

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



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:

JUN 16 2015

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 192, Item 310. Last assessed To: Gil Montano Inc., a California Corporation. District 5 [\$9,507] Fund 65595 Excess Proceeds from Tax Sale.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Gil Montano Inc., last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 350082021-1;

(continued on page two)

BACKGROUND:

Summary

In accordance with Section 3691 et seq. of the California Revenue and Taxation Code, and with prior approval of the Board of Supervisors, The Tax Collector conducted the March 20, 2012 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 11, 2012. 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 6, 2012, to parties of interest as defined in Section 4675 of said code. Parties of interest have been determined by an examination of lot book reports as well as Assessor's and Recorder's records, and various research methods were used to obtain current mailing addresses for these parties of interest.

(continued on page two)

Don Kent

Don Kent
Treasurer-Tax Collector

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 9,507	\$ 0	\$ 9,507	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	

SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale

Budget Adjustment: N/A

For Fiscal Year: 15/16

C.E.O. RECOMMENDATION:

APPROVE

BY: *Samuel Wong 7/12/15*
Samuel Wong

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Tavaglione, Washington, Benoit and Ashley
Nays: None
Absent: None
Date: July 21, 2015
xc: Treasurer, Auditor

Kecia Harper-Ihem
Clerk of the Board
By: *Kecia Harper-Ihem*
Deputy

Prev. Agn. Ref.:

District: 5

Agenda Number:

9-29

FORM APPROVED COUNTY COUNSEL
BY: *G.P. Priamos*
GREGORY P. PRIAMOS
DATE

Departmental Constraints

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

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

FORM 11: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 192, Item 310. Last assessed To: Gil Montano Inc., a California Corporation. District 5 [\$9,507] Fund 65595 Excess Proceeds from Tax Sale.

DATE: JUN 16 2015

PAGE: Page 2 of 2

RECOMMENDED MOTION:

2. Authorize and direct the Auditor-Controller to issue a warrant to Gil Montano Inc. in the amount of \$9,507.81 no sooner than ninety days from the date of this order the claim unless an appeal has been filed in Superior Court, pursuant to the California Revenue and Taxation Code Section 4675.

BACKGROUND:

Summary (continued)

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

1. Claim from Gil Montano Inc. based on a Grant Deed recorded April 12, 2006 as Instrument No. 2006-0260315.

Pursuant to Section 4675 (a) of the California Revenue and Taxation Code, it is the recommendation of this office that Gil Montano Inc. be awarded excess proceeds in the amount of \$9,507.81. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.

Impact on Citizens and Businesses

Excess proceeds are being released to the last assessee of the property.

ATTACHMENTS (if needed, in this order):

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

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

To: Don Kent, Treasurer-Tax Collector

Re: Claim for Excess Proceeds

TC 192 Item 310 Assessment No.: 350082021-1

Assessee: GIL MONTANO INC

Situs: 24035 CIRCLE DR CANYON LAKE

Date Sold: March 20, 2012

Date Deed to Purchaser Recorded: May 11, 2012

Final Date to Submit Claim: May 13, 2013

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$ 9966.06 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. 2006-0260515; recorded on 4/12/2006. A copy of this document is attached here to. 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.

please contact if you have questions:

949 683 6640

949 600 3396

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.

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

Executed this 12 day of September, 2012 at San Diego, CA
County, State

Signature of Claimant

Gil Montano
Signature of Claimant

Print Name

Gil Montano
Print Name

Street Address

1947 Spyglass Cir
Street Address

City, State, Zip

Vista, CA 92081
City, State, Zip

Phone Number

949 683 6640
Phone Number

SCO 8-21 (1-99)

110

INSTRUCTIONS FOR FILING CLAIM

(See Claim Form on Reverse Side)

The California Revenue and Taxation Code, Section 4675, states in part (paraphrased):

For the purposes of this article, parties of interest and their order of priority are:

(a) First, lienholders of record prior to the recordation of the tax deed to the purchaser in the order of their priority; and

(b) Then, any person with title of record to all or any portion of the property prior to the recordation of the tax deed to the purchaser.

If you consider yourself to be a party of interest in the sale of tax-defaulted property as defined above, please fill out the reverse of this form stating how you have determined your status as a party of interest. If you need help in filling out the form, please contact our office by telephone at 951-955-3842, mail, or in person.

You must attach copies of documents to support your claim as follows:

1. In case (a), attach a copy of your trust deed or other evidence of lien or security interest, along with a statement under penalty of perjury setting forth the original amount of the lien or interest, the total amount of payments received reducing the original amount of the lien or interest, and the amount still due and payable as of the date of the sale of the tax defaulted property by the Tax Collector.

2. In case (b), attach copies of any other documents (e.g., deed, certified death certificate, will, court order, etc.) supporting your claim.

PLEASE NOTE: We cannot, by law, begin processing of claims until one year has passed from the date of the deed to the purchaser. In order to receive consideration by the Riverside County Board of Supervisors, claims must be filed **ON OR BEFORE THE EXPIRATION OF ONE YEAR** following the date of the recording of the deed to the purchaser. Please see the "Date Deed to Purchaser Recorded" appearing on the attached notice (Form 117-170). The Tax Collector will submit a recommendation to the County Board of Supervisors as to what disposition should be made on your claim. Following the Board's review, the claim will either be approved or denied. The Clerk of the Board of Supervisors will notify you of the action taken by the Board. Should the claim be approved, the Auditor-Controller will issue a County warrant in payment. By law, the Auditor-Controller cannot issue a warrant in payment of the approved claim until 90 days following the action taken by the Board.

MAIL COMPLETED FORMS TO:

Don Kent, Treasurer-Tax Collector
Post Office Box 12005
Riverside, CA 92502-2205

Attention: Excess Proceeds



Riverside County Assessor-County Clerk-Recorder
LexisNexis VitalChek Receipt

9/4/2012 02:53 PM PDT
30864765

Official Records
VI(2146)

Agency Amount:	\$7.00
Other Agency Amount:	\$0.00
Shipping Amount:	\$0.00
VitalChek Amount:	\$6.00
Total Amount:	\$13.00

housing or housing for elder persons
ued as restrictions based on familial

DOC # 2006-0260315

04/12/2006 08:00A Fee:7.00

Page 1 of 1 Doc T Tax Paid

Recorded in Official Records

County of Riverside

Larry W. Ward

Assessor, County Clerk & Recorder

WHEN RECORDED MAIL TO:

Gil Montano Inc.
3441 Ashwood Ct.
Oceanside, CA 92054



M	S									
A	R	L								

MAIL TAX STATEMENTS TO:

Gil Montano Inc.
3441 Ashwood Ct.
Oceanside, CA 92054

DOCUMENTARY TRANSFER TAX \$ 5.50

CITY TAX \$

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

Unincorporated area: City of



TRA:054

GRANT DEED

Escrow No.
Order No.
A.P.N. 350-082-021

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
Glasskite Inc. a California Corporation

hereby GRANT(s) to
Gil Montano Inc. a California Corporation

the real property in the County of Riverside, State of California, described as
Lot 38, in Block 3 of Quail Valley Highland Tract, as shown by Map on file in Book 32, Page(s) 89-91, Inclusive of Maps,
in the Office of the County Recorder of said County, California.

Dated 3-29-06 Glasskite Inc.

[Signature]

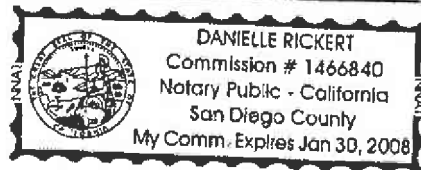
Tony Montano, president

STATE OF CALIFORNIA,
COUNTY OF *San Diego*
On March 29, 2006
Denielle Rickert, Notary Public
personally appeared Tony Montano

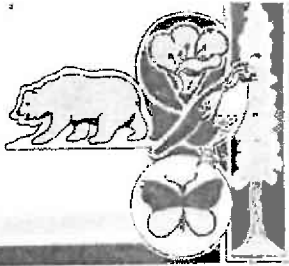
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/hen/their authorized capacity(ies), and that by his/hen/their signature(s) on the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

Signature

[Signature]



MAIL TAX STATEMENTS AS DIRECTED ABOVE



State
of
California
OFFICE OF THE SECRETARY OF STATE

I, *MARCH FONG EU*, Secretary of State of the State of California, hereby certify:

That the annexed transcript was prepared by and in this office from the record on file, of which it purports to be a copy, and that it is full, true and correct.

IN WITNESS WHEREOF, I execute
this certificate and affix the Great
Seal of the State of California this

FEB 5 1981



March Fong Eu

Secretary of State

State
of
California

OFFICE OF THE SECRETARY OF STATE

CERTIFICATE OF STATUS
DOMESTIC CORPORATION

I, MARCH FONG EU, *Secretary of State of the State of California*, hereby certify:

That on the 13th day of September, 19 66,

GIL MONTANO, INC.

became incorporated under the laws of the State of California by filing its Articles of Incorporation in this office; and

That no record exists in this office of a certificate of dissolution of said corporation nor of a court order declaring dissolution thereof, nor of a merger or consolidation which terminated its existence; and

That said corporation's corporate powers, rights and privileges are not suspended on the records of this office; and

That according to the records of this office, the said corporation is authorized to exercise all its corporate powers, rights and privileges and is in good legal standing in the State of California; and

That no information is available in this office on the financial condition, business activity or practices of this corporation.



IN WITNESS WHEREOF, I execute this
certificate and affix the Great Seal
of the State of California this

18th day of March, 1992

March Fong Eu
Secretary of State

Restriction of rights
to amend articles

2

300

515024

~~ARTICLES OF INCORPORATION~~

OF

OIL MONTANO, INC.

FILED
SEP 1 1954
By *[Signature]*

NAME: The name of the corporation is
OIL MONTANO, INC.

PURPOSE: The primary purpose of the corporation
is to engage in the specific business of plumbing con-
tracting.

The general purposes and powers of said cor-
poration are:

- A. To engage in all activities necessary to carry on a plumbing contracting business, including purchasing and selling of plumbing fixtures and equipment and installation of same in any construction project.
- B. To solicit and accept the bids of plumbing subcontractors when the same are needed.
- C. To enter into any required bonding agreement in order to carry out any of the aforesated purposes of this corporation.
- D. To manufacture, purchase or otherwise acquire, own, mortgage, pledge, sell, assign or transfer or otherwise dispose of, or invest, trade, deal in and deal with goods, wares and merchandise and real and personal property of every class and description.
- E. To acquire and pay for in cash stocks or bonds of this corporation and to acquire and pay for the good will.

rights, assets and property and to undertake or assume the whole or any part of the obligations or liabilities of any person, firm, association or corporation.

F. To acquire, hold, use, sell, assign, lease, grant licenses in respect of, mortgage or otherwise dispose of letters patent of the United States or any foreign country, patent rights, licenses and privileges, inventions, improvements and processes, copyrights, trade marks, or trade names, relating to or useful in connection with any business of this corporation.

G. To acquire, subscribe for, hold, own, pledge or otherwise dispose of and vote shares of stock, bonds and securities of any other corporation, domestic or foreign.

H. To enter into, make and perform contracts of every kind and description with any person, firm, association, corporation, municipality, county, state, body politic or government or colony or dependency thereof, conducive to the attainment of any of the objects or purposes of this corporation.

I. To borrow money, issue bonds, debentures, notes evidences of indebtedness and to secure the payment or performance of its obligations by mortgage, deed of trust, pledge or otherwise.

J. To purchase, hold, sell or transfer shares of its own capital stock so far as may be permitted by the laws of the State of California.

K. To have one or more offices within or without the State of California, to carry on all or any of its operations and business and without restriction or limit as to amount, to purchase or otherwise acquire, hold, own, sell, mortgage, convey, or otherwise dispose of real and personal

property of every class and description in any of the States, districts, territories or colonies of the United States and in any and all foreign countries, subject to the laws of such state, district, territory or colony or country which are applicable thereto.

L. To engage in any business related or unrelated to those described in the foregoing clauses of this Article Second and from time to time authorized or approved by the Board of Directors of this corporation.

M. To act as partner or joint venturer or in any other legal capacity in any transaction.

N. To have and exercise all rights and powers from time to time granted to a corporation by law.

O. The above purpose clauses shall not be limited by reference to or inference from one another, but each such purpose clause shall be construed as a separate statement, conferring independent purposes and powers upon the corporation.

THIRD: The County in which the principal office for the transaction of the business of this corporation is located is Los Angeles County, State of California.

FOURTH: The number of Directors of this corporation shall be three. The names and addresses of the persons who are appointed to act as first directors are:

1. DONNA MICHEL 458 South Spring Street
Los Angeles 13, California;
2. MELODIE ASCHY 458 South Spring Street
Los Angeles 13, California;
3. BARBARA HARR 458 South Spring Street
Los Angeles 13, California.

SIXTH: The total number of shares which the corporation is authorized to issue is 25,000 shares, and the aggregate par value of all shares shall be TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00). All 25,000 shares shall be common stock and each share shall have a par value of ONE DOLLAR (\$1.00).

SEVENTH: Subject to the right of shareholders to adopt, amend or repeal By-Laws, By-Laws may be adopted, amended, or repealed by the Board of Directors, except a By-Law or amendment thereof changing the authorized number of Directors. The Board of Directors may impose any limitations and requirements authorized by the general corporation law of the State of California, and otherwise regulating the business and affairs of the corporation and the powers of the Directors and shareholders in a manner not in conflict with law.

EIGHTH: This corporation reserves the right to amend, alter, change or repeal any provision contained in these Articles of Incorporation in the manner now or hereafter prescribed by Statute and all rights conferred upon shareholders herein are granted subject to this reservation.

IN WITNESS WHEREOF the undersigned and the above-named incorporators and first directors of this corporation

have executed these Articles of Incorporation on the 9th day
of September, 1966.

Donna Michel
DONNA MICHEL

Melodie Adcey
MELODIE ADCEY

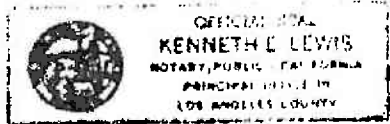
Barbara Hare
BARBARA HARE

STATES OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.

On the 9th day of September, 1966, before
me, Kenneth F. Lewis, a Notary Public in and for
said County and State, personally appeared DONNA MICHEL, MELODIE
ADCEY and BARBARA HARE, known to me to be the persons whose names
are subscribed to the foregoing ARTICLES OF INCORPORATION, and
acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Kenneth F. Lewis
NOTARY PUBLIC
In and for said County and State.



CALIFORNIA

DRIVER LICENSE

CLASS: C

EXPIRES 03-19-14



GILBERT DAILY MONTANO

SEX: M
HT: 6-00

HAIR: BLK
WT: 178

DOB: 03-19-26

Gilbert Daily Montano
03/16/2009 596 44 FD/14



Gil Montano Inc.

34222 Sepulveda
Capistrano Beach, CA 92624
Phone: (949) 600-3396

**Treasure Tax Collector
ATTN Excess Proceeds: Shawanna
PO Box 12005
Riverside, CA 92502**

Subject: Corp Dissolution

To Shawanna:

Thanks for helping me out on the phone regarding parcel

APN: 350-082-021-1

and the excess proceeds for its tax sale.

Please see the attached document which shows that the corporation was dissolved long after the tax sale.

(Note – they stamped it on the back of the page)

Let me know if you need anything at all

Call anytime (949) 600-3396

thetonyproject@gmail.com

Thanks,

Tony Montano

01224610



State of California Secretary of State

DISS STK

0515024

Domestic Stock Corporation Certificate of Dissolution

FILED Secretary of State State of California

JAN 03 2014

There is no fee for filing a Certificate of Dissolution.

IMPORTANT - Read instructions before completing this form.

This Space For Filing Use Only

Corporate Name (Enter the name of the domestic stock corporation exactly as it is of record with the California Secretary of State.)

1. Name of corporation GIL MONTANO, INC

Required Statements (The following statements are required by statute and should not be altered.)

2. A final franchise tax return, as described by California Revenue and Taxation Code section 23332, has been or will be filed with the California Franchise Tax Board, as required under the California Revenue and Taxation Code, Division 2, Part 10.2 (commencing with Section 18401). The corporation has been completely wound up and is dissolved.

Debts & Liabilities (Check the applicable statement. Note: Only one box may be checked.)

- 3. [X] The corporation's known debts and liabilities have been actually paid. [] The corporation's known debts and liabilities have been paid as far as its assets permitted. [] The corporation's known debts and liabilities have been adequately provided for by their assumption and the name and address of the assumer is [] The corporation's known debts and liabilities have been adequately provided for as far as its assets permitted. (Specify in an attachment to this certificate (incorporated herein by this reference) the provision made and the address of the corporation, person or governmental agency that has assumed or guaranteed the payment, or the name and address of the depository with which deposit has been made or other information necessary to enable creditors or others to whom payment is to be made to appear and claim payment.) [] The corporation never incurred any known debts or liabilities.

Assets (Check the applicable statement. Note: Only one box may be checked.)

- 4. [X] The known assets have been distributed to the persons entitled thereto. [] The corporation never acquired any known assets.

Election (Check the "YES" or "NO" box, as applicable. Note: If the "NO" box is checked, a Certificate of Election to Wind Up and Dissolve pursuant to Corporations Code section 1901 must be filed prior to or together with this Certificate of Dissolution.)

- 5. The election to dissolve was made by the vote of all the outstanding shares. [X] YES [] NO

Verification & Execution (if additional signature space is necessary, the dated signature(s) with verification(s) may be made on an attachment to this certificate. Any attachments to this certificate are incorporated herein by this reference.)

6. The undersigned constitute(s) the sole director or a majority of the directors now in office. I declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of my own knowledge.

12-24-13 Date

Signature of Director Gilbert Montano

GILBERT MONTANO Type or Print Name of Director Gilbert Montano

Signature of Director

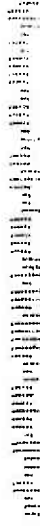
Type or Print Name of Director

Gil Montano Inc.
34222 Sepulveda
Capistrano Beach, CA 92624
Phone: (949) 600-3396

TREASURER-TAX COLLECTOR
SEP 02 2012
RECEIVED

Treasure Tax Collector
ATTN Excess Proceeds: Shawanna
PO Box 12005
Riverside, CA 92502

92502220505



Gil Montano
1947 Spyglass Circle
Vista CA 92081



TREASURER-TAX COLLECTOR
DATA / MAIL ROOM

SEP 13 2012

RECEIVED

Don Kent, Treasurer - Tax Collector
PO Box 12005
Riverside, CA 92502-2205

925022205



SANTA ANA CA 926

29 AUG 2014 PM 4 L

