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



9.5 (ID # 4970)

#### **MEETING DATE:**

Tuesday, September 26, 2017

FROM: TREASURER-TAX COLLECTOR:

SUBJECT: TREASURER-TAX COLLECTOR: Public Hearing on the Recommendation for Distribution of Excess Proceeds for Tax Sale No. 203, Item 148. Last assessed to: Flora Lee Mings, District 1. [\$30,359-Fund 65595 Excess Proceeds from Tax Sale]

#### **RECOMMENDED MOTION:** That the Board of Supervisors:

- 1. Approve the claim from Sharlotte Marie Dailey, heir to Mrs. Flora Lee Mings, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 349372003-1;
- 2. Authorize and direct the Auditor-Controller to issue a warrant to Sharlotte Marie Dailey in the amount of \$30,359.66 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.

**ACTION: Policy** 

Jon Christensen

9/11/2017

#### MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes:

Jeffries, Tavaglione, Washington, Perez and Ashley

Nays:

None None

Absent: Date:

September 26, 2017

XC:

Treasurer, Auditor

9.5

Kecia Harper-Ihem

Deputy

Clerk of the Boa

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost: O	ngoing Cost
COST	\$ 30,359	\$0	\$ 30,359	\$0
NET COUNTY COST	\$0	\$0	\$0	\$ 0
			Budget Adjustment:	No
			For Fiscal Year:	17/18

C.E.O. RECOMMENDATION: APPROVE

#### **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 May 5, 2015 public auction sale. The deed conveying title to the purchasers at the auction was recorded June 18, 2015. 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 22, 2015, 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 one claim for excess proceeds:

Claim from Sharlotte Marie Dailey based on a Grant Deed recorded April 24, 1979
as Instrument No. 81755, an Affidavit for Collection of Personal Property California
Probate Code Section 13100 Dated December 12, 2016, and the death certificate for
Flora Lee Mings.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that Sharlotte Marie Dailey be awarded excess proceeds in the amount of \$30,359.66. The Tax Collector requests approval of the above recommended motion. Notice of this recommendation was sent to the claimant by certified mail.

#### Impact on Residents and Businesses

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

ATTACHMENTS (if any, in this order):

ATTACHMENT A. Claim Dailey

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

Stephanie Posi 9/18/2017 Gregory V. Priapios, Director County Counsel 8/2/201

CP 205-141

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

To: Don Kent, Treasurer-Tax Collector	RECEIVED
Re: Claim for Excess Proceeds	2016 MAY 23 PM 3: 02
TC 203 Item 148 Assessment No.: 349372003	-1 RIVEDOING COLUMN
Assessee: MINGS, FLORA LEE	TREAS-TAX COLLECTOR
Situs: 21424 RIVER RD PERRIS 92570	
Date Sold: May 5, 2015	
Date Deed to Purchaser Recorded: June 18, 2015	
Final Date to Submit Claim: June 20, 2016	
property owner(s) [check in one box] at the Recorder's Document No ; record	Section 4675, hereby claim excess proceeds in the amount of ioned real property. I/We were the lienholder(s), time of the sale of the property as is evidenced by Riverside County ded on A copy of this document is attached hereto, ached assignment of interest. I/We have listed below and attached laim submitted.
from Johns, Sajust Toget  Promote Angles Over May 19  If the property is held in Joint Tenancy, the tassale have to sign the claim unless the claimant submits claimant may only receive his or her respective portion.  I/We affirm under penalty of perjury that the foregoin Executed this day of	process has severed this Joint Tenancy, and all Joint Tenants will proof that he or she is entitled to the full amount of the claim, the on of the claim.  g is true and correct.  County, State
Signature of Claimant  SHARLETTE MARIE DAILEY  Print Name  909 RICHLAND RD. Sp# 11  Street Address  SAN MARCOS, CA. 92669  City, State, Zip	Print Name Street Address
	City, State, Zip
760) 533 - 2098 Phone Number	Phone Number SCO 8-21 (1-99)

Grant Deed
The undersigned granter(s) declare(s): Decumentary transfer tax is 431.90.  IXX) computed on full value of property conveyed, or  ( ) computed on full value tess value of lians and encumbrances remaining at time of sain.  ( ) tunincorporated area: ( ) City of  ( ) Reatty not sold  FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,  ARTHUR A. JENNER AND HARYLOU JENNER, husband and wife as joint tenants hereby GRANT(S) to  FI.ORA LEE MINGS, a widow, and  SHARLETTE M. SICARD, an unmarried woman, as joint tenants  the following described real property in the Town of Perris,  County of Riverside . State of California:  Lot 174 of Progressive Subdivision, as per map recorded in Book 16 page 56 of Maps, in the office of the County Recorder of said County.
7-pahop
Dated MAY 12, 1914  Dated MAY 12, 1914  STATE OF CALIFORNIA COUNTY OF JAN BRANASONNO On MAY 12, 1913  Defore me, the under signed in Notice Public in and for said State, personally appeared  ARTHUR A JENNIER  HARTION JENNIER  KATHUR A JENNIER  HARTION JENNIER  KATHUR A JENNIER  KATHUR A JENNIER  HARTION JENNIER  KATHUR A JENNIER  KATH
(This area for official notorial seal)  1003-OPC-74 MAIL TAX STATEMENTS AS DIRECTED ABOVE

END RECORDED DOCUMENT DONALD D. SULLIVAN, COUNTY RECORDER

	SENDER: COMPLETE  Complete items 1, 2, a  Print your name and a so that we can return it Attach this card to the or on the front if space  Article Addressed to:  EP 203-148 Marie Dailey	nd 3. ddress on the reverse he card to you. back of the mailpiece, permits.	A. Signature  X B. Received by (Printed Marne)  D. Is delivery address different from If YES, enter delivery address	Agent Addresse Addresse Agent Addresse Agent Addresse Agent Addresse
September 1, 2016	909 Richland Ra San Marcos, CA			
Marie Dailey 909 Richland Rd., Sp#11 San Marcos, CA 92069 Re: APN: 349372003-1	- Market and the second	om service label)	3. Service Type  Adult Signature  Adult Signature Restricted Delivery  Certified Mail®  Certified Mail®  Collect on Delivery  Collect on Delivery Restricted Delivery  Insured Mail  Insured Mail Restricted Delivery (over \$500)	☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mail Restric Delivery ☐ Return Receipt for Merchandise ☐ Signature Confirmation ☐ Restricted Delivery
TC 203 Item 148 Date of Sale: May 5, 2	PS Form 3811, April 2019 2015	5 PSN 7530-02-000-9053		Domestic Return Regain
To Whom It May Concern:  This office is in receipt of your documentation you have provide Please submit the necessary process of the provided process of the	ded is insufficient to esta proof to establish your	blish your claim.  right to claim the exc	cess proceeds. The	
X Copy of Will or Trust for Mings X Notarized Affidavit for Certified Personal Property under Probate Code 13100 (If available) Notarized Statement of different/misspelled Notarized Statement Givin claim on behalf of X Certified Death Certificated Mings	Collection of r California no Will or Trust is	Copy of Mari Original Note Updated State (as of date of Articles of In Statement by Court Order	riage Certificate for e/Payment Book ement of Monies Owed tax sale) corporation (if applicable Domestic Stock) Appointing Administrator aim/Grant etc)	· · · · · · · · · · · · · · · · · · ·
Please send in all documents we contact me at the number listed Sincerely,	ithin 30 days ( <u>October 3</u> below.	<b>3, 2016</b> ). If you shou <b>l</b> d	i have any questions, pleas	e

Jennifer Pazicni Tax Sale Operations Unit (951) 955-3336 (951) 955-3990 Fax jpazicni@RivCoTTC.org

# **COUNTY OF RIVERSIDE**

RIVERSIDE CALIFORNIA

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## CERTIFIED COPY OF VITAL RECORD STATE OF CALIFORNIA, COUNTY OF RIVERSIDE

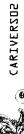
This is a true and exact reproduction of the document officially registered and placed on file in the office of the County of Riverside, Assessor-County Clerk-Recorder.

DEC 01 2016

034628284

This copy is not valid unless prepared on an engraved border displaying the date, seal and signature of the Assessor-County Clerk-Record

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE



# Affidavit for Collection of Personal Property California Probate Code Section 13100

The undersigned state(s) as follows: Floratee Miras died on State of California 2. At least 40 days have elapsed since the death of the decedent, as shown in a certified copy of the decedent's death certificate attached to this affidavit or declaration. 3. 🗹 No proceeding is now being or has been conducted in California for administration of the decedent's estate. OR ☐ The decedent's personal representative has consented in writing to the payment, transfer, or delivery to the afficant or declarant of the property described in the affidavit or declaration. 4. The current gross fair market value of the decedent's real and personal property in California, excluding the property described in Section 13050 of the California Probate Code, does not exceed one hundred fifty thousand dollars (\$150,000). 5.  $\square$  An inventory and appraisal of the real property included in the decedent's estate is attached. There is no real property in the estate. 6. The following property to be transferred, delivered, or paid to the affiant under the provisions of California Probate Code section 13100: APN: 349372003-1 21424 River Road Perris, CA 92570 7. The successor(s) of the decedent, as defined in Probate Code Section 13006 is/are: Marie Dailey 8. The undersigned The affiant or declarant is the successor of the decedent (as defined in Section 13006 of the California Probate Code) to the decedent's interest in the described property. The affiant or declarant is authorized under Section 13051 of the California Probate Code to act on behalf of the successor of the decedent (as defined in Section 13006 of the California Probate Code) with respect to the decedent's interest in the described property. 9. No other person has a superior right to the interest of the decedent in the described property. 10. The affiant or declarant requests that the described property be paid, delivered, or transferred to the affiant or declarant. The affiant or declarant affirms or declares under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Dated: Signed:

## **ACKNOWLEDGMENT**

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California County of Jan Di Eye	
on 12/12/2016 before me, Ruby Cruz, Notary Public (insert name and title of the officer)	
োৰ্গsert name and title of the officer)	
personally appeared Maric Dailey	
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.	ıf
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph true and correct.	ı is
WITNESS my hand and official seal.  RUBY CRUZ COMM. #2156333	
Signature Ruy Cuy (Seal)  Notary Public-California San Diego County My Comm. Expires June 14, 2020	

ToWhom It May Concern,
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PLEASE SEE ATTACHED
CALIFORNIA CERTIFICATE

TREASURER-TAX COLLECTOR

JUN 05 2017

RECEIVED

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_	(and (2)),
RODRIGO A NICOLAU Notary Public – California San Diego County Commission # 2191089 My Comm. Expires Apr 11, 2021	Name(s) of Signer(s)  proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.
	Signature Kong Carlan
Place Notary Seal Above	Signature of Notary Public
OP'	TIONAL
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Description of Attached Document	
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# DEPARTMENT OF STATE HEALTH SERVICES VITAL STATISTICS UNIT

FILE NO.: 069737-1947

SHARLOTTE MARIE MINGS NAME:

BIRTH: DATE OF

06/19/1947

SEX: FEMALE

DALLAS COUNTY, TEXAS PLACE OF BIRTH:

MOTHER: FLORA LEE MAULDIN

FATHER: JAMES ALVIN MINGS

DATE FILED:



000995806

This is a true and correct abstract of the original record as recorded in this office. Issued under authority of Section 191.051, Health and Safety Code.

06/15/2016

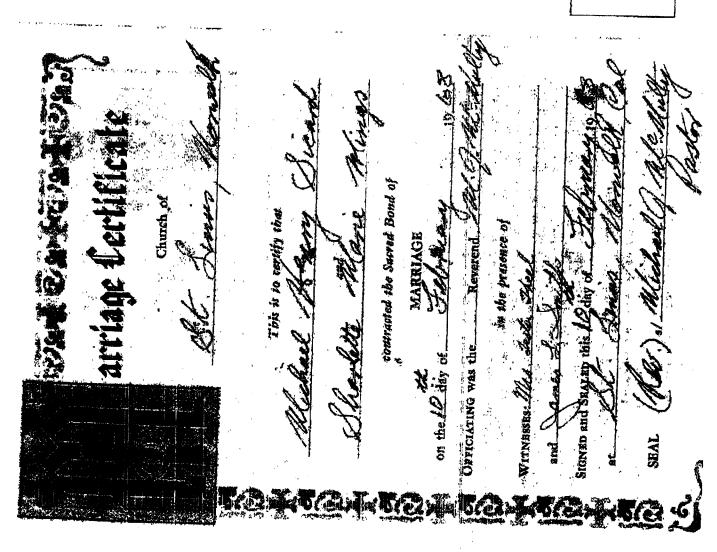
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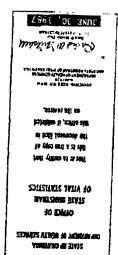
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WARNING: THIS DOCUMENT HAS A DARK BLUE BORDER AND A COLORED BACKGROUND

GEHALDINE R. HARRIS STATE REGISTRAR









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FEB 14 2017

Lymi Gogani CLERK

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