

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



ITEM: 19.23
(ID # 19399)

MEETING DATE:

Tuesday, October 18, 2022

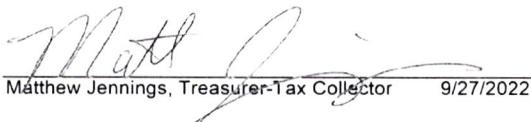
FROM : TREASURER-TAX COLLECTOR:

SUBJECT: TREASURER-TAX COLLECTOR: Public Hearing on the Recommendation for Distribution of Excess Proceeds for Tax Sale No. 214, Item 665. Last assessed to: Klein, Dee Dee Herman & Herman, Barry & Levin, Fred & Eisner, Carole & Swid, Stephen Claar & Ducanois, Courtney Claar & Dzilvelis, Alexander & Dana, Dorian J & Hamlin, Jeanine & Kolodin, Steven J. & Susan K. & Richard M., & Claar, Bruce & Joseph & Alice & Jamie & Fred & Carin & Steven & Tancredi, Michael T. & Thomas C. & John Paul. District 4. [\$2,186-Fund 65595 Excess Proceeds from Tax Sale]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Thomas C. Tancredi, last assessee, for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 641272012-7.
2. Approve the claim from Abigail D Logan AKA Abigail Donna Logan, Trustee of the Barry Herman Living Trust, for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 641272012-7.
3. Authorize and direct the Auditor-Controller to issue a warrant to Thomas C. Tancredi, last assessee, in the amount of \$315.64 and to Abigail D Logan AKA Abigail Donna Logan, Trustee of the Barry Herman Living Trust, in the amount of \$1,871.31 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.
4. Authorize and direct the Treasurer-Tax Collector to transfer the unclaimed excess proceeds in the amount of \$20,359.00 to the County General Fund pursuant to Revenue and Taxation Code Section 4674.

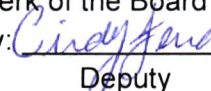
ACTION:Policy


Matthew Jennings, Treasurer-Tax Collector 9/27/2022

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: October 18, 2022
xc: Tax Collector

Kecia R. Harper
Clerk of the Board
By: 
Deputy

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$2,186	\$ 0	\$2,186	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale.			Budget Adjustment:	N/A
			For Fiscal Year:	22/23

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 June 04, 2019 public auction sale. The deed conveying title to the purchasers at the auction was recorded August 13, 2019. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on August 27, 2019, to parties of interest as defined in Section 4675 of said code. Parties of interest have been determined by an examination of Parties of Interest Reports, Assessor's and Recorder's records, as well as other, various research methods used to obtain current mailing addresses for these parties of interest.

Revenue and Taxation Code 4676 (b) states that the county shall make reasonable effort to obtain the name and last known mailing address of the parties of interest. Then, if the address of the party of interest cannot be obtained, the county shall publish notice of the right to claim excess proceeds in a newspaper of general circulation in the county as per Revenue and Taxation Code 4676 (c). The Treasurer-Tax Collector's office has made it a policy to take the following actions to locate the rightful party of the excess proceeds.

1. Examined Parties of Interest Reports to notify all parties of interest attached to the parcel.
2. Researched all last assessee's through the County's Property Tax System for any additional addresses.
3. Used Accurint (people finder) to notify any new addresses that may be listed for our last assessees.
4. Advertised in newspapers for three consecutive weeks in The Desert Sun, Palo Verde Valley Times and The Press Enterprise referring any parties of interest to file a claim for the excess proceeds.
5. Sent out a certified mailing within 90 days as required by Revenue and Taxation Code 4676 (b).

According to Revenue and Taxation Code 4675 (a) Any party of interest in the property may file with the county a claim for the excess proceeds, in proportion to his or her interest held with others of equal priority in the property at the time of the sale, at any time prior to the expiration

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

of the one year following the recordation of the Tax Collector's deed to the Purchaser, which was recorded on August 13, 2019.

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

1. Claim from the Thomas C. Tancredi, last assessee, based on an Order Settling First and Final Account and Report of Co-Executors; Allowing Compensation to Co-Executors and Attorney for Ordinary and Extraordinary Services, and for Final Distribution recorded on March 05, 2013 as Instrument No. 2013-0106980.
2. Claim from the Abigail D Logan AKA Abigail Donna Logan, Trustee of the Barry Herman Living Trust, based on an Order Settling First and Final Account and Report of Administrator; Allowing Compensation to Administrator and Attorney for Ordinary and Extraordinary Services, and for Final Distribution recorded on December 27, 2011 as Instrument No. 2011-0571456 and a Certificate of Trust notarized January 23, 2012, and a Certificate of Death for Barry Herman.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that the claim from Thomas C. Tancredi, last assessee, be awarded excess proceeds in the amount of \$315.64 and Abigail D Logan AKA Abigail Donna Logan, Trustee of the Barry Herman Living Trust, be awarded excess proceeds in the amount of \$1,871.31. Since there are no other claimants, the unclaimed excess proceeds in the amount of \$20,359.00 will be transferred to the County General Fund. 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 Residents and Businesses

Excess proceeds will be released to the last assesseees of the property and to the County General Fund.

ATTACHMENTS (if any, in this order):

ATTACHMENT A. Claim Tancredi

ATTACHMENT B. Claim Logan


Steven Atkeson 10/10/2022

201311286.2

CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY

RECEIVED

To: Jon Christensen, Treasurer-Tax Collector

2020 JAN 27 PM 4:59

Re: Claim for Excess Proceeds

RIVERSIDE COUNTY
TREAS-TAX COLLECTOR

TC 214 Item 665 Assessment Number: 641272012-7

Assessee: KLEIN, DEE DEE HERMAN & HERMAN, BARRY & KOLODIN, STEVEN J & TANCREDI, MICHAEL

Situs:

Date Sold: June 4, 2019

Date Deed to Purchaser Recorded: August 13, 2019

Final Date to Submit Claim: August 13, 2020

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. 2013-0106980, recorded on 03/05/2013. 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.

INCLUDED IS RIVERSIDE COUNTY ORIGINAL DOC. 3/5/13
#2013-0106980 SHOWING THOMAS C. TANCREDI
AS ONE OF LISTED PROPERTY OWNERS.

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 19th day of JANUARY, 2020 at LOS ANGELES, CA
County, State

Thomas C. Tancredi
Signature of Claimant

Signature of Claimant

THOMAS C. TANCREDI
Print Name

Print Name

8121 VICKSBURG AVE.
Street Address

Street Address

LOS ANGELES, CA 90045
City, State, Zip

City, State, Zip

(310) 753-9133
Phone Number

Phone Number

TCTANCR1@gmail.com
Email Address

Email Address

RECORDING REQUEST BY
STEVEN J. KOLODIN
MICHAEL T. TANCREDI

WHEN RECORDED MAIL TO

NAME JEFFREY S. YIP, ESQ.
MAILING ADDRESS 9841 Airport Boulevard
Suite 630
CITY, STATE Los Angeles, California
ZIP CODE 90045-5418

DOC # 2013-0106980
03/05/2013 08:00A Fee: 45.00
Page 1 of 11

Recorded in Official Records
County of Riverside

Larry W. Ward
Assessor, County Clerk & Recorder



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TITLE(S)

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013

ORDER SETTLING FIRST AND FINAL ACCOUNT AND REPORT OF CO-EXECUTORS;

ALLOWING COMPENSATION TO CO-EXECUTORS AND ATTORNEY FOR ORDINARY AND

EXTRAORDINARY SERVICES; AND FOR FINAL DISTRIBUTION

1 JEFFREY S. YIP, ESQ.
2 9841 Airport Boulevard
3 Suite 630
4 Los Angeles, California 90045
5 (310) 216-7671
6 (310) 216-9108 - Facsimile

7 Attorney for Co-Executors,
8 STEVEN J. KOLODIN and MICHAEL T. TANCREDI

RECEIVED
SUPERIOR COURT

JAN 29 2013

PROBATE DEPT. ROOM 258 FILED
ORDERS DESK Superior Court of California
County of Los Angeles

FEB 07 2013

John A. Clarke, Executive Officer/Clerk
By C. G. Robertson Deputy
C. G. Robertson

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 FOR THE COUNTY OF LOS ANGELES

11 In The Matter of the Estate of)
12)
13 JOAN L TANCREDI,)
14)
15 Deceased)
16)
17)
18)

ORDER SETTLING FIRST AND FINAL
ACCOUNT AND REPORT OF
CO-EXECUTORS; ALLOWING
COMPENSATION TO CO-EXECUTORS
AND ATTORNEY FOR ORDINARY AND
EXTRAORDINARY SERVICES, AND
FOR FINAL DISTRIBUTION
DATE: January 24, 2013
TIME: 8:30 A.M.
DEPT: 11
JUDGE: Michael I. Levanas

19
20 Steven J Kolodin and Michael T. Tancredi, as Co-
21 Executors of the Will and Codicil of Joan L Tancredi, deceased,
22 having filed their first and final account, report, and petition
23 for its settlement and for final distribution, and the account,
24 report, and petition coming on regularly for hearing on January 24,
25 2013, in Department 11 of the above-entitled court, before the
26 Honorable Michael I. Levanas, Judge Presiding. Jeffrey S Yip,
27 appeared for Petitioners/Co-Executors, Steven J Kolodin and
28 Michael T Tancredi No other appearances were made

12-23-2013

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The Court finds:

FINDINGS

1. Notice of hearing given: Due notice of the settlement of the account and of the hearing on the petition for final distribution of the estate has been regularly given for the period and in the manner prescribed by law.

All acts and transactions of the co-executors of the Will and Codicil of Joan L. Tancredi, deceased, during the period of the account are truly shown and are approved, and all allegations of the petition for its settlement and for final distribution are true

The account is true and correct and should be settled, allowed, and approved as filed.

2. Date of death and residence. Joan L. Tancredi died testate on July 26, 2010, in the County of Ventura, State of California, but was domiciled and a resident of the County of Los Angeles.

3. Appointment and qualification of representative. On May 3, 2011, Steven J. Kolodin and Michael T. Tancredi were appointed co-executors of decedent's will and codicil and qualified as such on June 15, 2011. Letters Testamentary were issued to Steven J. Kolodin and Michael T. Tancredi on the same date. Since then, they have been and now are the co-executors of the decedent's will and codicil.

4. Authority under Independent Administration of Estates Act. On May 3, 2011, Steven J. Kolodin and Michael T. Tancredi were granted authority to administer the estate without court supervision under the Independent Administration of Estates Act

5:57:23:5

1 with full authority. This authority has not been revoked.

2 5 Estate in condition to be closed Letters
3 Testamentary were issued on June 15, 2011. More than four months
4 have elapsed since the issuance of letters Notice of
5 administration has been given to creditors, as required by law
6 The time for filing and serving creditors' claims has expired, and
7 the estate now is in a condition to be closed

8 6 Character of estate property. The estate consists
9 entirely of the separate property of the decedent.

10 7. Disposition of creditors' claims. All claims filed
11 and served on the estate were either allowed by the administrator,
12 and paid, or rejected by the administrator, or withdrawn by the
13 claimant; written notice of rejection of each rejected claim has
14 been given in conformity with the law; more than three months have
15 elapsed since service of the last of the notices of rejection to be
16 served, and more than two months have elapsed since the last of the
17 rejected claims became due.

18 8. Payment of debts and expenses All debts of the
19 decedent and of the estate and all expenses of administration have
20 been paid, except closing expenses such as the compensation of
21 petitioners as co-executors, fees of Jeffrey S Yip, their attorney
22 and for any federal and state fiduciary income taxes which the
23 estate may owe

24 9 Estate tax No federal or state estate tax has been
25 filed for the estate because the estate was not sufficient to
26 require such a return, and no federal estate taxes are due

27 10. Income taxes All California and federal income
28 taxes due and payable by the estate have been paid

1 11 Certificate of California Franchise Tax Board A
2 certificate of the California Franchise Tax Board required by
3 Revenue and Taxation Code §19513 does not have to be filed because
4 although the estate exceeds \$1,000,000, the amount of \$250,000 is
5 not being distributed to a nonresident beneficiary.

6 12. Personal property taxes There are no personal
7 property taxes due or payable by the estate

8 13 Compensation. The co-executors and the attorney for
9 the co-executors have rendered valuable services to the estate, and
10 statutory compensation should be allowed as ordered below

11 The attorney for the co-executors has rendered
12 extraordinary services to the co-executors and the estate, and
13 additional compensation for such services should be allowed as
14 ordered below

15 14. Closing expenses The estimated expenses of closing
16 the estate, including the reserve for payment of any additional tax
17 liability that may hereafter be determined to be due from the
18 estate are \$5,000 00, and the co-executors should be authorized to
19 withhold that sum from distribution

20 15 Proposed distribution Distribution should be
21 ordered as requested

22 ORDER

23 IT IS ORDERED that

24 1 The administration of the estate is brought to a
25 close

26 2. The co-executors have in their possession belonging
27 to the estate, after deducting credits to which they are entitled,
28 a balance at the appraised value of \$917,974 12, of which

S. S. N. N.

1 | \$917,474 12 is in cash and the remainder consists of the property
2 | described below at the appraised value The first and final
3 | account, petition, and report of the executor is settled, allowed,
4 | and approved as filed

5 | 3 All acts and transactions of the co-executors
6 | relating to matters set forth in the account, report, and petition
7 | are confirmed and approved

8 | 4 The co-executors are authorized and directed to pay
9 | themselves a total of \$24,017 78 as statutory compensation for
10 | services rendered in administering the estate to be paid \$12,008 89
11 | to Steven J. Kolodin and \$12,008.89 to be paid to Michael T.
12 | Tancredi.

13 | 5 The co-executors are authorized and directed to pay
14 | Jeffrey S. Yip, their attorney, \$24,017 78 as statutory
15 | compensation for services rendered in the administration of this
16 | estate, and \$10,000.00 as additional compensation for extraordinary
17 | services rendered in administering this estate

18 | 6 The co-executors are authorized to retain \$5,000.00
19 | from distribution at this time to pay closing expenses and as a
20 | reserve for additional liabilities Any unexpended portion of such
21 | reserve for closing expenses and additional liabilities shall be
22 | distributed as set forth in Paragraph 7 which follows below without
23 | further order of this court.

24 | 7 Distribution By the terms of the will and codicil
25 | and by agreement between the beneficiaries/heirs of the decedent's
26 | will and codicil (pursuant to a Consent to the Distribution of
27 | Residue of the Estate to Three Children of Decedent and Three Step-
28 | Children of Decedent in Equal Shares), the estate in the possession

2008 11 13

1 of the co-executors remaining for distribution shall be distributed
2 to the following beneficiaries of the estate.

3 Name and Address

- 4 a Steven J. Kolodin, over age 18, son of decedent, 3564
5 Three Springs Drive, Westlake Village, CA 91361,
- 6 b. Susan A Kolodin, over age 18, daughter of decedent,
7 8610 Lancaster Drive, Bethesda, MD 20814,
- 8 c Richard M Kolodin, over age 18, son of decedent, 513
9 Albert Way, Petaluma, CA 94954,
- 10 d Michael T Tancredi, over age 18, step-son of
11 decedent, 24221 Aetna Street, Woodland Hills, CA
12 91367,
- 13 e Thomas C Tancredi, over age 18, step-son of
14 decedent, 8121 Vicksburg Avenue, Los Angeles, CA
15 90045,
- 16 f John Paul Tancredi, over age 18, step-son of
17 decedent, 836 South Bundy Drive, #408, Los Angeles,
18 CA 90049,

19
20 The property to be distributed to each beneficiary as follows:

21
22 (a) One-sixth (1/6th) of the estate shall be distributed
23 to Steven J. Kolodin, including (i) cash in the amount of
24 \$142,489 76; and (ii) an undivided one-seventy-second (1/72th)
25 interest in unimproved real property located on Mesquite
26 Avenue in the City of Desert Hot Springs in the County of
27 Riverside, California 92240 legally described as follows
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Lot 10, Two Bunch Palms Tract No 2, as shown
on the map on file in Book 24 of Maps,
at Page 27, Official Records of Riverside
County, California

Assessor's Parcel Number. 641-272-012-7

(b) One-sixth (1/6th) of the estate shall be distributed
to Susan K Kolodin, including (i) cash in the amount of
\$142,489 76; and (ii) an undivided one-seventy-second (1/72th)
interest in unimproved real property located on Mesquite
Avenue in the City of Desert Hot Springs, County of Riverside,
California 92240 legally described as follows:

Lot 10, Two Bunch Palms Tract No 2, as shown
on the map on file in Book 24 of Maps,
at Page 27, Official Records of Riverside
County, California

Assessor's Parcel Number. 641-272-012-7

(c) One-sixth (1/6th) of the estate shall be distributed
to Richard M Kolodin, including: (i) cash in the amount of
\$142,489.76; and (ii) an undivided one-seventy-second (1/72th)
interest in unimproved real property located on Mesquite
Avenue in the City of Desert Hot Springs, County of Riverside,
California 92240 legally described as follows

Lot 10, Two Bunch Palms Tract No. 2, as shown
on the map on file in Book 24 of Maps,
at Page 27, Official Records of Riverside
County, California.

Assessor's Parcel Number. 641-272-012-7

(d) One-sixth (1/6th) of the estate shall be distributed
to Michael T. Tancredi, including: (1) cash in the amount of

12:08:23

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\$142,489 76, and (ii) an undivided one-seventy-second (1/72th) interest in unimproved real property located on Mesquite Avenue in the City of Desert Hot Springs, County of Riverside, California 92240 legally described as follows

Lot 10, Two Bunch Palms Tract No. 2, as shown on the map on file in Book 24 of Maps, at Page 27, Official Records of Riverside County, California

Assessor's Parcel Number: 641-272-012-7

(e) One-sixth (1/6th) of the estate shall be distributed to Thomas C. Tancredi, including (i) cash in the amount of \$142,489 76, and (ii) an undivided one-seventy-second (1/72th) interest in unimproved real property located on Mesquite Avenue in the City of Desert Hot Springs, County of Riverside, California 92240 legally described as follows:

Lot 10, Two Bunch Palms Tract No. 2, as shown on the map on file in Book 24 of Maps, at Page 27, Official Records of Riverside County, California

Assessor's Parcel Number 641-272-012-7

(f) One-sixth (1/6th) of the estate shall be distributed to John Paul Tancredi, including: (1) cash in the amount of \$142,489 76; and (ii) an undivided one-seventy-second (1/72th) interest in unimproved real property located on Mesquite Avenue in the City of Desert Hot Springs, County of Riverside, California 92240 legally described as follows.

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CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY

RECEIVED

To: Jon Christensen, Treasurer-Tax Collector

2020 JUN 29 PM 4:01

Re: Claim for Excess Proceeds

RIVERSIDE COUNTY
TREASURER-TAX COLLECTOR

TC 214 Item 665 Assessment Number: 641272012-7

Assessee: KLEIN, DEE DEE HERMAN & HERMAN, BARRY & KOLODIN, STEVEN J & TANCREDI, MICHAEL

Situs: _____

Date Sold: June 4, 2019

Date Deed to Purchaser Recorded: August 13, 2019

Final Date to Submit Claim: August 13, 2020

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.

See attached

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 25th day of June, 2020 at Riverside California
County, State

Signature of Claimant

Abigail Logan
Signature of Claimant

Print Name

ABIGAIL D. LOGAN
Print Name

Street Address

2107 GEORGE DRIVE
Street Address

City, State, Zip

PALM SPRINGS CALIF
City, State, Zip

Phone Number

918 576 5972 92262
Phone Number

Email Address

abster9@sbcglobal.net
Email Address

RECORDING REQUEST BY
 STEVEN J. KOLODIN
 WHEN RECORDED MAIL TO
 NAME: JEFFREY S. YIP, ESQ.
 MAILING ADDRESS: 9841 Airport Boulevard
 Suite 630
 Los Angeles, California
 CITY, STATE ZIP CODE: 90045-5418

DOC # 2011-0571456 ✓
 12/27/2011 03:17P Fee:66.00
 Page 1 of 18
 Recorded in Official Records
 County of Riverside
 Larry W. Ward
 Assessor, County Clerk & Recorder



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TITLE(S)

ORDER SETTLING FIRST AND FINAL ACCOUNT AND REPORT OF ADMINISTRATOR;
ALLOWING COMPENSATION TO ADMINISTRATOR AND ATTORNEY FOR ORDINARY AND
EXTRAORDINARY SERVICES; AND FOR FINAL DISTRIBUTION ✓

1 JEFFREY S. YIP, ESQ.
2 9841 Airport Boulevard
3 Suite 630
4 Los Angeles, California 90045 ✓
(310) 216-7671
(310) 216-9108 - Facsimile

5 Attorney for Administrator,
6 STEVEN J. KOLODIN

FILED
LOS ANGELES SUPERIOR COURT
DEC 01 2011
JOHN A. CLARKE, CLERK
BY J. Arismendez
T. ARISMENDEZ, DEPUTY

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

11	In The Matter of the Estate of)	Case No.
12)	
13	)	ORDER SETTLING FIRST AND FINAL
14	)	ACCOUNT AND REPORT OF
15	)	ADMINISTRATOR; ALLOWING
16	)	COMPENSATION TO ADMINISTRATOR
17	)	AND ATTORNEY FOR ORDINARY AND
18	)	EXTRAORDINARY SERVICES; AND
	)	FOR FINAL DISTRIBUTION
)	
	)	DATE. October 20, 2011
	)	TIME 8.30 A.M.
	)	DEPT 11
	)	JUDGE Michael I. Levanas

19
20 Steven J Kolodin, as Administrator of the Estate of
21 Sheldon R. Claar, deceased, having filed his first and final
22 account, report, and petition for its settlement and for final
23 distribution, and the account, report, and petition coming on
24 regularly for hearing on October 20, 2011, in Department 11 of the
25 above-entitled court, before the Honorable Michael I Levanas,
26 Judge Presiding Jeffrey S Yip, appeared for
27 Petitioner/Administrator, Steven J Kolodin. No other appearances
28 were made.

13-DEC-2011

1 The Court finds.

2 FINDINGS

3 1. Notice of hearing given: Due notice of the
4 settlement of the account and of the hearing on the petition for
5 final distribution of the estate has been regularly given for the
6 period and in the manner prescribed by law.

7 All acts and transactions of the administrator of the
8 estate of Sheldon R. Claar, deceased, during the period of the
9 account are truly shown and are approved, and all allegations of
10 the petition for its settlement and for final distribution are
11 true.

12 The account is true and correct and should be settled,
13 allowed, and approved as filed

14 2. Date of death and residence. Sheldon R. Claar died
15 intestate on May 17, 2009, in the County of Los Angeles, State of
16 California, and was at the time of death domiciled in that county

17 3. Appointment and qualification of representative. On
18 February 23, 2010, Steven J. Kolodin was appointed administrator of
19 decedent's estate and qualified as such on March 19, 2010. Letters
20 of Administration were issued to Steven J. Kolodin on the same
21 date. Since then, he has been and now is the administrator of the
22 decedent's estate

23 4. Authority under Independent Administration of Estates
24 Act. On February 23, 2010, Steven J. Kolodin was granted authority
25 to administer the estate without court supervision under the
26 Independent Administration of Estates Act with full authority.
27 This authority has not been revoked

28 5. Estate in condition to be closed. Letters of

1 Administration were issued on March 19, 2010. More than four
2 months have elapsed since the issuance of letters Notice of
3 administration has been given to creditors, as required by law
4 The time for filing and serving creditors' claims has expired, and
5 the estate now is in a condition to be closed

6 6. Character of estate property The estate consists
7 entirely of the separate property of the decedent.

8 7. Disposition of creditors' claims All claims filed
9 and served on the estate were either allowed by the administrator,
10 and paid, or rejected by the administrator, or withdrawn by the
11 claimant, written notice of rejection of each rejected claim has
12 been given in conformity with the law; more than three months have
13 elapsed since service of the last of the notices of rejection to be
14 served, and more than two months have elapsed since the last of the
15 rejected claims became due.

16 8 Payment of debts and expenses. All debts of the
17 decedent and of the estate and all expenses of administration have
18 been paid, except closing expenses such as the compensation of
19 petitioner as administrator, fees of Jeffrey S. Yip, his attorney
20 and for any federal and state fiduciary income taxes which the
21 estate may owe.

22 9 Estate tax No federal or state estate tax has been
23 filed for the estate because the estate was not sufficient to
24 require such a return, and no federal estate taxes are due.

25 10. Income taxes. All California and federal income
26 taxes due and payable by the estate have been paid.

27 11. Certificate of California Franchise Tax Board. A
28 certificate of the California Franchise Tax Board required by

12/03/2011

1 Revenue and Taxation Code §19513 does not have to be filed because
2 the estate did exceed \$1,000,000, and assets of \$250,000 are not
3 being distributed to any one nonresident beneficiary

4 12. Personal property taxes There are no personal
5 property taxes due or payable by the estate.

6 13. Compensation The administrator and the attorney for
7 the administrator have rendered valuable services to the estate,
8 and statutory compensation should be allowed as ordered below.

9 The attorney for the administrator has rendered
10 extraordinary services to the administrator and the estate, and
11 additional compensation for such services should be allowed as
12 ordered below

13 14. Closing expenses. The estimated expenses of closing
14 the estate, including the reserve for payment of any additional tax
15 liability that may hereafter be determined to be due from the
16 estate are \$30,000.00, and the administrator should be authorized
17 to withhold that sum from distribution.

18 15. Proposed distribution Distribution should be
19 ordered as requested

20 **ORDER**

21 IT IS ORDERED that.

22 1. The administration of the estate is brought to a
23 close.

24 2. The administrator has in his possession belonging to
25 the estate, after deducting credits to which he is entitled, a
26 balance at the appraised value of \$2,338,332.92, of which
27 \$2,176,966.54 is in cash and the remainder consists of the property
28 described below at the appraised value. The first and final

1 account, petition, and report of the executor is settled, allowed,
2 and approved as filed

3 3. All acts and transactions of the administrator
4 relating to matters set forth in the account, report, and petition
5 are confirmed and approved.

6 4. The administrator is authorized and directed to pay
7 himself \$36,824.69 as statutory compensation for services rendered
8 in administering the estate.

9 5 The administrator is authorized and directed to pay
10 Jeffrey S Yip, his attorney, \$36,824.69 as statutory compensation
11 for services rendered in the administration of this estate, and
12 \$15,645.00 as additional compensation for extraordinary services
13 rendered in administering this estate

14 6. The administrator is authorized to retain \$30,000.00
15 from distribution at this time to pay closing expenses and as a
16 reserve for additional liabilities. Any unexpended portion of such
17 reserve for closing expenses and additional liabilities shall be
18 distributed as set forth in Paragraph 7 which follows below without
19 further order of this court.

20 7. The decedent died intestate, leaving the persons
21 whose names and addresses are set forth below as the only heirs at
22 law as determined by the Court in its Order Determining Entitlement
23 to Estate Distribution (Probate Code Section 11700, et seq.)

24 Name and Address

25 Estate of Joan Herman Tancredi
26 (to Steven J Kolodin and Michael T Tancredi, as Co-Executors, in
27 Los Angeles Superior Court,
28 Case Number BP 127 322 - Letters
Testamentary issued on June 15, 2011)
3564 Three Springs Drive
Westlake Village, CA 91361 ✓

12/02/2011

- | | | |
|----|-------------------------|---|
| 1 | Dee Dee Herman Klein | 1500 Sheridan Road
Wilmette, IL 60091 ✓ |
| 2 | Barry Herman | 2107 George Drive
Palm Springs, CA 92262 ✓ |
| 3 | Fred Levin | 119 Heatherwood
St. Louis, MO 63132 ✓ |
| 4 | Carole Eisner | 1107 Fifth Avenue
New York, NY 10128 ✓ |
| 5 | Stephen Claar Swid | 834 Fifth Avenue
New York, NY 10021 ✓ |
| 6 | Alice Claar | 45 East 89 th Street, Apt 6E
New York, NY 10128 ✓ |
| 7 | Courtney Claar Ducanols | 37 Marville Road
London SW6 7BB
United Kingdom ✓ |
| 8 | Jamie Claar | 33 Butternut Lane
Stamford, CT 06903 ✓ |
| 9 | Fred Claar | 8 Justin Road
Harrison, NY 10528 ✓ |
| 10 | Carin Claar | 8 Justin Road
Harrison, NY 10528 ✓ |
| 11 | C Alexander Dzilvelis | 160 Wadsworth Avenue, #205
New York, NY 10033 ✓ |
| 12 | Dorian J Dana | P.O. Box 58031
Philadelphia, PA 19102-8031 ✓ |
| 13 | Jeanine Hamlin | 193 Dovecote Lane
Central Islip, NY 11722 ✓ |
| 14 | Bruce Claar | 3552 Bakers Road
Gainsville, GA 30507 ✓ |
| 15 | Joseph Claar | 2601 John Bourg Drive
Plainfield, IL 60544 ✓ |
| 16 | Steven Claar | 113 Zolder Lane
Moorseville, NC 28115 ✓ |

* The property to be distributed to each beneficiary as follows:
 a. Estate of Joan Herman Tancredi (to Steven J. Kolodin and Michael T. Tancredi, as Co-Executors of the Will

12/02/2011

1 of Joan Tancredi), 1st Cousin of decedent, as to a one-twelfth
2 (1/12th) intestate share consisting of: (i) cash in the
3 amount of \$181,413 87, (ii) 6 Silver Proof Sets of 1964
4 United States Coins [having an appraised value of \$168 00] and
5 (iii) an undivided 1/12th interest in unimproved real property
6 located in the City of Desert Hot Springs, California legally
7 described as follows: (837)

8 Unimproved real property located on Mesquite
9 Avenue, Desert Hot Springs, CA 92240
legally described as

10 Lot 10, Two Bunch Palms Tract No 2, as shown
11 on the map on file in Book 24 of Maps,
12 at Page 27, Official Records of Riverside
County, California.

13 Assessor's Parcel Number: 641-272-012-7 ✓

14 b Dee Dee Herman Klein, 1st Cousin of decedent, as
15 to a one-twelfth (1/12th) intestate share consisting of: cash
16 in the amount of \$181,413 87; (ii) 6 Silver Proof Sets of
17 1964 United States Coins [having an appraised value of
18 \$168 00] and (iii) an undivided 1/12th interest in unimproved
19 real property located in the City of Desert Hot Springs,
20 California legally described as follows: (837)

21 Unimproved real property located on Mesquite
22 Avenue, Desert Hot Springs, CA 92240
legally described as:

23 Lot 10, Two Bunch Palms Tract No. 2, as shown
24 on the map on file in Book 24 of Maps,
25 at Page 27, Official Records of Riverside
County, California.

26 Assessor's Parcel Number: 641-272-012-7 ✓

27 c Barry Herman, 1st Cousin of decedent, as to a
28 one-twelfth (1/12th) intestate share consisting of (i) cash

1 in the amount of \$181,413 87, (ii) 6 Silver Proof Sets of
2 1964 United States Coins [having an appraised value of
3 \$168.00] and (iii) an undivided 1/12th interest in unimproved
4 real property located in the City of Desert Hot Springs,
5 California legally described as follows: (8.3/1)

6 Unimproved real property located on Mesquite
7 Avenue, Desert Hot Springs, CA 92240
legally described as:

8 Lot 10, Two Bunch Palms Tract No. 2, as shown
9 on the map on file in Book 24 of Maps,
10 at Page 27, Official Records of Riverside
County, California.

11 Assessor's Parcel Number: 641-272-012-7 ✓

12 d. Fred Levin, 1st Cousin of decedent, as to a one-
13 twelfth (1/12th) intestate share consisting of. (1) in the
14 amount of \$181,413.87, (ii) 6 Silver Proof Sets of 1964
15 United States Coins [having an appraised value of \$168.00] and
16 (iii) an undivided 1/12th interest in unimproved real property
17 located in the City of Desert Hot Springs, California legally
18 described as follows (8.3/1)

19 Unimproved real property located on Mesquite
20 Avenue, Desert Hot Springs, CA 92240
legally described as

21 Lot 10, Two Bunch Palms Tract No 2, as shown
22 on the map on file in Book 24 of Maps,
23 at Page 27, Official Records of Riverside
County, California.

24 Assessor's Parcel Number: 641-272-012-7 ✓

25 e. Carole Eisner, 1st Cousin of decedent, as to a
26 one-twelfth (1/12th) intestate share consisting of: (i) cash
27 in the amount of \$181,413 87, (ii) 6 Silver Proof Sets of
28 1964 United States Coins [having an appraised value of

12/02/2011

1 \$168 00] and (iii) an undivided 1/12th interest in unimproved
2 real property located in the City of Desert Hot Springs,
3 California legally described as follows: (B.3)

4 Unimproved real property located on Mesquite
5 Avenue, Desert Hot Springs, CA 92240
legally described as:

6 Lot 10, Two Bunch Palms Tract No 2, as shown
7 on the map on file in Book 24 of Maps,
8 at Page 27, Official Records of Riverside
County, California

9 Assessor's Parcel Number 641-272-012-7 ✓

10 f Stephen Claar Swid, 1st Cousin of decedent, as
11 to a one-twelfth (1/12th) intestate share consisting of: (i)
12 cash in the amount of \$181,413 87; (ii) 6 Silver Proof Sets
13 of 1964 United States Coins [having an appraised value of
14 \$168.00] and (iii) an undivided 1/12th interest in unimproved
15 real property located in the City of Desert Hot Springs,
16 California legally described as follows. (B.3)

17 Unimproved real property located on Mesquite
18 Avenue, Desert Hot Springs, CA 92240
legally described as:

19 Lot 10, Two Bunch Palms Tract No. 2, as shown
20 on the map on file in Book 24 of Maps,
21 at Page 27, Official Records of Riverside
County, California

22 Assessor's Parcel Number 641-272-012-7 ✓

23 g Alice Claar, 1st Cousin of decedent, as to a
24 one-twelfth (1/12th) intestate share consisting of (i) cash
25 in the amount of \$181,413.87, (ii) 6 Silver Proof Sets of
26 1964 United States Coins [having an appraised value of
27 \$168.00] and (iii) an undivided 1/12th interest in unimproved
28 real property located in the City of Desert Hot Springs, (B.3)

1 California legally described as follows.

2 Unimproved real property located on Mesquite
3 Avenue, Desert Hot Springs, CA 92240
legally described as:

4 Lot 10, Two Bunch Palms Tract No. 2, as shown
5 on the map on file in Book 24 of Maps,
6 at Page 27, Official Records of Riverside
County, California.

7 Assessor's Parcel Number 641-272-012-7 ✓

8 h. Courtney Claar Ducanois, 2nd Cousin of decedent,
9 as to a one-twenty-fourth (1/24th) intestate share consisting
10 of: (i) cash in the amount of \$90,706.93, (ii) 3 Silver
11 Proof Sets of 1964 United States Coins [having an appraised
12 value of \$84.00] and (iii) an undivided 1/24th interest in
13 unimproved real property located in the City of Desert Hot
14 Springs, California legally described as follows (A.2)

15 Unimproved real property located on Mesquite
16 Avenue, Desert Hot Springs, CA 92240
legally described as:

17 Lot 10, Two Bunch Palms Tract No. 2, as shown
18 on the map on file in Book 24 of Maps,
19 at Page 27, Official Records of Riverside
County, California

20 Assessor's Parcel Number 641-272-012-7 ✓

21 1. Jamie Claar, 2nd Cousin of decedent, as to a
22 one-twenty-fourth (1/24th) intestate share consisting of (i)
23 cash in the amount of \$90,706.93; (ii) 3 Silver Proof Sets
24 of 1964 United States Coins [having an appraised value of
25 \$84 00] and (iii) an undivided 1/24th interest in unimproved
26 real property located in the City of Desert Hot Springs,
27 California legally described as follows (A.2)

1 Unimproved real property located on Mesquite
2 Avenue, Desert Hot Springs, CA 92240
legally described as:

3 Lot 10, Two Bunch Palms Tract No 2, as shown
4 on the map on file in Book 24 of Maps,
5 at Page 27, Official Records of Riverside
County, California.

6 Assessor's Parcel Number 641-272-012-7 ✓

7 j. Fred Claar, 1st Cousin of decedent, as to a one-
8 twelfth (1/12th) intestate share consisting of: (i) cash in
9 the amount of \$181,413.87, (ii) 6 Silver Proof Sets of 1964
10 United States Coins [having an appraised value of \$168 00] and
11 (iii) an undivided 1/12th interest in unimproved real
12 property located in the City of Desert Hot Springs, California
13 legally described as follows (8.3)

14 Unimproved real property located on Mesquite
15 Avenue, Desert Hot Springs, CA 92240
legally described as

16 Lot 10, Two Bunch Palms Tract No 2, as shown
17 on the map on file in Book 24 of Maps,
18 at Page 27, Official Records of Riverside
County, California

19 Assessor's Parcel Number: 641-272-012-7 ✓

20 k. Carin Claar, 1st Cousin of decedent, as to a
21 one-twelfth (1/12th) intestate share consisting of: (i) cash
22 in the amount of \$181,413 87, (ii) 6 Silver Proof Sets of
23 1964 United States Coins [having an appraised value of
24 \$168 00] and (iii) an undivided 1/12th interest in unimproved
25 real property located in the City of Desert Hot Springs,
26 California legally described as follows.

27 Unimproved real property located on Mesquite
28 Avenue, Desert Hot Springs, CA 92240
legally described as (8.3)

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2 Lot 10, Two Bunch Palms Tract No 2, as shown
3 on the map on file in Book 24 of Maps,
4 at Page 27, Official Records of Riverside
5 County, California

6 Assessor's Parcel Number. 641-272-012-7 ✓

7 1. C Alexander Dzilvelis, 2nd Cousin of decedent,
8 as to a one-twenty-fourth (1/24th) intestate share consisting
9 of (i) cash in the amount of \$90,706.93, (ii) 3 Silver
10 Proof Sets of 1964 United States Coins [having an appraised
11 value of \$84.00] and (iii) an undivided 1/24th interest in
12 unimproved real property located in the City of Desert Hot
13 Springs, California legally described as follows (A2)

14 Unimproved real property located on Mesquite
15 Avenue, Desert Hot Springs, CA 92240
16 legally described as

17 Lot 10, Two Bunch Palms Tract No 2, as shown
18 on the map on file in Book 24 of Maps,
19 at Page 27, Official Records of Riverside
20 County, California.

21 Assessor's Parcel Number 641-272-012-7 ✓

22 m. Dorian J. Dana, 2nd Cousin of decedent, as to a
23 one-twenty-fourth (1/24th) intestate share consisting of. (1)
24 cash in the amount of \$90,706 93, (ii) 3 Silver Proof Sets
25 of 1964 United States Coins [having an appraised value of
26 \$84.00] and (iii) an undivided 1/24th interest in unimproved
27 real property located in the City of Desert Hot Springs,
28 California legally described as follows. (A2)

Unimproved real property located on Mesquite
Avenue, Desert Hot Springs, CA 92240
legally described as

Lot 10, Two Bunch Palms Tract No 2, as shown

1 on the map on file in Book 24 of Maps,
2 at Page 27, Official Records of Riverside
County, California

3 Assessor's Parcel Number 641-272-012-7 ✓
4

5 n Jeanine Hamlin, 2nd Cousin of decedent, as to a
6 one-forty-eighth (1/48th) intestate share consisting of (i)
7 cash in the amount of \$45,353 46, (ii) 2 Silver Proof Sets
8 of 1964 United States Coins [having an appraised value of
9 \$56 00] and (iii) an undivided 1/48th interest in unimproved
10 real property located in the City of Desert Hot Springs,
11 California legally described as follows (2.1)

12 Unimproved real property located on Mesquite
13 Avenue, Desert Hot Springs, CA 92240
legally described as

14 Lot 10, Two Bunch Palms Tract No 2, as shown
15 on the map on file in Book 24 of Maps,
at Page 27, Official Records of Riverside
16 County, California.

17 Assessor's Parcel Number 641-272-012-7 ✓

18 o. Bruce Claar, 2nd cousin of decedent, as to a
19 one-forty-eight (1/48th) intestate share consisting of: (i)
20 cash in the amount of \$45,353 46, (ii) 2 Silver Proof Sets
21 of 1964 United States Coins [having an appraised value of
22 \$56 00] and (iii) an undivided 1/48th interest in unimproved
23 real property located in the City of Desert Hot Springs,
24 California legally described as follows: (2.1)

25 Unimproved real property located on Mesquite
26 Avenue, Desert Hot Springs, CA 92240
legally described as:

27 Lot 10, Two Bunch Palms Tract No. 2, as shown
28 on the map on file in Book 24 of Maps,
at Page 27, Official Records of Riverside

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County, California

Assessor's Parcel Number: 641-272-012-7 ✓

p. Joseph Claar, 2nd cousin of decedent, as to a one-forty-eighth (1/48th) intestate share consisting of: (i) cash in the amount of \$45,353.46; (ii) 2 Silver Proof Sets of 1964 United States Coins [having an appraised value of \$56 00] and (iii) an undivided 1/48th interest in unimproved real property located in the City of Desert Hot Springs, California legally described as follows. (2.1)

Unimproved real property located on Mesquite Avenue, Desert Hot Springs, CA 92240 legally described as:

Lot 10, Two Bunch Palms Tract No. 2, as shown on the map on file in Book 24 of Maps, at Page 27, Official Records of Riverside County, California

Assessor's Parcel Number 641-272-012-7 ✓

q. Steven Claar, 2nd cousin of decedent, as to a one-forty-eighth (1/48th) intestate share consisting of (i) cash in the amount of \$45,353 46; (ii) 2 Silver Proof Sets of 1964 United States Coins [having an appraised value of \$56.00] and (iii) an undivided 1/48th interest in unimproved real property located in the City of Desert Hot Springs, California legally described as follows (2.1)

Unimproved real property located on Mesquite Avenue, Desert Hot Springs, CA 92240 legally described as

Lot 10, Two Bunch Palms Tract No. 2, as shown on the map on file in Book 24 of Maps, at Page 27, Official Records of Riverside County, California.

13/02/2011

Assessor's Parcel Number 641-272-012-7 ✓

8. Any other property of the estate not now known or discovered that may belong to the estate or in which the decedent or the estate may have any interest shall be distributed as follows:

a. Estate of Joan Herman Tancredi (to Steven J. Kolodin and Michael T. Tancredi, as Co-Executors of the Will of Joan Tancredi), 1st Cousin of decedent, as to a one-twelfth (1/12th) intestate share;

b. Dee Dee Herman Klein, 1st Cousin of decedent, as to a one-twelfth (1/12th) intestate share;

c. Barry Herman, 1st Cousin of decedent, as to a one-twelfth (1/12th) intestate share,

d. Fred Levin, 1st Cousin of decedent, as to a one-twelfth (1/12th) intestate share,

e. Carole Eisner, 1st Cousin of decedent, as to a one-twelfth (1/12th) intestate share;

f. Stephen Claar Swid, 1st Cousin of decedent, as to a one-twelfth (1/12th) intestate share.

g. Alice Claar, 1st Cousin of decedent, as to a one-twelfth (1/12th) intestate share.

h. Courtney Claar Ducanois, 2nd Cousin of decedent, as to a one-twenty-fourth (1/24th) intestate share.

i. Jamie Claar, 2nd Cousin of decedent, as to a one-twenty-fourth (1/24th) intestate share

j. Fred Claar, 1st Cousin of decedent, as to a one-twelfth (1/12th) intestate share

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k Carin Claar, 1st Cousin of decedent, as to a one-twelfth (1/12th) intestate share

l C Alexander Dzilvelis, 2nd Cousin of decedent, as to a one-twenty-fourth (1/24th) intestate share.

m Dorian J Dana, 2nd Cousin of decedent, as to a one-twenty-fourth (1/24th) intestate share

n Jeanine Hamlin, 2nd Cousin of decedent, as to a one-forty-eighth (1/48th) intestate share

o Bruce Claar, 2nd cousin of decedent, as to a one-forty-eight (1/48th) intestate share.

p Joseph Claar, 2nd cousin of decedent, as to a one-forty-eighth (1/48th) intestate share

q Steven Claar, 2nd cousin of decedent, as to a one-forty-eighth (1/48th) intestate share

9. The administrator, Steven J. Kolodin, is authorized to withdraw the balance of funds from the following blocked accounts of the Estate of Sheldon R. Claar for payment of the ordered distributions

- a Account Number Ending in _____ at J P. Morgan Chase Bank,
- b. Account Number Ending in _____ at J.P Morgan Chase Bank,
- c. Account Number Ending in _____ at Citibank, N A.,
- d Account Number Ending in _____ at Comerica Bank,
- e. Account Number Ending in _____ at Lockheed Federal Credit Union,
- f Account Number Ending in _____ Montecito Bank

12/02/2011

99.9

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Ending in at OneWest Bank,
Ending in at Union Bank;
Ending in at Union Bank;
Ending in at Wells Fargo

- j. Account Number Ending in Bank,
- k. Account Number Ending in at Bank of the West; and
- l. Account Number Ending in at Santa Barbara Bank & Trust

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Dated 12-1-2011

Michael I. Levanas

MICHAEL I. LEVANAS
Judge of the Superior Court



I certify that this is a true and correct copy of the original ORDER on file in this office consisting of 17 pages. JOHN A. CLARKE, Executive Officer/Clerk of the Superior Court of California, County of Los Angeles.

Date: DEC 07 2011 By: [Signature], Deputy

D. KNOWLES

12/02/2011

**The Barry Herman Living Trust
Certificate of Trust**

The undersigned, all of the Trustees of The Barry Herman Living Trust, hereby certifies the following:

A. **Name and Existence.** The name of the trust is The Barry Herman Living Trust (the "Trust"). The Declaration of Trust creating said Trust was executed on 1/23, 2012

B. **Grantors.** The Grantor of the Trust is the following person (the "Grantor"):

Name of Grantor

Social Security Number:

Barry Herman

C. **Trustees.** The current Trustees of the Trust are the following persons:

Barry Herman

Abigail Donna Logan

D. **Powers of Trustee.** Each Trustee individually has the powers deemed necessary and appropriate to administer the Trust, including all powers granted under California law, subject to the fiduciary duties to the grantor and beneficiaries. The powers of the Trustee include, but are not limited to, the powers to:

1. Hold, maintain, manage and administer assets of the Trust;
2. Sell, trade, deal, encumber, mortgage, pledge, option, lease, lend or improve the assets of the Trust;
3. Collect, hold, purchase, invest and reinvest the profits and principal of the Trust;
4. Borrow money and purchase insurance;
5. Employ and pay reasonable fees to counsel, accountants, financial advisors and any other professional deemed necessary for the proper administration of the Trust;

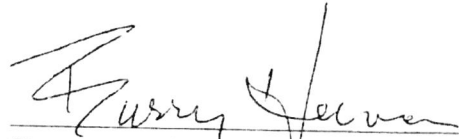
6. Enter into contracts and otherwise sign and execute any instrument on behalf of the Trust;
7. Establish bank, brokerage and other financial and non-financial accounts for and on behalf of the Trust, and to sign any and all documents on the Trust's behalf in relation thereto, including any resolutions, certification or certificate required for such account;
8. Distribute or divide the assets of the Trust in accordance with the Declaration of Trust;
9. To pay or disburse such sums from the assets of the Trust as may be required, necessary or desirable to maintain the comfort and welfare of the grantor in the event the grantor is unable to actively and competently exercise judgment over financial matters by reason of a medical illness or mental impairment.
10. Upon the death of the Grantor, to pay any debts and expenses of the Grantor.

E. **Revocation.** The Trust is revocable, and the Grantor has the power to revoke the Trust at any time.

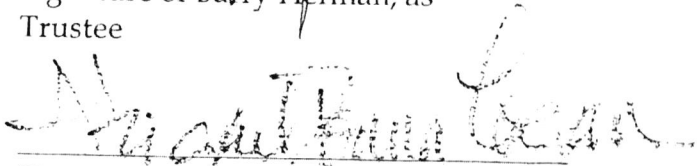
F. The Trust has not been revoked, modified or amended in any manner which would cause the representations contained in this certificate of trust to be incorrect.

IN WITNESS WHEREOF, the Trustees have executed this Certificate of Trust on the date below:

Date: 1/23, 2012



Signature of Barry Herman, as
Trustee



Signature of Abigail Donna Logan, as
Trustee

ACKNOWLEDGMENT

State of California

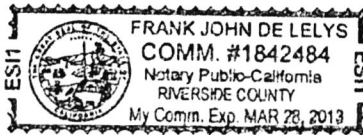
County of RIVERSIDE

On JANUARY 23, 2012, before me, FRANK JOHN DE LELYS, a Notary Public, personally appeared Barry Herman and Abigail Donna Logan, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he or she executed the same in his or her authorized capacity(ies), and that by his or her signature(s) on the instrument the person, or the entity upon behalf of which the person 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 Frank John De Lelys (Seal)



STATE OF CALIFORNIA
CERTIFICATION OF VITAL RECORD
COUNTY OF RIVERSIDE

RIVERSIDE, CALIFORNIA

3052016242988

CERTIFICATE OF DEATH
STATE OF CALIFORNIA
 USE BLACK INK ONLY. NO ERASURES, WHITEOUTS OR ALTERATIONS
 VS. 10097506

*Copy of org.
 original mailed
 back to claimant
 7/19/22
 JK*

1. NAME OF DECEDENT - FIRST (shown) BARRY		2. MIDDLE LOYAL		3. LAST (family) HERMAN	
AKA: ALSO KNOWN AS - Include full AKA (FIRST, MIDDLE, LAST)					
9. BIRTH STATE/FOREIGN COUNTRY ILLINOIS				4. DATE OF BIRTH (mm/dd/yyyy) 04/24/1942	5. AGE Yrs 74
12. EDUCATION - Highest Level/Degree (See instructions on back) SOME COLLEGE		11. EVER IN U.S. ARMED FORCES? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNK		10. MARITAL STATUS/SPOUSE at time of Death DIVORCED	
17. USUAL OCCUPATION - Type of work for most of life. DO NOT USE RETIRED CHEF		14.15. WAS DECEDENT HISPANIC/LATINO/LA/SPANISH? (If yes, see worksheet on back) <input type="checkbox"/> YES <input type="checkbox"/> NO		16. DECEDENT'S RACE - Use to 3 races if WHITE	
20. DECEDENT'S RESIDENCE (Street and number, or location) 2107 GEORGE DRIVE		18. KIND OF BUSINESS OR INDUSTRY (e.g., grocery store, road construction) CUISINE			
21. CITY PALM SPRINGS		22. COUNTY/PROVINCE RIVERSIDE		23. ZIP CODE 92262	24. YEARS IN COUNTY 9
25. STATE/FOREIGN COUNTRY CALIFORNIA		26. INFORMANT'S NAME, RELATIONSHIP ABIGAIL LOGAN, TRUSTEE			
27. INFORMANT'S MAILING ADDRESS (Street and number, or rural route number, city or town, state and zip) 2107 GEORGE DRIVE, PALM SPRINGS, CA 92262					
28. NAME OF SURVIVING SPOUSE(SHDP)-FIRST -		29. MIDDLE -		30. LAST (BIRTH NAME) -	
31. NAME OF FATHER/PARENT-FIRST WILLIAM		32. MIDDLE -		33. LAST HERMAN	
35. NAME OF MOTHER/PARENT-FIRST LEONA		36. MIDDLE -		34. BIRTH STATE OH	
37. LAST (BIRTH NAME) UNKNOWN		38. BIRTH STATE UNK		39. DISPOSITION DATE (mm/dd/yyyy) 12/14/2016	
40. PLACE OF FINAL DISPOSITION RES ABIGAIL LOGAN 2107 GEORGE DRIVE, PALM SPRINGS, CA 92262		41. TYPE OF DISPOSITION(S) CR/RES			
42. NAME OF FUNERAL ESTABLISHMENT NEPTUNE SOCIETY OF RIVERSIDE AND SAN BERNARDINO COUNTY		43. SIGNATURE OF EMBALMER NOT EMPLOYED		44. LICENSE NUMBER -	
45. NAME OF LOCAL REGISTRAR CAMERON KAISER, MD		46. SIGNATURE OF LOCAL REGISTRAR CAMERON KAISER, MD		47. DATE (mm/dd/yyyy) 12/14/2016	
101. PLACE OF DEATH RESIDENCE		102. IF HOSPITAL, SPECIFY ONE <input type="checkbox"/> IP <input type="checkbox"/> ER/ICU <input type="checkbox"/> OCA <input type="checkbox"/> HOME		103. IF OTHER THAN HOSPITAL, SPECIFY ONE <input type="checkbox"/> FARM/ HOME/ETC <input checked="" type="checkbox"/> HOME <input type="checkbox"/> Other	
104. COUNTY RIVERSIDE		105. CITY PALM SPRINGS			
106. FACILITY ADDRESS OR LOCATION WHERE FOUND (Street and number, or location) 2107 GEORGE DRIVE		107. CAUSE OF DEATH Enter the chain of events - diseases, injuries, or complications - that directly caused death. DO NOT enter terminal events such as cardiac arrest, respiratory arrest, or ventilator withdrawal without showing the etiology. DO NOT ABBREVIATE. (A) CARDIAC ARREST (B) CONGESTIVE HEART FAILURE			
108. IMMEDIATE CAUSE (Final disease or condition resulting in death) (A) CARDIAC ARREST		109. DEATH REPORTED TO CORONER (Date and time) DATE: MINS 2016-13360		110. BICPSY PERFORMED: YRS: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
111. UNDERLYING CAUSE (Underlying cause including the events resulting in death) LAST NONE		112. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RESULTING IN THE UNDERLYING CAUSE GIVEN IN 107 NONE		113. USED IN DETERMINING CAUSE: YRS: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
114. WAS OPERATION PERFORMED FOR ANY CONDITION IN ITEM 107 OR 112? If yes, list type of operation and date: NO					
114.1 CERTIFY THAT TO THE BEST OF MY KNOWLEDGE DEATH OCCURRED AT THE HOUR, DATE, AND PLACE STATED (7-1) OF THE CAUSES STATED: Decedent Attended Before: <input type="checkbox"/> (A) <input type="checkbox"/> (B) 12/09/2016 12/10/2016		115. SIGNATURE AND TITLE OF CERTIFIER YVONNE GEORGE MORGAN M.D.		116. LICENSE NUMBER | 117. DATE (mm/dd/yyyy) 12/14/2016	
118. TYPE ATTENDING PHYSICIAN'S NAME, MAILING ADDRESS, ZIP CODE 1080 N INDIAN CANYON DR #200, PALM SPRINGS, CA 92262		119. MANNER OF DEATH: <input type="checkbox"/> Natural <input type="checkbox"/> Accident <input type="checkbox"/> Homicide <input type="checkbox"/> Suicide <input type="checkbox"/> Pending investigation <input type="checkbox"/> Could not be determined			
120. INJURED AT WORK? <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNK		121. INJURY DATE (mm/dd/yyyy) | 122. HOUR (24 hours) - -			
123. PLACE OF INJURY (e.g., home, construction site, wooded area, etc.): -					
124. DESCRIBE HOW INJURY OCCURRED (Events which resulted in injury): -					
125. LOCATION OF INJURY (Street and number, or location, and city, and zip): -					
126. SIGNATURE OF CORONER / DEPUTY CORONER -					
127. DATE (mm/dd/yyyy) | 128. TYPE NAME, TITLE OF CORONER / DEPUTY CORONER -					



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, Department of Public Health.

DATE ISSUED **Dec 15, 2016**

DR. CAMERON KAISER, MD
 COUNTY HEALTH OFFICER

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE



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