

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

623A



FROM: Don Kent, Treasurer-Tax Collector

**SUBMITTAL DATE:
OCT 20 2015**

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 200, Item 64. Last assessed to: Barry T. Dalke and L. Kaylene Dalke, husband and wife as joint tenants. District 1 [\$10,270]. Fund 65595 Excess Proceeds from Tax Sale.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Barry Dalke and L. Kaylene Dalke, last assessees for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 271151004-1; (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 April 29, 2014 public auction sale. The deed conveying title to the purchasers at the auction was recorded June 20, 2014. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on July 16, 2014, to parties of interest as defined in Section 4675 of said code. Parties of interest have been determined by an examination of lot book reports as well as Assessor's and Recorder's records, and various research methods were used to obtain current mailing addresses for these parties of interest. (continued on page two)

Don Kent
Treasurer-Tax Collector

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 10,270	\$ 0	\$ 10,270	\$ 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* 10/26/15
Samuel Wong

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Benoit, seconded by Supervisor Tavaglione 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: November 3, 2015
xc: Treasurer

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

Prev. Agn. Ref.: | District: 1 | Agenda Number:

9-37

FORM APPROVED COUNTY COUNSEL 10/26/15
DATE
BY: GREGORY P. PRIAMOS

Departmental Concurrence

- 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. 200, Item 64. Last assessed to: Barry T. Dalke and L. Kaylene Dalke, husband and wife as joint tenants. District 1 [\$10,270]. Fund 65595 Excess Proceeds from Tax Sale.

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PAGE: Page 2 of 2

RECOMMENDED MOTION:

2. Authorize and direct the Auditor-Controller to issue a warrant to Barry Dalke and L. Kaylene Dalke in the amount of \$10,270.49, no sooner than ninety days from the date of this order, unless an appeal has been filed in Superior Court, pursuant to the California Revenue and Taxation Code Section 4675.

BACKGROUND:

Summary (continued)

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

1. Claim from Barry Dalke and L. Kaylene Dalke based on a Grant Deed recorded March 21, 2006 as Instrument No. 2006-0198641.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that Barry Dalke and L. Kaylene Dalke be awarded excess proceeds in the amount of \$10,270.49. 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.

Impact on Citizens and Businesses

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

ATTACHMENTS (if needed, in this order):

A copy of the Excess Proceeds Claim form and supporting documentation is 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 200 Item 64 Assessment No.: 271151004-1

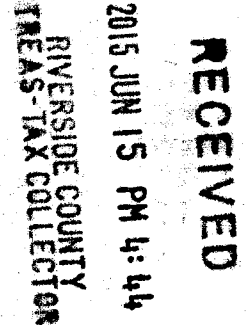
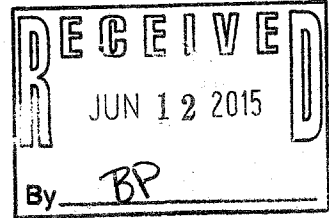
Assessee: DALKE, BARRY T & L KAYLENE

Situs:

Date Sold: April 29, 2014

Date Deed to Purchaser Recorded: June 20, 2014

Final Date to Submit Claim: June 22, 2015



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

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 _____ day of _____, 20__ at _____ County, State

Signature of Claimant

Barry Dalke
Print Name

14476 Seven Hills Dr
Street Address

Riverside, CA 92503
City, State, Zip

(951) 780-4509
Phone Number

Signature of Claimant

L Kaylene Dalke
Print Name

14476 Seven Hills Dr.
Street Address

Riverside, CA 92503
City, State, Zip

(951) 780 4509
Phone Number

Recording Requested by
First American Title Company
Riverside Resale

AND WHEN RECORDED MAIL THIS DEED AND TAX STATEMENTS TO:

Name Barry T. Dalke & L. Kaylene Dalke
 Street Address 14476 Sevenhills Drive
 City State Zip Riverside, CA 92503

ORDER NO. 2135798
 ESCROW NO. 6481-MB

DOC # 2006-0198641
 03/21/2006 08:00A Fee:10.00
 Page 1 of 2 Doc T Tax Paid
 Recorded in Official Records
 County of Riverside
 Larry W. Ward
 Assessor, County Clerk & Recorder



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10

GRANT DEED

TAX PARCEL NO. 271-150-011-4 TRA: 088-027

2135798-04

The undersigned declares that the documentary transfer tax is \$227.70 and is X computed on the full value of the interest of the 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 X unincorporated area _____ city Riverside and _____

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
First Security Exchange Corporation, a California Corporation

hereby GRANT(S) to:

Barry T. Dalke and L. Kaylene Dalke, Husband and Wife as Joint Tenants.



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

Lot 28 of Assessors Map #54, Assessors Map Book 2, Page(s) 131, Records of Riverside County, California.

COMPLETE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A"

Dated 01/20/2006

STATE OF CALIFORNIA,)
 COUNTY OF San Diego)

On February 2, 2006, before me,

Renée Prior, Notary Public
 (insert name/title of the officer), personally appeared

Monique A. Wilson and Marie Duffy

First Security Exchange Corporation, a California Corporation

Monique A. Wilson
 Monique A. Wilson
 Corporate Secretary

Marie Duffy
 Marie Duffy
 Asst. Corporate Secretary

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

Signature [Signature]

(Notary Seal)



Public Record

EXHIBIT "A"

Parcel 1:

Lot 28 recorded on Assessors map #54, Assessors Map Book 2, Page 131, Riverside, County Records or otherwise described as one are, More or less, located in that portion of the North $\frac{1}{4}$ of Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 28, Township 3 South, Range 5 West, San Bernardino Base Line and Meridian.

Parcel 2:

An Easement for Ingress and Egress over the Westerly 40 Feet and the Northerly 40 Feet of the Westerly 80 Feet, as reserved and More further described in document recorded February 28, 2006 as Instrument No. 06-146454 of Official Records in the Office of the Riverside County Recorder, State of California.