

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

522 A



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:
JUN 19 2012

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 179, Item 175.
Last assessed to: Walter K. Becker and Jeanne J. Becker, husband and wife, as joint tenants.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from David S. Halper DBA Timezone agent for Anthony J. Caciagli for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 573110012-8;
- 2) Approve the claim from Jeanne Janine Becker AKA Jeanne J. Becker, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 573110012-8;

(Continued on Page 2)

BACKGROUND: (Continued on page two)

Don Kent, Treasurer-Tax Collector

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 35,945.05	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2012-13

SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY:
Karen L. Johnson

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Buster, Stone, Benoit and Ashley
Nays: None
Absent: Tavaglione
Date: November 20, 2012
xc: Treasurer, Auditor

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Prev. Agn. Ref.:

District: 3/3

Agenda Number:

9.8

FORM APPROVED BY COUNTY COUNSEL

BY: Dale A. Gardner DATE: 6/19/12

Departmental Concurrence

Consent Policy
 Consent Policy

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

BOARD OF SUPERVISORS

Form 11:

Page 2

RECOMMENDED MOTION: (Continued)

- 3) Authorize and direct the Auditor-Controller to issue warrants to David S. Halper DBA Timezone Agent for Anthony J. Caciagli in the amount of \$9,151.00 and Jeanne Janine Becker AKA Jeanne J. Becker in the amount of \$26,794.05 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 17, 2008 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 12, 2008. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on June 9, 2008, to parties of interest as defined in Section 4675 of said code. Parties of interest have been determined by an examination of lot book reports as well as Assessor's and Recorder's records, and various research methods were used to obtain current mailing addresses for these parties of interest.

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

- 1) Claim from David S. Halper DBA Timezone agent for Anthony J. Caciagli based on an Agent Agreement/Authority to Act dated May 16, 2009 and an Assignment of Deed of Trust recorded December 31, 1992 as Instrument No. 499974.
- 2) Claim from Jeanne Janine Becker AKA Jeanne J. Becker based on a Grant Deed recorded October 8, 1991 as Instrument No. 349461.

Pursuant to Section 4675 (a) & (e) of the California Revenue and Taxation Code, it is the recommendation of this office that David S. Halper DBA Timezone agent for Anthony J. Caciagli be awarded excess proceeds in the amount of \$9,151.00 and Jeanne Janine Becker AKA Jeanne J. Becker be awarded excess proceeds in the amount of \$26,794.05. 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.

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

To: Paul McDonnell, Treasurer and Tax Collector

Re: Claim for Excess Proceeds

RECEIVED
2009 MAY 11 PM 1:27
RIVERSIDE COUNTY
TREASURER - TAX COLLECTOR

TC179 Item 175 Assessment No.: 573-110-012-8

Assessee: Becker, Walter K. and Jeanne J.

Situs:

Date Sold: March 17th, 2008

Date Deed to Purchaser Recorded: May 12th, 2008

Final Date to Submit Claim: May 12th, 2009

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$ 9,151.00 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. _____; recorded on _____. 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.

- AGENT AGREEMENT / AUTHORITY TO ACT
- ASSIGNMENT OF DEED OF TRUST (Document #92-499974)
- DEED OF TRUST WITH ASSIGNMENT OF RENTS (Document #91-349462)
- LOST NOTE AFFIDAVIT AND STATEMENT OF AMOUNT DUE AND OWING

COPY OF RECEIPT FOR POST OFFICE BOX & CHECKS FROM DAVID AND DANUTA HUNTER BANK STATEMENTS FOR MARK III FINANCIAL AND CHECK & CHECK FROM WALTER BECKER
If the property is held in Joint Tenancy, the taxsale process has severed this Joint Tenancy, and all Joint Tenants will have to sign the claim unless the claimant submits proof that he or she is entitled to the full amount of the claim, the claimant may only receive his or her respective portion of the claim. & FBN STATEMENT

I/We affirm under penalty of perjury that the foregoing is true and correct.
Executed this 5th day of MAY, 2009 at RIVERSIDE, CALIFORNIA,
County, State

[Signature]
Signature of Claimant

Signature of Claimant

David S. Halper dba Timezone
Print Name

Print Name

904 Silver Spur Rd. #363
Street Address

Street Address

Rolling Hills Est., CA 90274
City, State, Zip

City, State, Zip

(310) 265-0220
Phone Number

Phone Number

Declaration of David S. Halper

I, David S. Halper, declare the following;

I present to the Riverside County Treasurer-Tax Collector the following documents;

I present to the Riverside County Treasurer-Tax Collector, "CLAIM FOR EXCESS PROCEEDS" form claiming the EXCESS PROCEEDS as the CLAIMANT by virtue of the attached notarized instruments titled, "AGENT AGREEMENT / AUTHORITY TO ACT". I have been granted this Power of Attorney by Anthony Caciagli, here forward, "CACIAGLI". I declaring that Pursuant to Section 4675 of the California Revenue and Taxation Code, subsection (c), I have advised this Party of Interest of his right to file this claim on his own behalf and have disclosed the amount to him as evidenced by these documents.

This claim involves one parcel:

Parcel 573-110-012-8 Sold March 17th, 2008

The Total amount of excess proceeds being claimed is \$9,151.00

A Deed of Trust and Promissory Note was executed by the current Assesseees Walter K. Becker and Jeanne J. Becker on or about September 30th, 1991. The certain **DEED OF TRUST WITH ASSIGNMENT OF RENTS** was recorded on or about October 9th in the Official Records of the County of Riverside as **Document Number 91-349462**. I have attached hereto a Certified Copy of the DEED OF TRUST WITH ASSIGNMENT OF RENTS as **EXHIBIT A**

The DEED OF TRUST WITH ASSIGNMENT OF RENTS was assigned to "Mark III Financial "as evidenced by the certified copy of the **ASSIGNMENT OF DEED OF TRUST** which was recorded in the official records of the County of Riverside on December 31st, 1992 as **Document 92-499974**. Please note the mailing address noted in the upper left corner of this document references a P.O. Box 19053 in Anaheim, California, 92817. **EXHIBIT B**

I present to the Riverside County Treasurer-Tax Collector a copy of **FICTITIOUS BUSINESS NAME STATEMENT** for Mark III Financial. This Document was filed with the County Clerk in Orange County California by Anthony Caciagli. Therefore, Mark III Financial is a DBA (doing business as) name for Mr. Caciagli. CACIAGLI was in the business of loaning money for real estate transactions. CACIAGLI commenced to do business under this fictitious name on or about march 1988 as evidenced by his entry in Box #5. **EXHIBIT C**

I present to the Riverside County Treasurer-Tax Collector a copy of Original **RECEIPT FOR POST OFFICE BOX/CALLER SERVICE FEES** dated September 14th, 1993. The Box number referenced on this document is **19053** which is the same P.O. Box number referenced on the aforementioned ASSIGNMENT OF DEED OF TRUST. **EXHIBIT D** (Original provided upon request.)

I present to the Riverside County Treasurer-Tax Collector a copy of **BANK OF AMERICA BANK STATEMENT** for Anthony Caciagli and Mark III Financial for the Statement Period of May 11 thru June 12, 1995 and May 1 thru June 30, 2008. **EXHIBIT E**

I present to the Riverside County Treasurer-Tax Collector a copy of **PAYMENT** from Walter K. Becker, one of the last assesseees, on March 3rd, 2008. This payment is in the amount of \$322.50. **EXHIBIT F**

I present to the Riverside County Treasurer-Tax Collector a **LOST NOTE AFFIDAVIT** executed by CACIAGLI before a Notary Public on March 26th, 2009. **EXHIBIT G**

I present to the Riverside County Treasurer-Tax Collector a **STATEMENT OF AMOUNT DUE AND OWING** executed by CACIAGLI before a Notary Public on March 26th, 2009. CACIAGLI affirms that the balance due is **\$9,151.00** as of the date of the sale by the Riverside County Tax Collector on March 12th, 2008. **EXHIBIT H**

CACIAGLI is entitled to the excess proceeds as I located no liens and no documents recorded prior to the date of the sale.

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///

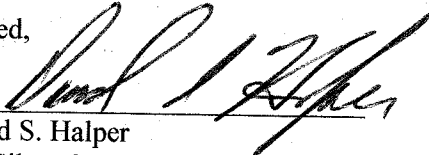
///

CACIAGLI does not contest this sale of the fore mentioned property and accepts this sale by the Riverside County Treasurer Tax Collector as binding upon him and/or his successors. By virtue of the attached documentation, I am asking the Riverside County Treasurer Tax Collector and the County Board of Supervisors to approve this claim.

Furthermore, for the reasons stated and the documentation referenced above and attached hereto, I, David S. Halper, DBA TIMEZONE, hereby have the right to, and do claim, the EXCESS PROCEEDS resulting from the sale of this property referenced herein by the Riverside County Treasurer Tax Collector. Please make the checks payable to "ANTHONY CACIAGLI AND TIMEZONE" and mail to **904 Silver Spur Rd #363, Rolling Hills Estates, CA 90274**

I swear the foregoing is true and correct under the penalty of perjury under the laws of the State of California.
Executed this 6th day of MAY, 2009 at Temecula, California.

Signed,



David S. Halper
904 Silver Spur Rd #363
Rolling Hills Estates, CA 90274
310-265-0220
310-265-0221 Fax



AGENT AGREEMENT/AUTHORITY TO ACT

I (we), Anthony J. Caciagli, a party of interest*, (hereafter "CACIAGLI") hereby engage the services of David S. Halper DBA Timezone, located at 904 Silver Spur Rd., #363, Rolling Hills Estates, CA 90274 (hereafter "AGENT"), as of this 16 day of May, 2008.

CACIAGLI hereby irrevocably retains and employs AGENT for the sole purpose of enforcing, collecting and/or distributing undistributed, unclaimed, undelivered tenders, funds or excess proceeds (hereafter "CLAIM") IN THE APPROXIMATE AMOUNT OF \$9,227.65. These funds are in reference to Assessors Parcel Number (APN) 573-110-012 which the Riverside County Tax Collector sold at public auction on March 17th, 2008.

I (We), Anthony J. Caciagli, have been advised that I (we) have the right to file this CLAIM on my (our) own behalf, without representation. Therefore, this Agreement appoints AGENT to collect and distribute the aforementioned CLAIM. CACIAGLI IS NOT SELLING HIS RIGHT TO THIS CLAIM, but merely naming AGENT for CACIAGLI'S assistance in collecting the CLAIM.

AGENT shall be paid a fee (hereafter "FEE"), from the proceeds as set forth in the FINDERS FEE AGREEMENT dated May 5th, 2008. In consideration for such fee, AGENT agrees to perform such services as are reasonably necessary to collect the CLAIM. The FEE shall include all AGENT's expenses. In the event of any dispute between CACIAGLI and AGENT, the prevailing party shall be entitled to recovery reasonable attorney's fees and costs. THIS AGREEMENT IS LIMITED TO THE ENFORCEMENT, COLLECTION AND DISBURSEMENT OF THE ABOVE REFERENCED CLAIM**.

CACIAGLI requests the allowable CLAIM to be paid immediately as set forth below:

Please remit to: Anthony J. Caciagli and Timezone, and mail to: 904 Silver Spur Road, No. 363, Rolling Hills Estates, CA 90274.

Any modifications of this Agreement must be in writing signed by both parties.

X [Signature] Anthony J. Caciagli 4860 Glen Hollow Circle Oceanside, CA 92057

Date: 5/16/08

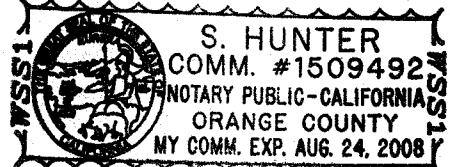
NOTARY ACKNOWLEDGEMENT

State of California County of San Diego

On 05/16/08 before me, S. HUNTER, Notary Public, personally appeared *****Anthony J. Caciagli***** 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 [Signature] (Seal)



* As defined in section 4675 of the California Revenue and Taxation Code. ** In construing this instrument, and where the context so requires, the singular includes the plural.

Record Number 4136-C
Order Number 530661-24

SPACE ABOVE THIS LINE FOR RECORDING USE

DEED OF TRUST WITH ASSIGNMENT OF RENTS

THIS IS A PURCHASE MONEY 2ND DEED OF TRUST AND IS GIVEN TO SECURE A PORTION OF THE PURCHASE PRICE OF THE HEREIN DESCRIBED PROPERTY. This DEED OF TRUST, made this 25th day of September, 1991

WALTER K. BECKER and JEANNE V. BECKER, husband and wife

herein called TRUSTOR,

whose address is 653 Morrow Rd., Fallbrook, California 92028
(Number and Street) (City) (State)

RECON ENTERPRISES, INCORPORATED

a California corporation, herein called TRUSTEE, and

DAVID C. HUNTER and DANUTA M. HUNTER, husband and wife, as community property

herein called BENEFICIARY, unincorporated and

WITNESSETH: That Trustor grants to Trustee in Trust, with Power of Sale, that property in the County of Riverside, State of California, described as: The North half of the Southeast quarter of the Southeast quarter of the Northwest quarter of Section 9, Township 7 South, Range 3 East, San Bernardino Meridian, in the County of Riverside, State of California, according to the official map thereof.

Said land is shown as parcel 10 on a map file in book 51, pages 27 of Records of Surveys, in the Office of the County Recorder of said County.

Together with the rents, issues and profits thereof, subject, however, to the right, power and authority hereinafter given to and conferred upon Beneficiary to collect and apply such rents, issues and profits.

For the Purpose of Securing (1) payment of the sum of \$ 30,011.27 with interest thereon according to the terms of a promissory note or notes of even date herewith made by Trustor, payable to order of Beneficiary, and extensions or renewals thereof, and (2) the performance of each agreement of Trustor incorporated by reference or contained herein (3) Payment of additional sums and interest thereon which may hereafter be loaned to Trustor, or his successors or assigns, when evidenced by a promissory note or notes reciting that they are secured by this Deed of Trust.

To protect the security of this Deed of Trust, and with respect to the property above described, Trustor expressly makes each and all of the agreements, and adopts and agrees to perform and be bound by each and all of the terms and provisions set forth in subdivision A, and is mutually agreed that each and all of the terms and provisions set forth in subdivision B of the Notorious deed of trust recorded in Orange County August 17, 1984, and in all other counties opposite the name of such county, namely:

COUNTY	BOOK	PAGE	COUNTY	BOOK	PAGE	COUNTY	BOOK	PAGE	COUNTY	BOOK	PAGE
Alameda	1288	586	Kings	659	713	Placer	1020	378	Sierra	36	187
Alpine	5	1303	Lake	437	110	Plumas	100	1307	Elk	508	782
Amador	138	428	Lassen	182	387	Riverside	3778	347	Butte	1887	821
Butte	1350	336	Los Angeles	13878	874	Sacramento	6039	124	Sonoma	2087	427
Calaveras	108	513	Madras	811	138	San Benito	380	408	Stanislaus	1070	68
Colusa	323	391	Mariposa	1248	82	San Bernardino	6219	798	Sutter	855	583
Contra Costa	4984	1	Mendocino	80	459	San Francisco	4-884	898	Tehama	487	183
Del Norte	101	849	Merced	1040	783	San Joaquin	8856	283	Trenton	108	588
El Dorado	704	828	Modoc	191	83	San Luis Obispo	8211	137	Tulare	2838	188
Fresno	5052	023	Monterey	287	328	San Mateo	4778	178	Yuba	177	188
Glenn	488	78	Napa	704	742	Santa Barbara	2888	881	Ventura	2887	237
Humboldt	891	83	Orange	7102	18	Santa Clara	8828	884	Yolo	788	18
Imperial	1189	701				Santa Cruz	1838	887	Yuba	388	483
Inyo	888	874				Shasta	800	833			
Kern	3758	880				San Diego	BECKER 5 Book 1984, Page 140774				

shall here to and bind the parties hereto, with respect to the property above described, said agreements, terms and provisions contained in said subdivision A and B, (referred to in this deed and printed on the reverse side hereof) are by the within reference thereto, incorporated herein and made a part of this Deed of Trust for all purposes as fully set forth at length herein, and Beneficiary may charge for a statement regarding the obligation secured hereby, provided the charge therefor does not exceed the maximum allowed by law.

The undersigned Trustor, requests that a copy of any notice of default and any notice of sale hereunder be mailed to him at his address hereinbefore set forth.

In accordance with Section 2924b, Civil Code, request is hereby made by the undersigned TRUSTOR that a copy of any Notice of Default and a copy of any Notice of Sale under Deed of Trust recorded in Book _____, Page _____, Official Records of _____ County, California, as affecting above described property, executed by _____ as Trustor in which _____ is named as Beneficiary, and _____ be mailed to _____ whose address is _____ (Number and Street) _____ (City) _____ (State) _____ (Zip)

STATE OF CALIFORNIA
COUNTY OF Riverside
On September 30, 1991
before me, the undersigned, a Notary Public in and for said State,
personally appeared WALTER K. BECKER and
JEANNE V. BECKER * * * * *

Signature of Trustor
Walter K. Becker
Jeanne V. Becker

personally appeared to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.
Signature Colleen Willard



(This area for official notarial seal)

CHICAGO TITLE COMPANY

RECORDED
AT 2:00 PM
OCT - 8 1991

498974

RECORDING REQUESTED BY
ACCOMMODATION #2140
AND WHEN RECORDED MAIL TO

NAME
STREET
ADDRESS
CITY, STATE &
ZIP CODE

MARK III FINANCIAL
PO Box 19053
Anaheim, CA 92817

(SPACE ABOVE THIS LINE FOR RECORDER'S

RECEIVED FOR RECORD
AT 2:00 O'CLOCK

DEC 31 1992

[Handwritten signature]

5
64

ASSIGNMENT OF DEED OF TRUST

FOR VALUE RECEIVED, the undersigned grants, assigns and transfers to MARK III FINANCIAL

all beneficial interest under that certain Deed of Trust dated SEPTEMBER 25, 1991

executed by WALTER K. BECKER AND JEANNE J. BECKER,

to RECON ENTERPRISES, INCORPORATED Trustee

and recorded OCT. 8, 1991, as document No. 349462 in Book _____ Page _____

of Official Records in the office of the County Recorder of RIVERSIDE County, California, describing land therein as:

THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 7 SOUTH, RANGE 3 EAST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL MAP, THEREOF. SAID LAND IS SHOWN AS PARCEL 10 ON A MAP FILED IN BOOK 61, PAGE 27 OF RECORDS OF SURVEYS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

TOGETHER with the note or notes therein described or referred to, the money due and to become due thereon with interest and all rights accrued or to accrue under said Deed of Trust

Date: 12/21/92

[Signature]
DAVID C. HUNTER

[Signature]
DANUTA M. HUNTER

STATE OF CALIFORNIA
COUNTY OF Orange
On this 21st day of December, 1992
before me, the undersigned a Notary Public in and for said State

personally appeared
David C. Hunter
Danuta M. Hunter

personally known to me (or proved to me as the true and lawful signatory) to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed it for the purposes and consideration therein expressed.

Witness my hand and official seal
[Signature]
Notary Public in and for said State



COUNTY OF _____
On this _____ day of _____, 19____
before me, the undersigned a Notary Public in and for said State personally appeared _____

and _____ personally known to me (or proved to me as the true and lawful signatory) to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed it for the purposes and consideration therein expressed.

Witness my hand and official seal
Notary Public in and for said State

THIS DOCUMENT IS FILED FOR RECORD BY FIDELITY NATIONAL TITLE INS. CO. AS AN ACCOMMODATION ONLY. IT HAS NOT BEEN EXAMINED AS TO ITS EXECUTION OR AS TO ITS EFFECT UPON THE TITLE. ACCOMO #2140

Title Order No. _____
Notary Public in and for said State

Notary Public in and for said State

REMEMINDER

- 1. Submit original and 3 copies.
- 2. Filing fee \$29.00 for one business name. \$5.00 for each additional business name. \$5.00 for each additional partner after first two.
- 3. Provide return stamped envelope if mailed.

New Fictitious Business Name Statement

Refile. List previous Fictitious Business No. _____

GARY L. GRANVILLE, COUNTY CLERK
 211 W. SANTA ANA BOULEVARD
 POST OFFICE BOX 22013
 SANTA ANA, CA 92702-2013

THIS STATEMENT WAS FILED WITH THE COUNTY CLERK OF ORANGE COUNTY ON DATE INDICATED BY FILE STAMP BELOW.

FICTITIOUS BUSINESS NAME STATEMENT

(TYPE ALL INFORMATION)

THE FOLLOWING PERSON(S) IS (ARE) DOING BUSINESS AS:
 DO NOT ABBREVIATE—DO NOT USE POST OFFICE BOX

1.	Fictitious Business Name(s) MARK III FINANCIAL	Business Phone No.
2.	Street Address, City & State of Principal place of Business in California 435 SOUTH ANAHEIM HILLS RD # 327 ANAHEIM CA. 92807	Zip Code
	Full name of Registrant ANTHONY CACIAGLI	Social Security No. [REDACTED] If corporation—show state of incorporation
	Residence Address 435 So ANAHEIM HILLS RD # 327 ANAHEIM CA 92807	City State Zip Code
	Full name of Registrant	Social Security No. If corporation—show state of incorporation
	Residence Address	City State Zip Code
	Full name of Registrant	Social Security No. If corporation—show state of incorporation
	Residence Address	City State Zip Code
4.	(CHECK ONE ONLY) This business is conducted by (<input checked="" type="checkbox"/>) an individual () a general partnership () a limited partnership () an unincorporated association other than a partnership () a corporation () a business trust () co-partners () husband and wife () joint venture () other—please specify	
5.	THE REGISTRANT(S) COMMENCED TO TRANSACT BUSINESS UNDER THE FICTITIOUS BUSINESS NAME(S) LISTED ABOVE ON: DATE: MARCH 1988 (Please read directions on reverse side before entering date)	NOTICE: THIS FICTITIOUS NAME STATEMENT EXPIRES FIVE YEARS FROM THE DATE IT WAS FILED IN THE OFFICE OF THE COUNTY CLERK. A NEW FICTITIOUS BUSINESS NAME STATEMENT MUST BE FILED BEFORE THAT TIME. THE FILING OF THIS STATEMENT DOES NOT OF ITSELF AUTHORIZE THE USE IN THIS STATE OF A FICTITIOUS BUSINESS NAME IN VIOLATION OF THE RIGHTS OF ANOTHER UNDER FEDERAL, STATE, OR COMMON LAW (SEE SECTION 14400 ET SEQ., BUSINESS AND PROFESSIONS CODE).
6.	Signature Anthony Caciagli ANTHONY CACIAGLI (TYPE OR PRINT NAME)	If Registrant is a corporation sign below: Corporation Name _____ Signature & Title _____

FILED

MAY 12 1994

GARY L. GRANVILLE, County Clerk

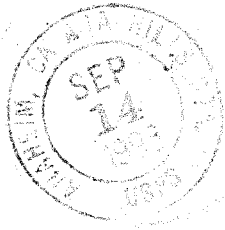
By _____ DEPUTY

FICTITIOUS BUSINESS NO.

F608425

184

Always show your P.O. Box No. and ZIP Code in your return address

Received Post Office Box/Caller Service Fees From: (Name of Customer) Mark III Financial		Amount \$ 35⁰⁰
Information on your Form 1093, Application for Post Office Box or Caller Service , must be updated if it has changed. For regulations pertaining to P.O. boxes, see rules for use of Post Office Box and Caller Service on Form 1093. (May 1976 or later editions).		(Dating Stamp)
Box Number 19053	<input type="checkbox"/> For one semiannual payment period <input checked="" type="checkbox"/> For Annual payment period <input type="checkbox"/> Reserved Number Fee Ending (Date) 9-30-94	 Original
Postmaster By KW Thank you		

PS Form 1538 RECEIPT FOR POST OFFICE BOX/CALLER SERVICE FEES
Apr. 1988

*Original provided upon request.

P.O. Box 30746
Los Angeles, CA 90030-0746

2466
E 9-2

Your Bank of America VERSATEL Checking Statement

Statement Period:
May 11 through June 12, 1995

Account Number: XXXXXXXXXX

At Your Service
Call: 619-630-3220, 24 hours,
7 days a week

West Vista Branch
1737 W Vista Way
Vista, CA 92083-6118

Customer since 1978
Bank of America appreciates your
business and we enjoy serving you.



ANTHONY CACIAGLI
MARK III FINANCIAL
4860 GLENHOLLOW CIR
OCEANSIDE CA 92057-7940

Summary of Your VERSATEL Checking Account

Beginning Balance on 05/11/95	\$2,860.25
Total Deposits and Credits	+ 10,373.77
Total Checks and Withdrawals	- 1,759.25
Account Fees	- 5.50
Ending Balance	\$11,469.27

Number of branch/ATM deposits	2
Number of checks paid	9
Number of 24 Hour Customer Service Calls	
Self-Service	1
Assisted	0

Important Information About Your Account

You may make six 24-Hour Customer Service calls per account free of call fees each statement period. In addition, many types of assisted calls are not subject to the call fee and are not included in the number of calls that appears on your statement.

Bank of America News

Receive the first month of Business Connect free of the standard monthly fee, a \$39.95 value! Sign up by June 30 and you will also receive Business Connect Account Reconciliation Service free for the life of the account. Call us at 800-477-5899 ext. 935 or stop by your branch today.

Account Activity

Date Posted	Description	Reference #	Debits	Credits	Daily Balance
05/11	Check # 82		\$ 200.00		
05/15	Check # 83		\$ 141.00		\$2,660.25
05/15	Check # 85		100.78		
05/16	Check # 86		\$ 247.24		\$2,418.47
05/17	Check # 84		\$ 81.16		\$2,171.23
06/05	Deposit			\$ 9,116.46	\$2,090.07
06/05	Check # 88		\$ 99.12		

2466 P P
11-4

**Your Bank of America
Business VERSATEL
Checking Statement**

Statement Period:
May 1 through May 30, 2008

Account Number: XXXXXXXXXX

At Your Service
Call: 760.630.3220

Written Inquiries
Bank of America
West Vista Branch
PO Box 37176
San Francisco, CA 94137-0001

Customer since 1978
Bank of America appreciates your
business and we enjoy serving you.

Our free Online Banking service allows you to check balances, track account activity, pay bills and more. With Online Banking you can also view up to 18 months of this statement online. Enroll at www.bankofamerica.com/smallbusiness.

Summary of Your Business VERSATEL Checking Account

Beginning Balance on 05/01/08	\$10,369.23
Total Deposits and Credits	+ 4,019.62
Total Checks, Withdrawals, Transfers, Account Fees	- 5,000.00
Ending Balance	\$9,388.85

Number of checks paid	1
Number of electronic checks paid	0
Number of 24 Hour Customer Service Calls	
Self-Service	0
Assisted	0

Important Information About Your Account

Based on the minimum balance you've maintained in this account, your monthly service charge has been waived.

Bank of America News

Online Business Suite can help you spend less time on bookkeeping and payroll. Manage cash flow better. Process payroll and taxes, with a few clicks. Generate invoices and accept payments - in minutes. To find out how Online Business Suite can help your business, visit www.bankofamerica.com/suite.

Still have retirement savings with a former employer? Consolidate those assets into a Rollover IRA from Bank of America, N.A. It may help you simplify the tracking and management of your retirement savings and preserve tax-deferred growth benefits. To learn more, stop by a local banking center or visit www.bankofamerica.com/myIRA.

Amount: \$322.50

Account: [REDACTED]

Bank Number: [REDACTED]

Sequence Number: [REDACTED]

Capture Date: 03/06/2008

Check Number: 0

WALTER K. BECKER

P.O. BOX 890365 PH. 909-731-3991
TEMECULA, CA 92589

90-7040
322 833
3801425731

1335

DATE 3-3-08

PAY TO THE ORDER OF

Mark III Finwind

\$ 322.50

Three Twenty Two + 50/100

DOLLARS

GuarantySelect

Guaranty BANK

TEMECULA BANKING CENTER
24-hour Customer Service 1.800.288.8822

MEMO

3 re Aved

[Signature]

Mark III Finwind
24666-10026

Electronic Endorsements

Date	Sequence	Bank #	BOFD	Bank Name
03/06/2008	[REDACTED]	[REDACTED]	Y	BANK OF AMERICA, NA

LOST NOTE AFFIDAVIT

The undersigned states as follows:

1. I, **Anthony Caciagli**, am the owner of the Note secured by the Deed of Trust, executed by Walter K. Becker and Jeanne J. Becker, as Trustor(s), to Recon Enterprises, Incorporated, as Trustee, in favor of David C. Hunter and Danuta M. Hunter, husband and wife, as community property, as the Beneficiaries. The Deed of Trust was recorded in Riverside County, California, on October 8th, 1991 as Instrument No. 91-349462, to secure a lien against the property identified by Assessors Parcel Number: **573-110-012-8**.
2. I have exercised due diligence to locate the lost Note.
3. The terms of the original Note are as follows:
 - a) Loan date was the 30th Day of September, 1991.
 - b) Original Loan Amount was \$30,011.27
 - c) Loan was due and payable over 20 years.
 - d) Interest rate was 11.62% per annum, compounded annually.
 - e) The late payment penalty was \$ or % of the monthly payment if not received within days from the due date.
 - f) Monthly payment amount is \$ 322.50
 - g) First Payment was due on 11/1/1991.
 - h) Payments are due on the first day of each month.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct to the best of my knowledge.

Executed this 26 day of March, 2008 at Oceanside, California.

By: [Signature]
Anthony Caciagli
Address: **Mark III Financial
4860 Glen Hollow
Oceanside, CA 92057**

State of **California**
County of **San Diego**

On 3/26/09 before me, Kristy Caron, Notary Public, personally appeared *****Anthony Caciagli*****, 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 [Signature] (Seal)



STATEMENT OF AMOUNT DUE AND OWING

I (we), **Anthony Caciagli**, do hereby state that the initial amount of the lien or security interest against parcel number **573-110-012-8** was \$ 30,011.27. The certain Deed of Trust was recorded in the official records of Riverside County, California on October 8th, 1991 as **Document No 349462**.

The loan was a 20 year loan with an interest rate of 11.62% and the monthly payments were \$ 322.50. The total amount still due and owing, including interest and penalties up to, but not beyond the date of the sale, March 12th, 2008, is \$9,227.65 \$9,151.00 on 207th mo.

I affirm under penalty of perjury under the laws of the State of California that the foregoing is true and correct to the best of my knowledge.

Date: 3/20/09

Signature: [Handwritten Signature]

Name **Anthony Caciagli**
Address: **Mark III Financial**
4860 Glen Hollow
Oceanside, CA 92057

NOTARY ACKNOWLEDGEMENT

State of **California**
County of **San Diego**

On 3/20/09 before me, Kristy Caron, Notary Public personally appeared *******Anthony Caciagli*******, 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 [Handwritten Signature] (Seal)



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

To: Paul McDonnell, Treasurer and Tax Collector

Re: Claim for Excess Proceeds

TC 179 Item 175 Assessment No.: 573110012-8

Assessee: BECKER, WALTER K & JEANNE J

Situs: NONE

Date Sold: March 17, 2008

Date Deed to Purchaser Recorded: May 12, 2008

Final Date to Submit Claim: May 12, 2009

RECEIVED
2009 APR 12 PM 12:47
RIVERSIDE COUNTY
TREAS - TAX COLLECTOR

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$35,945.05 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. 349461; recorded on OCT 8, 1991. 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.

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

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

Executed this 4 day of 08, 2009 at Lake County, Ca
County, State

Jeanne Janine Becker
Signature of Claimant

Signature of Claimant

JEANNE JANINE BECKER
Print Name

Print Name

P.O. Box 1002
Street Address

Street Address

Cottonwood, CA
City, State, Zip 96022

City, State, Zip

209-2003967
Phone Number

Phone Number

349461

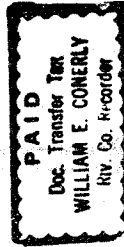
RECORDING REQUESTED BY

CHICAGO TITLE COMPANY

AND WHEN RECORDED MAIL THIS DEED AND, UNLESS OTHERWISE SHOWN BELOW, MAIL TAX STATEMENTS TO:

NAME: WALTER K. BECKER
JEANNE J. BECKER
ADDRESS: 653 MORROW RD.
CITY & STATE: FALLBROOK, CALIFORNIA 92028
ZIP:

349461

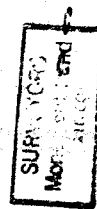


RECEIVED FOR RECORD AT 2:00 O'CLOCK P.M.

OCT - 8 1991

Recorder of Orange County, California

Walter K. Becker, Recorder Fees \$



Title Order No. 530061-24 Escrow No. 4136

SPACE ABOVE THIS LINE FOR RECORDER'S USE

GRANT DEED

The undersigned declares that the documentary transfer tax is \$42,35 and is
 computed on the full value of the interest or property conveyed, or is
 computed on the full value less the value of liens or encumbrances remaining thereon at the time of sale. The land, tenements or realty is located in
 unincorporated area city of _____ and

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
DAVID C. HUNTER AND DANUTA M. HUNTER, HUSBAND AND WIFE AS COMMUNITY PROPERTY

hereby GRANT(S) to
WALTER K. BECKER AND JEANNE J. BECKER, HUSBAND AND WIFE, AS JOINT TENANTS

the following described real property in the UNINCORPORATED AREA OF THE
county of RIVERSIDE, state of California:

THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE
NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 7 SOUTH, RANGE 3 EAST, SAN BERNARDINO
MERIDIAN, IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, ACCORDING TO THE
OFFICIAL MAP THEREOF.

SAID LAND IS SHOWN AS PARCEL 10 ON A MAP FILE IN BOOK 61, PAGES 27 OF
RECORDS OF SURVEYS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

Dated SEPTEMBER 25, 1991

[Signature]
DAVID C. HUNTER

DANUTA M. HUNTER

[Signature]

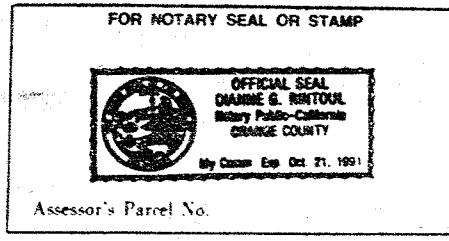


STATE OF CALIFORNIA
COUNTY OF Orange ss.

On this the 26th day of September 19 91 before me the undersigned, a
Notary Public in and for said County and State, personally appeared
David C. Hunter

_____ personally known
to me or proved to me on the basis of satisfactory evidence to be the
person whose name is subscribed to the within instrument
and acknowledged that he executed the same.

[Signature]
Signature of Notary
Dianne G. Rintoul



MAIL TAX STATEMENTS TO PARTY SHOWN ON FOLLOWING LINE. IF NO PARTY SO SHOWN, MAIL AS DIRECTED ABOVE

Name _____ Street Address _____ City & State _____

INDIVIDUAL ACKNOWLEDGMENT

349461 NO. 201

State of CALIFORNIA

County of ORANGE

SS.

On this the 15th day of OCTOBER 1991, before me,

BARRY H. ELIAS

the undersigned Notary Public, personally appeared

DAVIDA M. HUNTER

- personally known to me
 - proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged that she executed it.
- WITNESS my hand and official seal.

Barry H. Elias
Notary's Signature

ATTENTION NOTARY: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to another document

THIS CERTIFICATE
MUST BE ATTACHED
TO THE DOCUMENT
DESCRIBED AT RIGHT:

Title or Type of Document GRANT DEED

Number of Pages 1 Date of Document 09-25-91

Signer(s) Other Than Named Above DAVID C. HUNTER

© NATIONAL NOTARY ASSOCIATION • 8236 Penmet Ave • P.O. Box 7184 • Canoga Park, CA 91304-7184

GRANT DEED

GRANT DEED



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state number, and address): Quinton R. Swanson 195886 LAW OFFICES OF MARVIN H. JEGLIN 3750 E. Florida Ave. Suite A Hemet, CA 92544 TELEPHONE NO.: (909)925-1142 FAX NO.: (909)925-1520 ATTORNEY FOR (Name): Walter Becker, Petitioner		FOR COURT USE ONLY SUPERIOR/MUNICIPAL COURT OF RIVERSIDE COUNTY 01 MAY 30 11:11 AM '01 JUN 26 2001 TED004125
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Riverside STREET ADDRESS: 41002 County Center Dr. Bldg. C MAILING ADDRESS: 41002 County Center Dr. Bldg. C CITY AND ZIP CODE: Temecula CA 92591 BRANCH NAME: Temecula Branch		
PETITIONER: Walter Becker RESPONDENT: Jeanne Becker		
NOTICE OF ENTRY OF JUDGMENT		CASE NUMBER: TED004125

You are notified that the following judgment was entered on (date): **JUN 26 2001**

1. Dissolution of Marriage
2. Dissolution of Marriage — Status Only
3. Dissolution of Marriage — Reserving Jurisdiction over Termination of Marital Status
4. Legal Separation
5. Nullity
6. Parent-Child Relationship
7. Judgment on Reserved Issues
8. Other (specify):

Date: **JUN 26 2001**

Clerk, by *K. Williams*, Deputy

— NOTICE TO ATTORNEY OF RECORD OR PARTY WITHOUT ATTORNEY —

Pursuant to the provisions of Code of Civil Procedure section 1952, if no appeal is filed the court may order the exhibits destroyed or otherwise disposed of after 60 days from the expiration of the appeal time.

STATEMENTS IN THIS BOX APPLY ONLY TO JUDGMENTS OF DISSOLUTION Effective date of termination of marital status (specify): 12/20/2000 WARNING: NEITHER PARTY MAY REMARRY UNTIL THE EFFECTIVE DATE OF THE TERMINATION OF MARITAL STATUS AS SHOWN IN THIS BOX.
--

CLERK'S CERTIFICATE OF MAILING

I certify that I am not a party to this cause and that a true copy of the Notice of Entry of Judgment was mailed first class, postage fully prepaid, in a sealed envelope addressed as shown below, and that the notice was mailed at (place): **Temecula**, California,

on (date): **JUN 26 2001**

Date: **JUN 26 2001**

Clerk, by *A. Williams*, Deputy

Walter Becker
 c/o Quinton R. Swanson
 Law Offices of Marvin H. Jeglin
 3750 E. Florida Ave. Suite A

Jeanne Becker
 c/o Jeffery N. Novack
 120 Birmingham Dr. #250
 Cardiff by the Sea, CA 92007

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address) Quinton R. Swanson 195886 LAW OFFICES OF MARVIN H. JEGLIN 3750 E. Florida Ave. Suite A Hemet, CA 92544 TELEPHONE NO: (909)925-1142 FAX NO: (909)925-1520 ATTORNEY FOR (Name): Walter Becker, Petitioner		FOR COURT USE ONLY RECEIVED SUPERIOR/MUNICIPAL COURT OF RIVERSIDE COUNTY MAY 30 AM 11:49 SUPERIOR/MUNICIPAL COURT OF RIVERSIDE COUNTY JUN 26 2001 <i>KM</i>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Riverside STREET ADDRESS: 41002 County Center Dr. Bldg. C MAILING ADDRESS: 41002 County Center Dr. Bldg. C CITY AND ZIP CODE: Temecula CA 92591 BRANCH NAME: Temecula Branch		
MARRIAGE OF PETITIONER: Walter Becker RESPONDENT: Jeanne Becker		
JUDGMENT <input checked="" type="checkbox"/> Dissolution <input type="checkbox"/> Legal separation <input type="checkbox"/> Nullity <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital status <input type="checkbox"/> Judgment on reserved issues Date marital status ends: 12/20/2000		CASE NUMBER: TED004125

- This judgment contains personal conduct restraining orders modifies existing restraining orders. The restraining orders are contained on page(s) _____ of the attachment. They expire on (date): _____
- This proceeding was heard as follows: default or uncontested by declaration under Fam. Code, § 2336 contested
 - Date: 12/21/2000 Dept. T I Rm _____
 - Judicial officer (name): Carver E. Honn Temporary judge
 - Petitioner present in court Attorney present in court (name): Quinton R. Swanson
 - Respondent present in court Attorney present in court (name): Jeffery N. Novack
 - Claimant present in court (name): Attorney present in court (name): _____
 - Other (specify name): _____
- The court acquired jurisdiction of the respondent on (date): 1/4/2000
 Respondent was served with process Respondent appeared
- THE COURT ORDERS, GOOD CAUSE APPEARING:
 - Judgment of dissolution be entered. Marital status is terminated and the parties are restored to the status of unmarried persons
 - on the following date (specify): 12/20/2000
 - on a date to be determined on noticed motion of either party or on stipulation.
 - Judgment of legal separation be entered.
 - Judgment of nullity be entered. The parties are declared to be unmarried persons on the ground of (specify): _____
 - This judgment shall be entered nunc pro tunc as of (date) _____
 - Judgment on reserved issues
 - Wife's Husband's former name be restored (specify) _____
 - Jurisdiction is reserved over all other issues and all present orders remain in effect except as provided below.
 - This judgment contains provisions for child support or family support. Both parties shall complete and file with the court a Child Support Case Registry Form (form 1285.92) within 10 days of the date of this judgment. The parents shall notify the court of any change in the information submitted within 10 days of the change by filing an updated form. The forms Notice of Rights and Responsibilities (form 1285.78) and Information Sheet on Changing a Child Support Order (form 1285.79) are attached.

(Continued on reverse)



MARRIAGE OF (last name, first name of p

Becker, Walter and Jeannc

E NUMBER

TED004125

4. i. A marital settlement agreement between the parties is attached
j. A written stipulation for judgment between the parties is attached
k. Child custody and visitation is ordered as set forth in the attached
 Marital settlement agreement, stipulation for judgment, or other written agreement
 Child Custody and Visitation Order Attachment (form 1296.31A)
 Other (specify)
l. Child support is ordered as set forth in the attached
 Marital settlement agreement, stipulation for judgment, or other written agreement
 Child Support Information and Order Attachment (form 1296.31 B)
 Non-Guideline Child Support Findings Attachment (form 1296.31 B(1))
 Stipulation to Establish or Modify Child Support Order (form 1285.27)
 Other (specify)
m. Spousal support is ordered as set forth in the attached
 Marital settlement agreement, stipulation for judgment, or other written agreement
 Spousal or Family Support Order Attachment (form 1296.31C)
 Other (specify)

NOTICE: It is the goal of this state that each party shall make reasonable good faith efforts to become self-supporting as provided for in Family Code section 4320. The failure to make reasonable good faith efforts may be one of the factors considered by the court as a basis for modifying or terminating spousal support.

- n. Parentage is established for children of this relationship born prior to the marriage
o. Other (specify):

Each attachment to this judgment is incorporated into this judgment, and the parties are ordered to comply with each attachment's provisions.

Jurisdiction is reserved to make other orders necessary to carry out this judgment
Date:

5. Number of pages attached: 6

JUDGE OF THE SUPERIOR COURT

SIGNATURE FOLLOWS LAST ATTACHMENT

NOTICE

Please review your will, insurance policies, retirement benefit plans, credit cards, other credit accounts and credit reports, and other matters that you may want to change in view of the dissolution or annulment of your marriage, or your legal separation. Dissolution or annulment of your marriage may automatically change a disposition made by your will to your former spouse. A debt or obligation may be assigned to one party as part of the division of property and debts, but if that party does not pay the debt or obligation, the creditor may be able to collect from the other party.

An earnings assignment will automatically be issued if child support, family support, or spousal support is ordered.

Any party required to pay support must pay interest on overdue amounts at the "legal rate," which is currently 10 percent.

1 Quinton R. Swanson, Esquire
California State Bar No. 195886
2 JEGLIN, GALLAGHER & SWANSON LLP
3750 E. Florida Avenue, Suite A
3 Hemet, California 92544
(909) 925-1142
4

5 Attorney for
Walter Becker
6 Petitioner
7

8 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE**

9 Walter Becker,) Case No. TED004125
Petitioner,) STIPULATED JUDGEMENT
10 vs.)
Jeanne Becker)
11 Respondents.)

12 This agreement is made between Walter Becker, hereinafter
13 referred to as "Petitioner," and Jeanne Becker, hereinafter
14 referred to as "Respondent."

15 1. The parties were married on August 13, 1991 and were
16 separated on January 3, 1998.

17 2. Irreconcilable differences have led to the irremediable
18 breakdown of the marriage, and there is no possibility of saving
19 the marriage through counseling or other means.

20 3. **SPOUSAL SUPPORT:** If Petitioner fails to pay the monthly
21 obligations and the mortgage on the Anza property in the,
22 approximate sum of \$322.00 per month, Respondent may seek spousal
23 support for the same sum. Petitioner knowingly and intelligently
24 waives now and forever the right to request and receive spousal
25 support from the Respondent, with full knowledge and
26 understanding that by waiving spousal support at this time he
27

1 will not be able to go back into any court and request support in
2 the future. Respondent knowingly and intelligently waives now
3 and forever the right to request and receive spousal support from
4 the Petitioner except as provided in this judgment, with full
5 knowledge and understanding that by waiving spousal support at
6 this time she will not be able to go back into any court and
7 request support in the future except as provided by this
8 judgment.

9 4. **ATTORNEY'S FEES AND COSTS:** Each party shall pay their
10 own attorney's fees, expenses of litigation and court costs.

11 5. **PROPERTY AND DEBT PROVISIONS:**

12 A. The following community property is awarded to
13 Petitioner as his sole and separate property and Petitioner is
14 ordered pay any encumbrance thereon and to appear on behalf of,
15 defend and hold Respondent harmless therefrom:

16 1. All furniture, furnishings , appliances
17 household effects and other items of personal property presently
18 in the possession or under the control of Petitioner, except for
19 those items specifically awarded to Respondent elsewhere herein.

20 2. The business known as Becker Engineering
21 including all assets and liabilities.

22 3. All bank accounts in Petitioner's name

23 4. All vehicles in Petitioner's possession.

24 5. The Randsberg property.

25 B. The following community debts are assigned to
26 Petitioner and Petitioner is ordered to appear on behalf of,
27

1 defend and hold Respondent harmless therefrom:

2 1. Any debts in Petitioner's name

3 2. All encumbrance on the Anza property.

4 C. The following community property is awarded to
5 Respondent as her sole and separate property and Respondent is
6 ordered to pay any encumbrance thereon and to appear on behalf
7 of, defend, and hold Petitioner harmless therefrom:

8 1. All furniture, furnishings, appliances
9 household effects and other items of personal property presently
10 in the possession or under the control of Respondent, except for
11 those items specifically awarded to Petitioner elsewhere herein.

12 2. All right, title and interest in the Anza
13 property.

14 3. All vehicles in Respondent's possession.

15 4. The silver bridle.

16 5. The men's pink tourmaline ring.

17 D. The following community debts are assigned to
18 Respondent and Respondent is ordered to appear on behalf of,
19 defend and hold Petitioner harmless therefrom:

20 1. Any debts in Respondent's name.

21 E. The following separate property and debts are
22 confirmed to the Petitioner and Petitioner is ordered to appear
23 on behalf of, defend and hold Respondent harmless therefrom:

24 1. Any and all debts and obligations incurred by
25 Petitioner after date of separation.

26 2. Petitioner waives *Epstien* credits and all

27

28 Stipulated Judgment

1 claims of reimbursement.

2 F. The following separate property and debts are
3 confirmed to the Respondent and Respondent is ordered to appear
4 on behalf of, defend, and hold Petitioner harmless therefrom:

5 1. Any and all debts and obligations incurred by
6 Respondent after date of separation.

7 2. Respondent waives *Epstien* credits and all
8 claims of reimbursement.

9 G. To equalize the division of community property,
10 Petitioner is ordered to pay Respondent the sum of \$2,500.00,
11 payable within ten months of date of entry of judgment with
12 monthly payments commencing January, 2001.

13 H. Each party is awarded their own pension benefits.

14 6. **Waiver of Final Disclosure Declaration:** Each party
15 hereby waives the requirement of Family Code §2105(a) that the
16 parties serve on each other final declarations of disclosure and
17 income and expense declarations. As required by Family Code
18 §2105(c), the parties hereby declare as follows:

19 A. Both parties have complied with Family Code §2104,
20 and the preliminary declarations of disclosure have been
21 completed and exchanged;

22 B. The parties have completed and exchanged current
23 income and expense declarations;

24 C. Each party has entered into this waiver knowingly,
25 intelligently, and voluntarily; and

26 D. Each party understands that by entering into this
27

28 Stipulated Judgment

1 waiver he or she may be affecting his or her ability to have this
2 judgment set aside as provided by law.


3 7. Each of the parties shall execute forthwith all
4 documents necessary to carry out the terms of this agreement, and
5 upon failure so to do within ten days, the Court may, upon
6 appropriate motion, appoint the County Clerk as its commissioner
7 to execute said documents.


8 8. Both parties waive the right to request a statement of
9 decision, and the right to move for a new trial or
10 reconsideration.

11 9. Petitioner stipulates that the taxes are current on the
12 Anza property. Respondent will be responsible for future taxes
13 on the Anza property. Petitioner warrants that he will pay in a
14 timely fashion all remaining mortgage payments on the Anza
15 property. Petitioner warrants that the payments are current and
16 that the property is free of all liens. Judgment shall be
17 entered in the approximate sum of \$14,000.00, (the present
18 balance of the mortgage) against Petitioner, if Petitioner fails
19 to pay all or a portion of the declining balance. Further,
20 Respondent may seek spousal support for the amount of the unpaid
21 monthly payments.

22 Date: 12/26/00

24 Date: 2/22/01

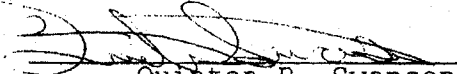

Walter Becker
Petitioner


Jeanne Becker
Respondent

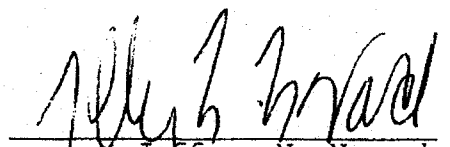
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Approved as conforming to the agreement of the parties:

Date: 12/26/00


Quinton R. Swanson
Attorney for Petitioner

Date: 1-30-01


Jeffery N. Novack
Attorney for Respondent

IT IS SO ORDERED

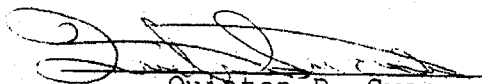
Date: _____

Judge of the Superior Court

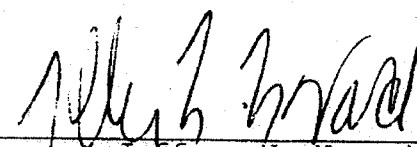
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Approved as conforming to the agreement of the parties:

Date: 12/26/00

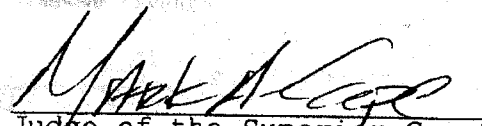

Quinton R. Swanson
Attorney for Petitioner

Date: 1-30-01


Jeffery N. Novack
Attorney for Respondent

IT IS SO ORDERED

Date: JUN 26 2001


Judge of the Superior Court

MARK A. COPE