 feet and the southerly 15.00 feet of said land.

SUBJECT TO: All General and Special taxes for the fiscal year 1978-1979 Covenants, Conditions restrictions, reservations, rights, rights of way and easements of record.

Dated April 28, 1978

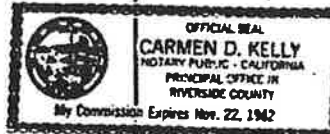
James F. Macha, Jr.
James F. Macha, Jr.

STATE OF CALIFORNIA
COUNTY OF Riverside } SS.

On May 1, 1978 before me, the undersigned, a Notary Public in and for said State, personally appeared James F. Macha, Jr. and Bernice Macha

Bernice Macha
Bernice Macha

_____ known to me to be the person(s) whose name(s) are subscribed to the within instrument and acknowledged that they executed the same. WITNESS my hand and official seal.



Signature Carmen D. Kelly
Carmen D. Kelly

Title Order No. _____ EXEMPT OR LOAN NO. _____

MAIL TAX STATEMENTS AS DIRECTED ABOVE

END RECORDED DOCUMENT.

W. D. BALOGH, COUNTY RECORDER

When recorded please mail to:
Mail Stop# 5155

DOC # 2006-0098213
02/08/2006 08:00A Fee:NC
Page 1 of 1
Recorded in Official Records
County of Riverside
Larry W. Ward
Assessor, County Clerk & Recorder



NOTICE OF NONCOMPLIANCE

In the matter of the Property of
PRESTON K. ALLEN
BARBARA A. ALLEN

)
)
) Case No.: CV05-0435



NOTICE IS HEREBY GIVEN to all persons, pursuant to Section 10 of Ordinance Number 725 of the County of Riverside, State of California, that proceedings have been commenced with respect to violations of Riverside County Ordinance No. 457, Section 4, (RCC Title 15.12) described as GRADING WITHOUT PERMIT - CLEARING & GRUBBING. Such proceedings are based upon the noncompliance of such real property, located at 47950 KIMBERLY ANN DRIVE, AGUANGA, CA, and more particularly described as Assessment Parcel No. 583-200-038 and having a legal description of PM 11213, LOT 3, 21.731 ACRES, RECORDS OF RIVERSIDE COUNTY, with the requirements of Ordinance No. 457 (RCC Title 15.12).

The owner has been advised to immediately correct the above-referenced violations to avoid further action by the County of Riverside which may include demolition, removal, razing, etc., to abate the public nuisance. Any costs incurred by the County, including, but not limited to investigative, administrative and abatement costs and attorneys' fees, may become a lien on the property. Further details regarding this notice may be obtained by addressing an inquiry to the Building and Safety Department, 39493 LOS ALAMOS ROAD, MURRIETA, CA 92563, Attention Code Enforcement Officer NOHEMI JOHNSTON.

NOTICE IS FURTHER GIVEN in accordance with 17274 and 24436.5 of the California Revenue and Taxation Code, that a tax deduction may not be allowed for interest, taxes, depreciation, or amortization paid or incurred in the taxable year affected by these proceedings.

COUNTY OF RIVERSIDE
DEPARTMENT OF BUILDING AND SAFETY

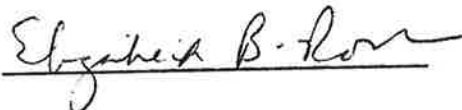
By 
Brian Black, Supervising Code Enforcement Officer
Code Enforcement Division

ACKNOWLEDGMENT

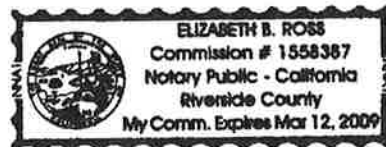
State of California)
County of Riverside)

On 01/27/06 before me, Elizabeth B. Ross, Notary Public, personally appeared Brian Black, personally known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



(Seal of Notary)



THIS IS TO INFORM YOU THAT A TAX LIEN HAS BEEN FILED WITH RESPECT TO UNSECURED PROPERTY

When recorded, mail to:

PRESTON K ALLEN JR
24116 CORTE VALENTE
MURRIETA CA 92562

Doc #. 2005-0459720
06/09/2005 08:00A Fee: NC
Page 1 of 1

Recorded in Official Records

County of Riverside

== Larry W Ward ==

Assessor, County Clerk and Recorder

This document was electronically prepared and recorded by the County of Riverside

CERTIFICATE OF LIEN

(Recorded pursuant to Revenue and Taxation Code Section 2191.3 et seq. and without acknowledgement pursuant to Government Code Section 27282)

STATE OF CALIFORNIA | SS
COUNTY OF RIVERSIDE

No. 0282908

I, Paul McDonnell, Tax Collector of the County of Riverside, State of California, hereby certify that there are, on record in my office, unpaid taxes which were duly assessed, computed and levied for the fiscal year shown below pursuant to Section 2151 et seq. of the Revenue and Taxation Code.

The person(s) shown below is (are) liable to said County for the unpaid amounts set forth below plus any other penalties and charges which may accrue pursuant to law.

NAME AND ADDRESS

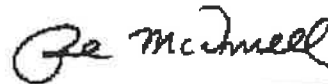
ALLEN PRESTON K JR TR
24116 CORTE VALENTE
MURRIETA CA 92562

Fiscal Year	Tax Rate Area	Assessment Number	Tax	Penalty	Cost	Recording Fee
2002-2004	094-021	052095665-4	\$874.47	\$87.43	\$0.00	\$11.00

Upon recordation of this certificate of lien, the total amount required to be paid constitutes a lien upon all personal property and real property now owned or subsequently acquired by the person(s) named herein before the date on which this lien expires.

This lien has the force, effect and priority of judgement lien for ten years from the recording of this instrument, unless sooner released or otherwise discharged.

Executed on 06/01/2005



Paul McDonnell, Tax Collector

DOC # 2008-0341953

06/24/2008 08:00A Fee:20.00

Page 1 of 3

Recorded in Official Records
County of Riverside

Larry W. Ward

Assessor, County Clerk & Recorder



PLEASE COMPLETE THIS INFORMATION
RECORDING REQUESTED BY:

AND WHEN RECORDED MAIL TO:
Eskanos & Adler, P.C.
2325 Clayton Road
Concord, Ca. 94520

S	R	U	PAGE	SIZE	DA	MISC	LONG	RFD	COPY
			3						
M	(A)	L	465	426	PCOR	NCOR	SMF	NCHG	EXAM
NOTICE SENT					T:	CTY	UNI	242	

Space above this line for recorder's use only

TRA:
DTT: Abstract of Judgment

20
M
042

Title of Document

THIS AREA FOR
RECORDER'S
USE ONLY

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION
(\$3:00 Additional Recording Fee Applies)

APP 22RP_ASAREFO (Rev 07/2003)

Public Record

APR 01 2008

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, address, State Bar number, and telephone number):
 Recording requested by and return to:
 Eskanos & Adler, P.C. 800-364-9919
 Donald R Stebbins (SB# 83936)/Ann K. Merrill (SB# 236358)
 Stelios A. Harris (SB# 242116)/ Martin Hoffmann (SB# 248141)
 2325 Clayton Road, Concord, CA 94520
 File No. 085190-7 DESK:004

ATTORNEY FOR JUDGMENT CREDITOR ASSIGNEE OF RECORD

SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE

FOR RECORDER'S USE ONLY

STREET ADDRESS:
 MAILING ADDRESS: 41002 COUNTY CENTER DR, #100
 CITY AND ZIP CODE: TEMECULA CA 92591
 BRANCH NAME: TEMECULA

PLAINTIFF: DISCOVER BANK, ISSUER OF THE DISCOVER CARD
 DEFENDANT: BARBARA ALLEN, et al.,

CASE NUMBER:
 TEC082139

ABSTRACT OF JUDGMENT—CIVIL AND SMALL CLAIMS Amended

FOR COURT USE ONLY

1. The judgment creditor assignee of record applies for an abstract of judgment and represents the following:
 a. Judgment debtor's
 Name and last known address
 BARBARA ALLEN
 840 CENTINELLA CT
 HEMET CA 925441867
 b. Driver's license no. [last 4 digits] and state: Unknown
 c. Social security no. [last 4 digits]: 8921 Unknown
 d. Summons or notice of entry of sister-state judgment was personally served or mailed to (name and address): BARBARA ALLEN, 840 CENTINELLA CT, HEMET CA 925441867

2. Information on additional judgment debtors is shown on page 2.
 3. Judgment creditor (name and address): DISCOVER BANK, ISSUER OF THE DISCOVER CARD, c/o 2325 Clayton Road, Concord, Ca 94520

4. Information on additional judgment creditors is shown on page 2.
 5. Original abstract recorded in this county:
 a. Date:
 b. Instrument No.:

Date: 03/19/08 Donald R. Stebbins/Ann K. Merrill
 Stelios A. Harris/Martin Hoffmann
 (TYPE OR PRINT NAME)

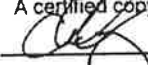

 (SIGNATURE OF APPLICANT OR ATTORNEY)

6. Total amount of judgment as entered or last renewed: \$ 9,348.50
 7. All judgment creditors and debtors are listed on this abstract.
 8. a. Judgment entered on (date): 03/05/08
 b. Renewal entered on (date):
 9. This judgment is an installment judgment.

10. An execution lien attachment lien is endorsed on the judgment as follows:
 a. Amount: \$
 b. In favor of (name and address):



This abstract issued on (date):
MAY 07 2008

11. A stay of enforcement has
 a. not been ordered by the court.
 b. been ordered by the court effective until (date):
 12. a. I certify that this is a true and correct abstract of the judgment entered in this action,
 b. A certified copy of the judgment is attached.
 Clerk, by  E. Ybanez, Deputy



PLAINTIFF:	CASE NUMBER:
DEFENDANT:	

NAMES AND ADDRESSES OF ADDITIONAL JUDGMENT CREDITORS:

13. Judgment creditor (name and address):
14. Judgment creditor (name and address):

15. Continued on Attachment 15.

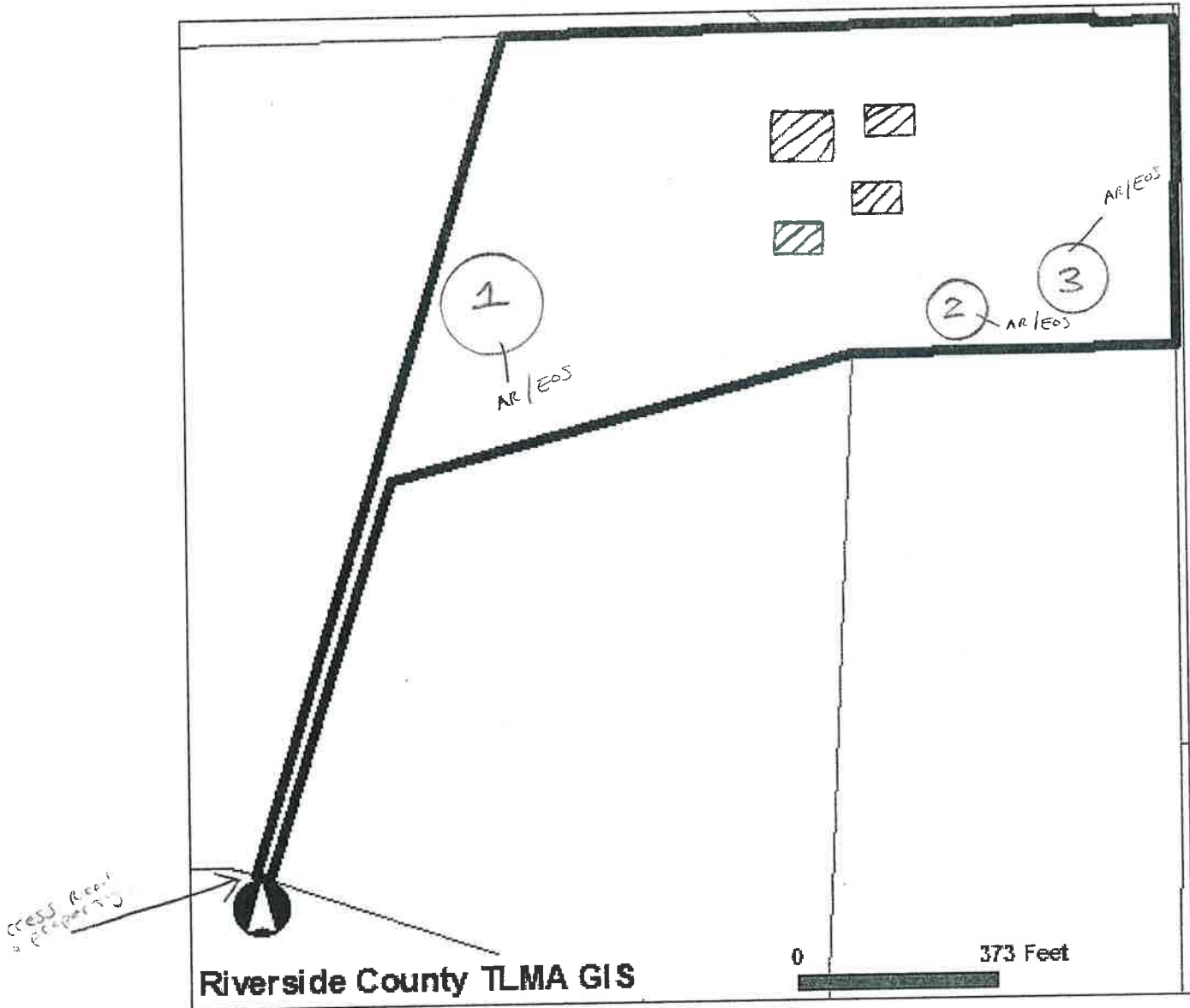
INFORMATION ON ADDITIONAL JUDGMENT DEBTORS:

<p>16. Name and last known address</p> <p>_____</p> <p>_____</p> <p>Driver's license no. [last 4 digits] and state: <input type="checkbox"/> Unknown</p> <p>Social security no. [last 4 digits]: <input type="checkbox"/> Unknown</p> <p>Summons was personally served at or mailed to (address):</p>	<p>17. Name and last known address</p> <p>_____</p> <p>_____</p> <p>Driver's license no. [last 4 digits] and state: <input type="checkbox"/> Unknown</p> <p>Social security no. [last 4 digits]: <input type="checkbox"/> Unknown</p> <p>Summons was personally served at or mailed to (address):</p>
---	---

<p>18. Name and last known address</p> <p>_____</p> <p>_____</p> <p>Driver's license no. [last 4 digits] and state: <input type="checkbox"/> Unknown</p> <p>Social security no. [last 4 digits]: <input type="checkbox"/> Unknown</p> <p>Summons was personally served at or mailed to (address):</p>	<p>19. Name and last known address</p> <p>_____</p> <p>_____</p> <p>Driver's license no. [last 4 digits] and state: <input type="checkbox"/> Unknown</p> <p>Social security no. [last 4 digits]: <input type="checkbox"/> Unknown</p> <p>Summons was personally served at or mailed to (address):</p>
---	---

20. Continued on Attachment 20.

RIVERSIDE COUNTY GIS



Selected parcel(s):
583-200-038

IMPORTANT

Maps and data are to be used for reference purposes only. Map features are approximate, and are not necessarily accurate to surveying or engineering standards. The County of Riverside makes no warranty or guarantee as to the content (the source is often third party), accuracy, timeliness, or completeness of any of the data provided, and assumes no legal responsibility for the information contained on this map. Any use of this product with respect to accuracy and precision shall be the sole responsibility of the user.

REPORT PRINTED ON...Thu Aug 19 14:22:34 2010
Version 100412





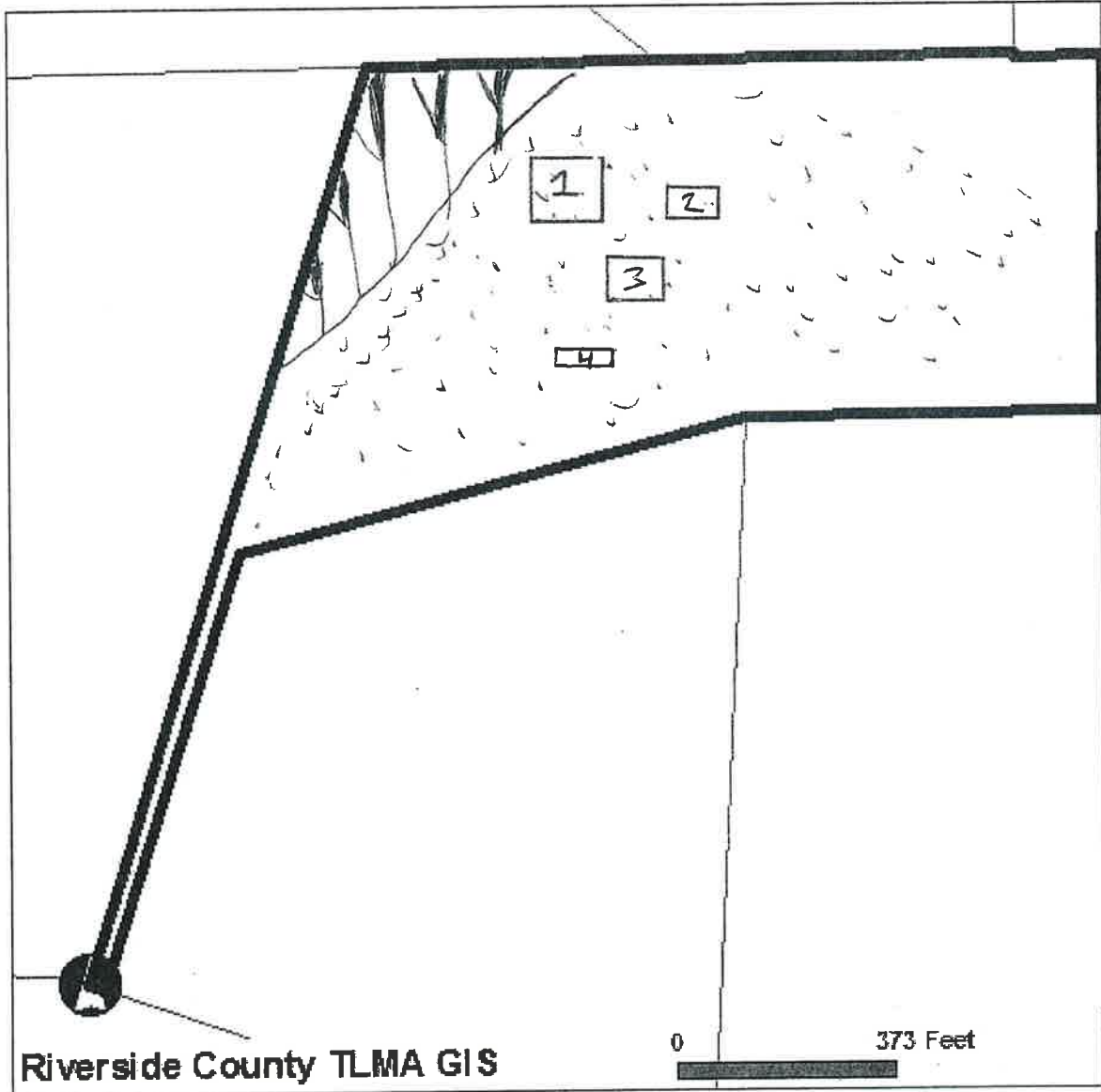
- LEGEND
-  = STRUCTURES ON PROPERTY
 -  = AREA #1 = 102' x 200' = 20,400 SQ. FT.
 -  = AREA #2 = 40' x 22' = 880 SQ. FT.
 -  = AREA #3 = 51' x 21' = 1,071 SQ. FT.

EXHIBIT NO. D

CVID-05342

RIVERSIDE COUNTY GIS



Selected parcel(s):
583-200-038

47650 KIBBERLY ANTU DR., AGUANGA

IMPORTANT

Maps and data are to be used for reference purposes only. Map features are approximate, and are not necessarily accurate to surveying or engineering standards. The County of Riverside makes no warranty or guarantee as to the content (the source is often third party), accuracy, timeliness, or completeness of any of the data provided, and assumes no legal responsibility for the information contained on this map. Any use of this product with respect to accuracy and precision shall be the sole responsibility of the user.

REPORT PRINTED ON...Tue Aug 10 06:40:41 2010

Version 100412

LEGEND

- 1) #1 = SINGLE FAMILY DWELLING (CORPORATE)
- 2) #2 = ENCLOSE PATIO COVER
- 3) #3 = DETACHED GARAGE
- 4) #4 = DETACHED ACCESSORY STRUCTURE
- 5. ✓ = UNDISTURBED SLOPE
- 6. ☹️ = DISTURBED / GRADED AREA

REFER TO GRADING PLAN ATTACHED

EXHIBIT NO. D2

Code Enforcement Case: CV1005341

Printed on: 09/17/2010

Photographs



Photo 1: J.TATE: EXCESSIVE OUTSIDE STORAGE & ACCUMULATED RUBBISH(EOS/AR) LOC AT THE SOUTH WEST SIDE OF THE PARCEL.AREA #1 - 06/29/2010

EXHIBIT NO. D³

Code Enforcement Case: CV1005341

Printed on: 09/17/2010

Photographs



Photo 2: J.TATE: EXCESSIVE OUTSIDE STORAGE & ACCUMULATED RUBBISH LOCATED A SOUTH WEST SIDE OF THE PARCEL.AREA #1 - 06/29/2010

EXHIBIT NO. DA

Code Enforcement Case: CV1005341

Printed on: 09/17/2010

Photographs



Photo 6: MMandel-Excessive Outside Storage & Accumulated Rubbish still exist - 09/17/2010

EXHIBIT NO. D⁵

Code Enforcement Case: CV1005341

Printed on: 09/17/2010

Photographs



Photo 9: MMandel-Excessive Outside Storage & Accumulated Rubbish still exist - 09/17/2010

EXHIBIT NO. D6

Code Enforcement Case: CV1005341

Printed on: 09/17/2010

Photographs



Photo 10: MMandel-Excessive Outside Storage & Accumulated Rubbish still exist - 09/17/2010

EXHIBIT NO. _____

D⁷

Code Enforcement Case: CV1005341

Printed on: 09/17/2010

Photographs



Photo 11: MMandel-Excessive Outside Storage & Accumulated Rubbish still exist - 09/17/2010

EXHIBIT NO. D8

Code Enforcement Case: CV1005341

Printed on: 09/17/2010

Photographs



Photo 19: Mmandel-Excessive Outside Storage & Accumulated Rubbish still exist - 09/17/2010

EXHIBIT NO. D9



J.TATE/GRADED ROAD/GRADED ROAD FRONT OF PARCEL - 06/29/2010

EXHIBIT NO. D¹⁰



J.TATE/GRADED ROAD AND MOROCYCLE TRACK AT REAR OF PARCEL - 06/29/2010

EXHIBIT NO. D¹¹



J.TATE/GRADED ROAD AND MOROCYCLE TRACK AT REAR OF PARCEL - 06/29/2010

EXHIBIT NO. D¹²



J.TATE/GRADED ROAD AND MOROCYCLE TRACK AT REAR OF PARCEL - 06/29/2010

EXHIBIT NO. D13



J.TATE/GRADED ROAD WITH RUTS - 06/29/2010

EXHIBIT NO. D¹⁴



J.TATE/GRADED PAD AT EAST SIDE OF PARCEL - 08/11/2010

EXHIBIT NO. D¹⁵

Photographs



MMandel: Illegally graded pad on north side of parcel still exist



MMandel: Illegally cleared area still exist



MMandel: Illegally cleared area still exist



MMandel: Illegally cleared area still exist

EXHIBIT NO. _____

D16



**COUNTY OF RIVERSIDE
CODE ENFORCEMENT DEPARTMENT**

NOTICE OF VIOLATION

CASE No.: CV 10 - 05341

THE PROPERTY AT: 47650 K. BERRY LANE, ACACANZA APN#: _____

WAS INSPECTED BY OFFICER: J TATE ID#: 79 ON 7/1/10 AT 1050 am/pm

AND FOUND TO BE IN VIOLATION OF RIVERSIDE COUNTY CODE(S) AS FOLLOWS:

<input type="checkbox"/>	5.28.040 (RCO 593)	Excessive Yard Sales - Cease yard sale, Limit of 3 yard sale events, not over 3 consecutive days, per year.	<input type="checkbox"/>	17.252.030 (RCO 348)	Unpermitted Outdoor Advertising Display - Obtain a permit from the Planning Dept, or remove display.
<input type="checkbox"/>	8.28.030 (RCO 821)	Unfenced Pool - Install or provide adequate fencing to secure the pool.	<input type="checkbox"/>	17.172.205 (RCO 348)	Prohibited Fencing - Remove fence. Fences shall not be constructed of garage doors, tires, pallets or other materials not typically used for the construction of fences.
<input checked="" type="checkbox"/>	8,120.010 (RCO 541)	Accumulated Rubbish - Remove all rubbish & dispose of in an approved legal landfill.	<input checked="" type="checkbox"/>	17.172.205 (RCO 348)	Excessive Outside Storage: Storage of Unpermitted Mobile Home(s) Not Allowed - Remove unpermitted mobile home(s) from the property.
<input type="checkbox"/>	15.08.010 (RCO 457)	Unpermitted Construction - Cease construction. Obtain the appropriate permits from the Bldg. & Safety and Planning Departments or demolish the _____.	<input type="checkbox"/>	17. _____ (RCO 348)	Occupied RV/Trailer - Cease occupancy & disconnect all utilities to RV/Trailer.
<input type="checkbox"/>	15.12.020(J)(2) (RCO 457)	Unapproved Grading/Clearing - Cease grading/clearing/stockpiling/importing fill. Obtain a Restoration Assessment from the Dept. of Building & Safety. Perform complete restoration and remediation of the property affected by the unapproved grading in accordance with the Restoration Assessment.	<input type="checkbox"/>	17. _____ (RCO 348)	Excessive Animals - Remove or reduce the number of _____ to less than _____.
<input type="checkbox"/>	15.16.020 (RCO 457)	Substandard Structure - Obtain a permit from the Bldg. & Safety Dept. to rehabilitate per Notice of Defects or demolish the structure.	<input type="checkbox"/>	17. _____ (RCO 348)	Unpermitted Land Use: _____ Cease all business activities. Obtain Planning Dept. approval prior to resuming business operations.
<input type="checkbox"/>	15.48.010 (RCO 457)	Unpermitted Mobile Home —Vacate mobile home. Obtain the appropriate permits from the Planning Dept. & Dept. of Bldg. & Safety prior to occupancy or remove Mobile Home.	<input checked="" type="checkbox"/>	17. <u>17.030</u> (RCO 348)	Excessive Outside Storage - Remove or reduce all outside storage to less than <u>8</u> square feet at the rear of the property.
<input type="checkbox"/>	15.48.040 (RCO 457)	Substandard Mobile Home/Trailer/RV - Obtain a permit from the Bldg. & Safety Dept. to rehabilitate per Notice of Defects and Title 25 or demolish the Mobile Home/Trailer/RV.	<input type="checkbox"/>		
<input type="checkbox"/>			<input type="checkbox"/>		

COMMENTS: _____

IMPORTANT! CORRECTION(S) MUST BE COMPLETED BY: 8/1/10. FAILURE TO COMPLY BY THIS DATE, MAY RESULT IN THE ISSUANCE OF AN ADMINISTRATIVE CITATION WITH FINES UP TO \$500.00 PER DAY, FOR EACH VIOLATION. YOU MAY BE CITED EACH DAY THAT THE VIOLATION(S) EXIST BEYOND THE CORRECTION DATE. IN ADDITION, OTHER ENFORCEMENT ACTION, PENALTIES AND THE IMPOSITION OF A LIEN ON THE PROPERTY FOR THE ABATEMENT AND ENFORCEMENT COSTS MAY RESULT IF COMPLIANCE IS NOT ACHIEVED BY THE CORRECTION DATE.

NOTICE IS HEREBY GIVEN THAT AT THE CONCLUSION OF THIS CASE YOU WILL RECEIVE A SUMMARY OF ADMINISTRATIVE COSTS ASSOCIATED WITH THE PROCESSING OF SUCH VIOLATION(S), AT AN HOURLY RATE OF \$ 109. WAS DETERMINED BY THE BOARD OF SUPERVISORS. YOU WILL HAVE THE RIGHT TO OBJECT TO THESE CHARGES BY FILING A REQUEST FOR HEARING WITH THE DEPARTMENT OF CODE ENFORCEMENT WITHIN TEN (10) DAYS OF SERVICE OF THE SUMMARY OF CHARGES, PURSUANT TO RIVERSIDE COUNTY ORDINANCE 725 AND RIVERSIDE COUNTY CODE 1.16.

SIGNATURE

PRINT NAME

DATE

CDL/CID#

D.O.B.

PROPERTY OWNER TENANT
E
EXHIBIT NO. _____
 TEL. NO. _____

POSTED



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

JOHN BOYD
Director

AFFIDAVIT OF POSTING OF NOTICES

July 13, 2010

RE CASE NO: CV1005341

I, Jane Tate, hereby declare:

I am employed by the Riverside County Code Enforcement Department; that my business address is 39493 Los Alamos Road, Suite #A, Murrieta, California 92563 .

That on 7/1/2010 at 1050, I securely and conspicuously posted RCC 17.12.-Excessive outside storage and RCC 8.120.010 Accumulated rubbish at the property described as:

Property Address: 47650 KIBBERLY ANN DR, AGUANGA

Assessor's Parcel Number: 583-200-038

I declare under the penalty of perjury that the foregoing is true and correct.

Executed on July 13, 2010 in the County of Riverside, California.

CODE ENFORCEMENT DEPARTMENT



By: Jane Tate, Code Enforcement Officer

EXHIBIT NO. E2



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

JOHN BOYD
Director

AFFIDAVIT OF POSTING OF NOTICES

July 13, 2010

RE CASE NO: CV1005342

I, Jane Tate, hereby declare:

I am employed by the Riverside County Code Enforcement Department; that my business address is 39493 Los Alamos Road, Suite #A, Murrieta, California 92563 .

That on 7/1/2010 at 1045, I securely and conspicuously posted RCC 15.12.020- Grading without permits at the property described as:

Property Address: 47650 KIBBERLY ANN DR, AGUANGA

Assessor's Parcel Number: 583-200-038

I declare under the penalty of perjury that the foregoing is true and correct.

Executed on July 13, 2010 in the County of Riverside, California.

CODE ENFORCEMENT DEPARTMENT

By: Jane Tate, Code Enforcement Officer

EXHIBIT NO. E⁴



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

JOHN BOYD
Director

NOTICE OF VIOLATION

July 13, 2010

PRESTON K ALLEN / BARBARA A ALLEN
47650 KIBBERLY ANN DR
AGUANGA, CA. 92536

RE CASE NO: CV1005342 at 47650 KIBBERLY ANN DR, AGUANGA, California, Assessor's Parcel Number 583-200-038

NOTICE IS HEREBY GIVEN that property owned or controlled by you at 47650 KIBBERLY ANN DR, AGUANGA California, Assessor's Parcel Number 583-200-038, is in violation of Section(s) RCC Section No. 15.12.020.J.2 (Ord. 457), of the Riverside County Code.

Said violation is described as:

- 1) 15.12.020.J.2 (Ord. 457) - No person shall conduct any grading or clearing of any kind without first obtaining a grading permit from the building official, except in accordance with the specific exemptions listed in Ord 457.

YOU ARE HEREBY REQUIRED TO COMPLY with the provisions of the ordinance by:

- 1) Obtain a Restoration Assessment from the Department of Building & Safety and comply with the process and conditions.

COMPLIANCE MUST BE COMPLETED BY August 11, 2010. FAILURE TO COMPLY WILL RESULT IN LEGAL ACTION BEING BROUGHT AGAINST YOU.

NOTICE IS HEREBY GIVEN THAT AT THE CONCLUSION OF THIS CASE YOU WILL RECEIVE A SUMMARY OF ADMINISTRATIVE COSTS ASSOCIATED WITH THE PROCESSING OF SUCH VIOLATION(S), AT AN HOURLY RATE OF \$109.00 AS DETERMINED BY THE BOARD OF SUPERVISORS.

YOU WILL HAVE THE RIGHT TO OBJECT TO THESE CHARGES BY FILING A REQUEST FOR HEARING WITH THE DEPARTMENT OF CODE ENFORCEMENT WITHIN TEN (10) DAYS OF SERVICE OF THE SUMMARY OF CHARGES, PURSUANT TO SECTION 1.16.080 OF RIVERSIDE COUNTY CODE.

CODE ENFORCEMENT DEPARTMENT

By: Jane Tate, Code Enforcement Officer

EXHIBIT NO. E^S



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

JOHN BOYD
Director

NOTICE OF VIOLATION

July 13, 2010

ESKANOS & ADLER, P.C.
2325 CLAYTON RD.
CONCORD, CA 94520

RE CASE NO: CV1005342 at 47650 KIBBERLY ANN DR, AGUANGA, California, Assessor's Parcel Number 583-200-038

NOTICE IS HEREBY GIVEN that property owned or controlled by you at 47650 KIBBERLY ANN DR, AGUANGA California, Assessor's Parcel Number 583-200-038, is in violation of Section(s) RCC Section No. 15.12.020.J.2 (Ord. 457), of the Riverside County Code.

Said violation is described as:

- 1) 15.12.020.J.2 (Ord. 457) - No person shall conduct any grading or clearing of any kind without first obtaining a grading permit from the building official, except in accordance with the specific exemptions listed in Ord 457.

YOU ARE HEREBY REQUIRED TO COMPLY with the provisions of the ordinance by:

- 1) Obtain a Restoration Assessment from the Department of Building & Safety and comply with the process and conditions.

COMPLIANCE MUST BE COMPLETED BY August 11, 2010. FAILURE TO COMPLY WILL RESULT IN LEGAL ACTION BEING BROUGHT AGAINST YOU.

NOTICE IS HEREBY GIVEN THAT AT THE CONCLUSION OF THIS CASE YOU WILL RECEIVE A SUMMARY OF ADMINISTRATIVE COSTS ASSOCIATED WITH THE PROCESSING OF SUCH VIOLATION(S), AT AN HOURLY RATE OF \$109.00 AS DETERMINED BY THE BOARD OF SUPERVISORS.

YOU WILL HAVE THE RIGHT TO OBJECT TO THESE CHARGES BY FILING A REQUEST FOR HEARING WITH THE DEPARTMENT OF CODE ENFORCEMENT WITHIN TEN (10) DAYS OF SERVICE OF THE SUMMARY OF CHARGES, PURSUANT TO SECTION 1.16.080 OF RIVERSIDE COUNTY CODE.

CODE ENFORCEMENT DEPARTMENT

By: Jane Tate, Code Enforcement Officer

EXHIBIT NO. E⁹

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to

REC'D JUL 27 2010

PRESTON K. AND BARBARA A. ALLEN
 47650 KIBBERLY ANN DRIVE
 AGUANGA, CA 92536
 CV10-05342/583

2. Article Number
 (Transfer from service label)

7007 1490 0003 4247 6219

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature Preston K Allen Agent Addressee

B. Received by (Printed Name) Preston K Allen C. Date of Delivery _____

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below: _____

Mail Express Mail

Return Receipt for Merchandise

Mail C.O.D.

Delivery? (Extra Fee) Yes

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

7007 1490 0003 4247 6219

Postage	\$	
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		

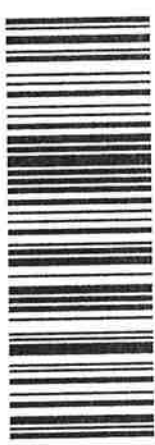
Postmark
Here

PRESTON K. AND BARBARA A. ALLEN
 47650 KIBBERLY ANN DRIVE
 AGUANGA, CA 92536
 CV10-05342/583

EXHIBIT NO. E-12

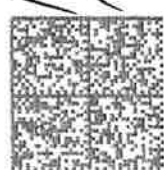
County of Riverside
Code Enforcement Department
39493 Los Alamos Road
Murrieta, CA 92563

REC'D JUL 19 2010



7007 1490 0003 4247 6196

FIRST CLASS



UNITED STATES POSTAGE
02 1A
0004635132 JUL 14 2010
MAILED FROM ZIP CODE 92504
FIRST CLASS PERMIT NO. 92504
\$ 05.54

E13

PRESTON K. ALLEN, JR.
NIXIE 923 DE 1 00 07/17/10
RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

9519 424 000 0541 2002

9519 424 000 0541 2002

BC: 92563503993 *0704-00449-14-41

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)
For delivery information visit our website at www.usps.com®

Postage \$		Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		

PRESTON K. ALLEN, JR.
24116 CORTE VELENTE
MURRIETA, CA 92562
CV10-05342/583

9519 424 000 0541 2002

EXHIBIT NO.

County of Riverside
Code Enforcement Department
39493 Los Alamos Road
Murrieta, CA 92563

CERTIFIED MAIL™



7007 1490 0003 4247 6202

FIRST CLASS



UNITED STATES POSTAGE
\$ 05.540
0004635132 JUL 14 2010
MAILED FROM ZIP CODE 92564

EX

*Ank # 6710
Plavos 7-15-10*

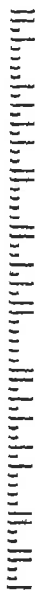
PRESTON K. ALLEN, JR.

MIXIE 927 DE 1 00 07/17/10

RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

BC: 9255303993 *0704-00450-14-41

9255303993



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OFFICIAL USE

Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

Postmark Here

PRESTON K. ALLEN, JR.
2458 RIDGE PARK LANE
ORANGE, CA 92667
CV10-05342/583

SEE REVERSE FOR INSTRUCTIONS

2029 2424 E000 064T 2002

EXHIBIT NO. _____

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature X <i>Barbara Allen</i> <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) _____ C. Date of Delivery <u>7/15</u></p>
<p>1. Article Addressed to: REC'D JUL 16 2010</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>

BARBARA ALLEN
840 CENTINELLA COURT
HEMET, CA 92544-1867
CV10-05342/583

Mail Express Mail
 Return Receipt for Merchandise
 Mail C.O.D.
 Delivery? (Extra Fee) Yes

2. Article Number (Transfer from service label) 7007 1490 0003 4247 6189

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

6979 2424 E000 0611 CUUC

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
BARBARA ALLEN 840 CENTINELLA COURT HEMET, CA 92544-1867 CV10-05342/583	

Postmark Here

EXHIBIT NO. E15



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

JOHN BOYD
Director

PROOF OF SERVICE

Case No. CV1005341

STATE OF CALIFORNIA, COUNTY OF RIVERSIDE

I, LaKeshia Covington, declare that I am a citizen of the United States and am employed in the County of Riverside, over the age of 18 years and not a party to the within action or proceeding; that my business address is at the footer of this notice.

That on July 13, 2010, I served the following document(s):

NOTICE RE: Notice of Violation

by placing a true copy thereof enclosed in a sealed envelope(s) by **CERTIFIED MAIL, RETURN RECEIPT REQUESTED** addressed as follows:

PRESTON K ALLEN / BARBARA A ALLEN 47650 KIBBERLY ANN DR, AGUANGA, CA. 92536

XX **By First Class Mail.** I am readily familiar with the office's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service with postage thereon fully prepaid in the County of Riverside, California, in the ordinary course of business.

XX **STATE.** I declare under the penalty of perjury under the laws of the State of California that the above is true and correct.

EXECUTED ON July 13, 2010 in the County of Riverside, California.

CODE ENFORCEMENT DEPARTMENT

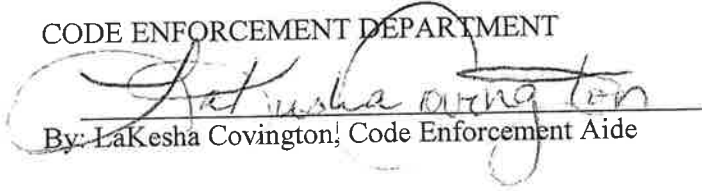

By: LaKeshia Covington, Code Enforcement Aide

EXHIBIT NO. _____

E¹⁷



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

JOHN BOYD
Director

NOTICE OF VIOLATION

July 26, 2010

Occupant
47650 KIBBERLY ANN DR
AGUANGA, CA 92536

RE CASE NO: CV1005341 at 47650 KIBBERLY ANN DR, AGUANGA, California, Assessor's Parcel Number 583-200-038

NOTICE IS HEREBY GIVEN that property owned or controlled by you at 47650 KIBBERLY ANN DR, AGUANGA California, Assessor's Parcel Number 583-200-038, is in violation of Section(s) RCC Section No. 17.12.040 (Ord. 348) , 8.120.010 (Ord. 541), of the Riverside County Code.

Said violation is described as:

- 1) 17.12.040 (Ord. 348) - All outdoor storage is required to conform to the standards provided in the permitted uses for the size and type of property.
- 2) 8.120.010 (Ord. 541) - No person or entity shall permit the accumulation of rubbish or other material, dangerous or injurious to the health and welfare of persons or the environment, on any real property in the unincorporated area of Riverside County owned by them or under their control.

YOU ARE HEREBY REQUIRED TO COMPLY with the provisions of the ordinance by:

- 1) Remove all outside storage to zero.
- 2) Remove all rubbish and dispose of it in an approved, legal landfill.

COMPLIANCE MUST BE COMPLETED BY August 22, 2010. FAILURE TO COMPLY WILL RESULT IN LEGAL ACTION BEING BROUGHT AGAINST YOU.

NOTICE IS HEREBY GIVEN THAT AT THE CONCLUSION OF THIS CASE YOU WILL RECEIVE A SUMMARY OF ADMINISTRATIVE COSTS ASSOCIATED WITH THE PROCESSING OF SUCH VIOLATION(S), AT AN HOURLY RATE OF \$109.00 AS DETERMINED BY THE BOARD OF SUPERVISORS.

YOU WILL HAVE THE RIGHT TO OBJECT TO THESE CHARGES BY FILING A REQUEST FOR HEARING WITH THE DEPARTMENT OF CODE ENFORCEMENT WITHIN TEN (10) DAYS OF SERVICE OF THE SUMMARY OF CHARGES, PURSUANT TO SECTION 1.16.080 OF RIVERSIDE COUNTY CODE.

CODE ENFORCEMENT DEPARTMENT

By: Jane Tate, Code Enforcement Officer

EXHIBIT NO. E¹⁹



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

JOHN BOYD
Director

NOTICE OF VIOLATION

July 26, 2010

PRESTON K ALLEN / BARBARA A ALLEN
47650 KIBBERLY ANN DR
AGUANGA, CA. 92536

RE CASE NO: CV1005341 at 47650 KIBBERLY ANN DR, AGUANGA, California, Assessor's Parcel Number 583-200-038

NOTICE IS HEREBY GIVEN that property owned or controlled by you at 47650 KIBBERLY ANN DR, AGUANGA California, Assessor's Parcel Number 583-200-038, is in violation of Section(s) RCC Section No. 17.12.040 (Ord. 348) , 8.120.010 (Ord. 541), of the Riverside County Code.

Said violation is described as:

- 1) 17.12.040 (Ord. 348) - All outdoor storage is required to conform to the standards provided in the permitted uses for the size and type of property.
- 2) 8.120.010 (Ord. 541) - No person or entity shall permit the accumulation of rubbish or other material, dangerous or injurious to the health and welfare of persons or the environment, on any real property in the unincorporated area of Riverside County owned by them or under their control.

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YOU WILL HAVE THE RIGHT TO OBJECT TO THESE CHARGES BY FILING A REQUEST FOR HEARING WITH THE DEPARTMENT OF CODE ENFORCEMENT WITHIN TEN (10) DAYS OF SERVICE OF THE SUMMARY OF CHARGES, PURSUANT TO SECTION 1.16.080 OF RIVERSIDE COUNTY CODE.

CODE ENFORCEMENT DEPARTMENT

By: Jane Tate, Code Enforcement Officer

EXHIBIT NO. _____

E 20



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

JOHN BOYD
Director

NOTICE OF VIOLATION

July 26, 2010

PRESTON K. ALLEN JR.
2458 RIDGE PARK LANE
ORANGE, CA 92667

RE CASE NO: CV1005341 at 47650 KIBBERLY ANN DR, AGUANGA, California, Assessor's Parcel Number 583-200-038

NOTICE IS HEREBY GIVEN that property owned or controlled by you at 47650 KIBBERLY ANN DR, AGUANGA California, Assessor's Parcel Number 583-200-038, is in violation of Section(s) RCC Section No. 17.12.040 (Ord. 348) , 8.120.010 (Ord. 541), of the Riverside County Code.

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CODE ENFORCEMENT DEPARTMENT

By: Jane Tate, Code Enforcement Officer

EXHIBIT NO. _____

E²¹



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

JOHN BOYD
Director

NOTICE OF VIOLATION

July 26, 2010

PRESTON K. ALLEN JR.
24116 CORTE VALENTE
MURRIETA, CA 92562

RE CASE NO: CV1005341 at 47650 KIBBERLY ANN DR, AGUANGA, California, Assessor's Parcel Number 583-200-038

NOTICE IS HEREBY GIVEN that property owned or controlled by you at 47650 KIBBERLY ANN DR, AGUANGA California, Assessor's Parcel Number 583-200-038, is in violation of Section(s) RCC Section No. 17.12.040 (Ord. 348) , 8.120.010 (Ord. 541), of the Riverside County Code.

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- 2) Remove all rubbish and dispose of it in an approved, legal landfill.

COMPLIANCE MUST BE COMPLETED BY August 22, 2010. FAILURE TO COMPLY WILL RESULT IN LEGAL ACTION BEING BROUGHT AGAINST YOU.

NOTICE IS HEREBY GIVEN THAT AT THE CONCLUSION OF THIS CASE YOU WILL RECEIVE A SUMMARY OF ADMINISTRATIVE COSTS ASSOCIATED WITH THE PROCESSING OF SUCH VIOLATION(S), AT AN HOURLY RATE OF \$109.00 AS DETERMINED BY THE BOARD OF SUPERVISORS.

YOU WILL HAVE THE RIGHT TO OBJECT TO THESE CHARGES BY FILING A REQUEST FOR HEARING WITH THE DEPARTMENT OF CODE ENFORCEMENT WITHIN TEN (10) DAYS OF SERVICE OF THE SUMMARY OF CHARGES, PURSUANT TO SECTION 1.16.080 OF RIVERSIDE COUNTY CODE.

CODE ENFORCEMENT DEPARTMENT

By: Jane Tate, Code Enforcement Officer

EXHIBIT NO. _____

E²²



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

JOHN BOYD
Director

NOTICE OF VIOLATION

July 26, 2010

ESKANOS & ADLER, P.C.
2325 CLAYTON RD.
CONCORD, CA 94520

RE CASE NO: CV1005341 at 47650 KIBBERLY ANN DR, AGUANGA, California, Assessor's Parcel Number 583-200-038

NOTICE IS HEREBY GIVEN that property owned or controlled by you at 47650 KIBBERLY ANN DR, AGUANGA California, Assessor's Parcel Number 583-200-038, is in violation of Section(s) RCC Section No. 17.12.040 (Ord. 348) , 8.120.010 (Ord. 541), of the Riverside County Code.

Said violation is described as:

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NOTICE IS HEREBY GIVEN THAT AT THE CONCLUSION OF THIS CASE YOU WILL RECEIVE A SUMMARY OF ADMINISTRATIVE COSTS ASSOCIATED WITH THE PROCESSING OF SUCH VIOLATION(S), AT AN HOURLY RATE OF \$109.00 AS DETERMINED BY THE BOARD OF SUPERVISORS.

YOU WILL HAVE THE RIGHT TO OBJECT TO THESE CHARGES BY FILING A REQUEST FOR HEARING WITH THE DEPARTMENT OF CODE ENFORCEMENT WITHIN TEN (10) DAYS OF SERVICE OF THE SUMMARY OF CHARGES, PURSUANT TO SECTION 1.16.080 OF RIVERSIDE COUNTY CODE.

CODE ENFORCEMENT DEPARTMENT

By: Jane Tate, Code Enforcement Officer

EXHIBIT NO. _____ ^{E-23}



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

JOHN BOYD
Director

PROOF OF SERVICE

Case No. CV1005341

STATE OF CALIFORNIA, COUNTY OF RIVERSIDE

I, LaKeshia Covington, declare that I am a citizen of the United States and am employed in the County of Riverside, over the age of 18 years and not a party to the within action or proceeding; that my business address is at the footer of this notice.

That on July 26, 2010, I served the following documents(s):

NOTICE RE: Notice of Violation

by placing a true copy thereof enclosed in a sealed envelope(s) by **CERTIFIED MAIL, RETURN RECEIPT REQUESTED** addressed as follows:

PRESTON K ALLEN / BARBARA A ALLEN 47650 KIBBERLY ANN DR, AGUANGA, CA. 92536
OCCUPANT 47650 KIBBERLY ANN DR, AGUANGA, CA 92536
PRESTON K. ALLEN JR. 2458 RIDGE PARK LANE, ORANGE, CA 92667
PRESTON K. ALLEN JR. 24116 CORTE VALENTE, MURRIETA, CA 92562
ESKANOS & ADLER, P.C. 2325 CLAYTON RD., CONCORD, CA 94520
BARBARA ALLEN 840 CENTINELLA CT., HEMET, CA 92544-1867

XX **By First Class Mail.** I am readily familiar with the office's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service with postage thereon fully prepaid in the County of Riverside, California, in the ordinary course of business.

XX **STATE.** I declare under the penalty of perjury under the laws of the State of California that the above is true and correct.

EXECUTED ON July 26, 2010 in the County of Riverside, California.

CODE ENFORCEMENT DEPARTMENT

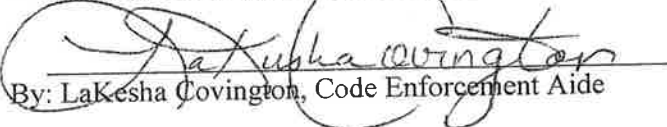

By: LaKeshia Covington, Code Enforcement Aide

EXHIBIT NO. _____

E-25



[Home](#) | [Help](#) | [Sign In](#)

[Track & Confirm](#)

[FAQs](#)

Track & Confirm

Search Results

Label/Receipt Number: **7007 1490 0003 4247 6585**

Service(s): **Certified Mail™**

Status: **Delivered**

Your item was delivered at 7:42 am on August 02, 2010 in ROCKVILLE, MD 20850.

Detailed Results:

- **Delivered, August 02, 2010, 7:42 am, ROCKVILLE, MD 20850**
- **Arrival at Unit, August 02, 2010, 6:53 am, ROCKVILLE, MD 20850**

Notification Options

Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

[Site Map](#) [Customer Service](#) [Forms](#) [Gov't Services](#) [Careers](#) [Privacy Policy](#) [Terms of Use](#) [Business Customer Gateway](#)

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7007 1490 0003 4247 6585

U.S. Postal Service
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OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

Postmark
Here

ESKANOS & ADLER, P.C.
2325 CLAYTON ROAD
CONCORD, CA 94520
CV10-05341/583

E 27

EXHIBIT NO. _____

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

REC'D JUL 28 2010

BARBARA ALLEN
 840 CENTINELLA COURT
 HEMET, CA 92544-1867
 CV10-05341/583

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

Express Mail
 Return Receipt for Merchandise
 C.O.D.
 Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label)

7007 1490 0003 4247 6592

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

2659 2427 6592 0000 0601 0000

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

Postmark
Here

BARBARA ALLEN
 840 CENTINELLA COURT
 HEMET, CA 92544-1867
 CV10-05341/583

EXHIBIT NO. _____

E 28

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

REC'D AUG 03 2010

OCCUPANT
 47650 KIBBERLY ANN DRIVE
 AGUANGA, CA 92563
 CV10-05341/583

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Handwritten Signature]*

Agent

Addressee

B. Received by (Printed Name)

[Handwritten Name]

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

Mail Express Mail

Mail Return Receipt for Merchandise

Mail C.O.D.

Delivery? (Extra Fee) Yes

2. Article Number

(Transfer from service label)

7007 1490 0003 4247 6554

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

Postmark
Here

4559 2427 6554
0003 4247 6554

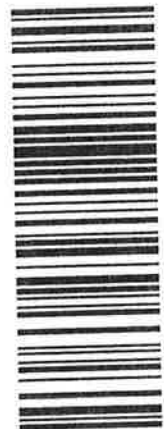
OCCUPANT
 47650 KIBBERLY ANN DRIVE
 AGUANGA, CA 92563
 CV10-05341/583

EXHIBIT NO. _____

E²⁹

County of Riverside
Code Enforcement Department
39493 Los Alamos Road
Murrieta, CA 92563

VERIFIED MAIL™



7007 1490 0003 4247 6576

FIRST CLASS



UNITED STATES POSTAGE
RIMNEY HOWES
\$05.54⁰
02 1M
0004234315
JUL 27 2010
MAILED FROM ZIP CODE 92504

REC'D AUG 04 2010

31

92559 2424 E000 0647 2002

POSTNET ADDRESS
MIXIE 923 DE 1 00 08/02/10
NOT DELIVERABLE AS ADDRESSED
RETURN TO SENDER
UNABLE TO FORWARD
RC: 925593503993 *1004-00707-27-38

POSTNET ADDRESS

R

EXHIBIT NO.

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

Postmark
Here

PRESTON K. ALLEN JR.
24116 CORTE VALENTE
MURRIETA, CA 92562
CV10-05341/583

92559 2424 E000 0647 2002



When recorded please mail to:
Riverside County Code Enforcement
Department
(District 3 Office)
39493 Los Alamos Road
Murrieta, CA 92563
Mail Stop No. 5155

Table with columns: S, R, U, PAGE, SIZE, DA, MISC, LONG, RFD, COPY. Includes handwritten entries like 'M A L', '465', '426', 'PCOR', 'NCOR', 'SMF', 'NCHG', 'EXAM', '030', and 'NCHS CO'.

NOTICE OF NONCOMPLIANCE for UNAPPROVED GRADING

In the matter of the Property of
Preston K. Allen
Barbara A. Allen

Case No.: CV10-05342



NOTICE IS HEREBY GIVEN to all persons, pursuant to Section 10 of Ordinance Number 725 of the County of Riverside, State of California, that proceedings have been commenced with respect to violations of Riverside County Ordinance No. 457, Section 4, (RCC Title 15.12) described as grading without approval from the Department of Building and Safety. Such proceedings are based upon the noncompliance of such real property, located at 47650 Kibberly Ann Drive, Aguanga, CA, and more particularly described as Assessment Parcel No. 583-200-038 and having a legal description of 20.74 ACRES GRS IN PARS F & 3 PM 056/086 PM 11213 with the requirements of Ordinance No.457, Section 4, (RCC Title 15.12).

The owner has been advised to immediately correct the above-referenced violation to avoid further action by the County of Riverside, which may include remediation or restoration to abate the public nuisance or other remedies available to the department by a court of competent jurisdiction. Any costs incurred by the County, including, but not limited to investigative, administrative and abatement costs and attorneys' fees, may become a lien on the property. Further details regarding this notice may be obtained by addressing an inquiry to the Code Enforcement Department, 39493 Los Alamos Road, Murrieta, CA 92563; Attention Code Enforcement Officer Jane Tate (951) 600-6140.

NOTICE IS FURTHER GIVEN in accordance with §17274 and §24436.5 of the California Revenue and Taxation Code, that a tax deduction may not be allowed for interest, taxes, depreciation, or amortization paid or incurred in the taxable year affected by these proceedings.

NOTICE OF FURTHER GIVEN that pursuant to Riverside County Ordinance 457.96 Section 4, 3306.03 the Department of Building and Safety may place a five year hold on the issuance of related building permits and land use approvals for this property. Any property owner aggrieved by this decision has the right to appeal to the County of Riverside Board of Supervisors.

COUNTY OF RIVERSIDE
DEPARTMENT OF CODE ENFORCEMENT

By: [Signature]
Hector Viray
Code Enforcement Department

ACKNOWLEDGMENT

State of California)
County of Riverside)

On 07/14/10 before me, Elizabeth B. Ross, Notary Public, personally appeared Hector Viray, 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]
Commission # 1838743 Comm. Expires March 12, 2013

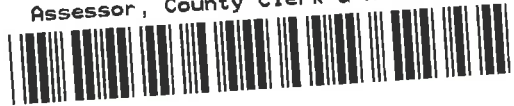


EXHIBIT NO. 4

When recorded please mail to:
Riverside County Code Enforcement Department
(District 3 Office)
39493 Los Alamos Road
Murrieta, CA 92563
Mail Stop No. 5155

DOC # 2010-0335468
07/19/2010 08:00A Fee:NC

Page 1 of 1
Recorded in Official Records
County of Riverside
Larry W. Ward
Assessor, County Clerk & Recorder



NOTICE OF NONCOMPLIANCE

In the matter of the Property of)
Preston K. Allen) Case No. CV10-05341
Barbara A. Allen)

030

NOTICE IS HEREBY GIVEN to all persons, pursuant to Section 10 of Ordinance Number 725 of the County of Riverside, State of California, that proceedings have been commenced with respect to violations of Riverside County Ordinance No. 348, (RCC Title 17.16.010) described as Excessive Outside Storage and Riverside County Ordinance No. 541, (RCC Title 8.120.010) described as Accumulated Rubbish. Such proceedings are based upon the noncompliance of such real property, located at 47650 Kibberly Ann Drive, Aguanga, CA, and more particularly described as Assessor's Parcel Number 583-200-038 and having a legal description of 20.74 ACRES GRS IN PARS F & 3 PM 056/086 PM 11213, Records of Riverside County, with the requirements of Ordinance No. 348 and 541, (RCC Title 17.16.010 and 8.120.010).

The owner has been advised to immediately correct the above-referenced violations to avoid further action by the County of Riverside which may include demolition, removal, razing, etc., to abate the public nuisance. Any costs incurred by the County, including, but not limited to investigative, administrative and abatement costs and attorneys' fees, may become a lien on the property. Further details regarding this notice may be obtained by addressing an inquiry to the Code Enforcement Department, 39493 Los Alamos Road, Murrieta, CA 92563; Attention Code Enforcement Officer Jane Tate, (951) 600-6140.

NOTICE IS FURTHER GIVEN in accordance with §17274 and §24436.5 of the California Revenue and Taxation Code, that a tax deduction may not be allowed for interest, taxes, depreciation, or amortization paid or incurred in the taxable year affected by these proceedings.

COUNTY OF RIVERSIDE
DEPARTMENT OF CODE ENFORCEMENT

By Hector Viray
Hector Viray
Code Enforcement Department

ACKNOWLEDGMENT

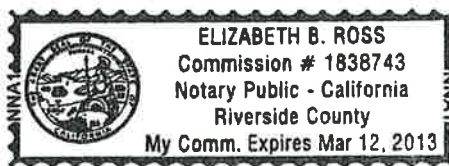
State of California)
County of Riverside)

On 07/14/10 before me, Elizabeth B. Ross, Notary Public, personally appeared Hector Viray, 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.

Elizabeth B. Ross
Commission # 1838743 Comm. Expires March 12, 2013



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EXHIBIT NO.

PAMELA J. WALLS
County Counsel

OFFICE OF COUNTY COUNSEL
COUNTY OF RIVERSIDE



KATHERINE A. LIND
Assistant County Counsel

3960 ORANGE STREET, SUITE 500
RIVERSIDE, CA 92501-3674
TELEPHONE: 951/955-6300
FAX: 951/955-6322 & 951/955-6363

November 30, 2010

**NOTICE TO CORRECT COUNTY ORDINANCE VIOLATIONS AND
ABATE PUBLIC NUISANCE**

TO: Owners and Interested Parties
(See Attached Proof of Service
and Notice List)

Case Nos.: CV 10-05341 & CV 10-05342
APN: 583-200-038; ALLEN
Property: 47650 Kibberly Ann Dr., Aguanga

NOTICE IS HEREBY GIVEN that a hearing will be held before the Riverside County Board of Supervisors pursuant to Riverside County Ordinance Nos. 457 (RCC Title 15), 348 & 541 (RCC Title Nos. 17 & 8) and 725 (RCC Title 1) to consider the abatement of the grading without permits, excessive outside storage of materials and accumulated rubbish located on the SUBJECT PROPERTY described as 47650 Kibberly Ann Dr., Aguanga, **Riverside County, California**, and more particularly described as Assessor's Parcel Number 583-200-038.

YOU ARE HEREBY DIRECTED as owner of the SUBJECT PROPERTY, to appear at this hearing to show cause why the SUBJECT PROPERTY should not be condemned as a public nuisance and be abated by removing the accumulated rubbish and excessive outside storage from the real property. You are further directed to show cause why the SUBJECT PROPERTY should not be condemned as a public nuisance and be abated by demonstrating compliance with a restoration assessment from Riverside County Department of Building and Safety or by complete restoration/remediation of the un-permitted grading so as to return the SUBJECT PROPERTY to its previous natural condition. Additionally, notice is hereby given that Riverside County Ordinance No. 457 allows for the Department of Building and Safety to place a five year flag on the issuance of building permits and land use approvals for property that has been graded without approval or permits. The Code Enforcement Department will request that the five year flag be placed on the SUBJECT PROPERTY at the hearing.

SAID HEARING will be held on **Tuesday, January 11, 2011, at 9:30 a.m.** in the Board of Supervisors Room, County Administrative Center, 4080 Lemon Street, 1st Floor Annex, Riverside, California at which time and place pertinent evidence will be received and/or testimony from all concerned parties will be heard. Failure to appear on your behalf will result in the exclusion of your testimony, and facts as known to the Code Enforcement Department ("Department") will be presented to the Board of Supervisors for consideration and deliberation in this matter.

Please be advised that the costs already accrued in this case, including but not limited to, enforcement and investigation costs, are recoverable by the Department, as allowed under Riverside County Ordinance No. 725. The Department may seek recovery of such costs from the property owner(s) which may result in a special assessment lien against the SUBJECT PROPERTY. Additionally, should the Department abate the property, the costs associated therewith, as well as all abatement costs allowed under Riverside County Ordinance No. 725 (RCC Title 1), will be sought from the property owner(s) and/or may result in a special assessment lien against the property.

You are encouraged to contact Supervising Code Enforcement Officer Hector Viray at (951) 600-6140 or the undersigned prior to the hearing. Please meet the undersigned and Brian Black, Code Enforcement Senior Officer, at 9:00 a.m. on the day of the hearing in the lobby of the 1st floor annex in front of the Clerk of the Board's Office to discuss the case.

PAMELA J. WALLS
Riverside County Counsel


L. Alexandra Fong
Deputy County Counsel

EXHIBIT NO. _____

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NOTICE LIST

Subject Property: 47650 Kibberly Ann Drive, Aguanga
 Case Nos.: CV 10-05341 & CV 10-05342; APN: 583-200-038; District 3

PRESTON K. ALLEN, JR.
 BARBARA A. ALLEN
 47650 KIBBERLY ANN DRIVE
 AGUANGA, CA 92536

DISCOVER BANK
 C/O ESKANOS & ADLER
 2325 CLAYTON RD.
 CONCORD, CA 94520

<p>SENDER: COMPLETE THIS SECTION</p> <p>2. Article Number <i>CV 10-05341 & 10-05342 (Allen) AGT 2</i> (Transfer from service label) 7010 0290 0002 1422 4855</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	<p>COMPLETE THIS SECTION ON DELIVERY</p> <p>A. Signature <i>Barbara A. Allen</i></p> <p>B. Received by (Printed Name) <i>Barbara A. Allen</i></p> <p>C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p>
<p>1. Article Addressed to:</p> <p>PRESTON K ALLEN JR BARBARA A ALLEN 47650 KIBBERLY ANN DRIVE AGUANGA CA 92536</p>	<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Registered Mail <input type="checkbox"/> Insured Mail <input type="checkbox"/> Express Mail <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>



<p>SENDER: COMPLETE THIS SECTION</p> <p>2. Article Number <i>CV 10-05341 & 10-05342 (Allen) AGT 2</i> (Transfer from service label) 7010 0290 0002 1422 4852</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	<p>COMPLETE THIS SECTION ON DELIVERY</p> <p>A. Signature <i>Miriam Brackeen, L.E.</i></p> <p>B. Received by (Printed Name) <i>Miriam Brackeen, L.E.</i></p> <p>C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p>
<p>1. Article Addressed to:</p> <p>DISCOVER BANK C/O ESKANOS & ADLER 2325 CLAYTON RD CONCORD CA 94520</p>	<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Registered Mail <input type="checkbox"/> Insured Mail <input type="checkbox"/> Express Mail <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>



EXHIBIT NO. 25

1 **PROOF OF SERVICE**
Case Nos. CV 10-05341 & CV10-05342

2
3 STATE OF CALIFORNIA, COUNTY OF RIVERSIDE

4 I, Brenda Peeler, declare that I am a citizen of the United States and am employed in the County of
5 Riverside, over the age of 18 years and not a party to the within action or proceeding; that my
6 business address is 3960 Orange Street, Suite 500, Riverside, California 92501.

7 That on November 30, 2010, I served the following document(s):

8 **NOTICE TO CORRECT COUNTY ORDINANCE VIOLATIONS**
9 **AND ABATE PUBLIC NUISANCE**

10 by placing a true copy thereof enclosed in a sealed envelope(s) addressed as follows:

11 **Owners or Interested Parties**
12 **(see attached notice list)**

13 XX **BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED.** I am "readily familiar"
14 with the office's practice of collection and processing correspondence for mailing. Under
15 that practice it would be deposited with the U.S. Postal Service on that same day with
16 postage thereon fully prepaid at Riverside, California, in the ordinary course of business.

17 **BY PERSONAL SERVICE:** I caused to be delivered such envelope(s) by hand to the offices
18 of the addressee(s).

19 XX **STATE - I declare under penalty of perjury under the laws of the State of California that the**
20 **above is true and correct.**

21 **FEDERAL - I declare that I am employed in the office of a member of the bar of this court at**
22 **whose direction the service was made.**

23 EXECUTED ON November 30, 2010, at Riverside, California.

24 
25 _____
26 BRENDA PEELER

27
28 **EXHIBIT NO.** 63



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

GLENN BAUDE
Director

AFFIDAVIT OF POSTING OF NOTICES

December 7, 2010

RE CASE NO: CV1005341 and CV10-05342

I, Mark Mandel, hereby declare:

I am employed by the Riverside County Code Enforcement Department; that my business address is 39493 Los Alamos Road, Suite #A, Murrieta, California 92563 .

That on 12/6/10 at 1:39 PM, I securely and conspicuously posted Notice to Correct County Ordinance Violations and Abate Public Nuisance on the vehicle gate entrance that gives access to a dirt road leading to the property described as:

Property Address: 47650 KIBBERLY ANN DR, AGUANGA

Assessor's Parcel Number: 583-200-038

I declare under the penalty of perjury that the foregoing is true and correct.

Executed on December 7, 2010 in the County of Riverside, California.

CODE ENFORCEMENT DEPARTMENT

By: Mark Mandel, Code Enforcement Officer

EXHIBIT NO. G⁴

**Riverside County Board of Supervisors
Request to Speak**

Submit request to Clerk of Board (right of podium),
Speakers are entitled to three (3) minutes, subject
Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: JACK MUNROE

Address: 40485 MURRIETA HOT SPRINGS RD.
(only if follow-up mail response requested) STG. B-4

City: MURRIETA **Zip:** 92563

Phone #: 951-852-6625

Date: 1/11/2011 **Agenda #** 9.7

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

 Support **Oppose** X **Neutral**

Note: If you are here for an agenda item that is filed
for "Appeal", please state separately your position on
the appeal below:

 Support **Oppose** + **Neutral**

I give my 3 minutes to: _____