

**AUDITOR-CONTROLLER/  
TREASURER/TAX COLLECTOR**

ATTACHMENT 1

RECEIVED

MOJAVE WATER AGENCY

17 MAY 22 PM 1:10

- ☐ 268 West Hospitality Lane, Fourth Floor  
San Bernardino, CA 92415-0018 • (909) 387-8322 • Fax (909) 890-4045
- ☒ 268 West Hospitality Lane, First Floor  
San Bernardino, CA 92415-0360 • (909) 387-8308 • Fax (909) 890-5797



**Matt Brown**

Assistant Auditor-Controller/Treasurer/Tax Collector

**John Johnson**

Assistant Auditor-Controller/Treasurer/Tax Collector

May 19, 2017

Mojave Water Agency  
Attn: Kirby Brill  
13846 Conference Center Dr.  
Apple Valley, CA 92307

Re: Request to purchase tax-defaulted properties

Dear Mr. Brill:

We are in need of supporting documentation to complete the sale of tax-defaulted property under the Chapter 8 guidelines. We ask for your assistance in complying and returning all necessary paperwork to our office as soon as possible.

Enclosed you will find two "Exhibit A" which lists the parcel(s) requested and still available to your agency. A checklist that outlines all required documents is enclosed. To assist you in completing these requirements, four (4) Agreements are enclosed for the parcels that are *not* within the city limit and another four (4) Agreements for a single parcel that is within city limits and requires an extra signature. Please fill all of them out and return to us with the remaining documents on the check list.

If you have any questions, please feel free to contact me at (909) 252-5429.

Sincerely,

Oscar Valdez  
Auditor-Controller/Treasurer/Tax Collector

By: Kelly McKee, Tax Sale Manager  
Office of the Auditor-Controller/Treasurer/Tax Collector  
County of San Bernardino  
(909) 252-5429 Phone  
(909) 890-5797 Fax  
[kelly.mckee@atc.sbcounty.gov](mailto:kelly.mckee@atc.sbcounty.gov)

## ***Public Agency***

# ***Objection Application Checklist***

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One copy of each of the following:

- ☒ \*Completed Purchase Application Form (blank form available through SCO) (**Rev & Tax Code 3695.4**)
- ☒ \*Objection letter or statement with indication of the date it was submitted to the tax collector's office (**Rev & Tax Code 3695.4**)
- ☒ \*Agency mission statement.
- ☐ \*If redevelopment agency, description/map of survey area. (**Rev & Tax Code 3791.3**)
- ☐ \*Resolution/Official Minutes of public agency showing authorization to purchase
- ☒ \*Document listing each parcel and a description of the purpose and intended use for each parcel (**Rev & Tax Code 3695.4**)
- ☐ \*\*Board of Supervisor's resolution or sale approval document showing the minimum bid price of the particular parcel(s) for the Chapter 7 sale that is the subject of objection.
- ☐ \*\*Letter or note on county stationary or affidavit from newspaper showing publication date of the first notice of sale for the chapter 7 sale. **Note:** if a notice of sale has not yet been published, a letter or note on county stationary stating this fact.
- ☐ \*\*Board of Supervisor's resolution or sale approval document of Chapter 8 agreement
- ☐ \*\*Parcel Description(s) – e.g. APN, Lot and Block, Legal Description
- ☐ \*\*Plat Map(s)
- ☐ \*\*Notice(s) of Power to Sell
- ☐ \*\*\*Executed Agreement (blank form available through SCO) (**Rev & Tax Code 3795**)

\* *Supplied by Purchaser*  
\*\* *Supplied by the Tax Collector*  
\*\*\* *Completed by Purchaser and Tax Collector*

## **AGREEMENT TO PURCHASE TAX-DEFAULTED PROPERTY**

This agreement is made this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by and between the Board of Supervisors of San Bernardino County, State of California, and Mojave Water Agency ("PURCHASER"), pursuant to the provisions of Division 1, Part 6, Chapter 8, of the Revenue and Taxation Code.

The real property situated within said county, hereinafter set forth and described in Exhibit "A", is tax-defaulted and is subject to the power of sale by the tax collector of said county for the nonpayment of taxes, pursuant to provisions of law.

It is mutually agreed as follows:

1. That, as provided by Revenue and Taxation Code §3800, the cost of giving notice of this agreement shall be paid by the PURCHASER, and
2. That the PURCHASER agrees to pay the sum of \$ 19,350.00 for the real property described in Exhibit "A" within 15 days after the date this agreement becomes effective. Upon payment of said sum to the tax collector, the tax collector shall execute and deliver a deed conveying title to said property to PURCHASER.
3. The property sold pursuant to this agreement is offered and sold as is. The State, the County, and each employee of those entities acting in the employee's official capacity in preparing, conducting, and selling property under this agreement, are not liable for any known or unknown conditions of the property, including, but not limited to, errors in the Assessor's records pertaining to improvement of the property.
4. That the PURCHASER agrees to use the parcel(s) for public purpose under the following intent:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
5. That, if said purchaser is a taxing agency as defined in the Revenue and Taxation Code §121 or any other agency that receives its revenue share under the provision of Division 1. Part 8, Chapter 3 of the Revenue and Taxation Code, it will not share in the distribution of the payment required by the Agreement as defined by §3791 and §3720 of the Revenue and Taxation Code.

If all or any portion of any individual parcel described in this agreement is redeemed prior to the effective date of this agreement, this agreement shall be null and void as to that individual parcel.

The undersigned hereby agree to the terms and conditions of this agreement and are duly authorized to sign for said agencies.

**This document is being executed in counterpart each of which constitutes an original**

ATTEST:

\_\_\_\_\_  
(Purchaser)  
  
(seal)

By: \_\_\_\_\_

ATTEST: SIGNED AND CERTIFIED THAT  
A COPY OF THIS DOCUMENT HAS BEEN  
DELIVERED TO THE CHAIRMAN OF THE  
BOARD

BOARD OF SUPERVISORS

Laura H. Welch  
Clerk of the Board of Supervisors  
of the County of San Bernardino

By \_\_\_\_\_

By \_\_\_\_\_  
Deputy  
  
(seal)

By \_\_\_\_\_  
Robert Lovingood, Chairman

Pursuant to the provisions of Revenue and Taxation Code §3775, the governing body of the City of Hesperia, hereby agrees to the selling price as provided in this agreement.

ATTEST:

CITY OF Hesperia

\_\_\_\_\_  
Deputy  
  
(seal)

By \_\_\_\_\_  
Mayor

Pursuant to the provisions of Revenue and Taxation Code §3795, the Controller approves the foregoing agreement this \_\_\_\_\_ day of \_\_\_\_\_.

**BETTY T. YEE, CALIFORNIA STATE CONTROLLER**

By: \_\_\_\_\_  
KAREN GARCIA, MANAGER  
Government Compensation and Property Tax  
Standards Section

**EXHIBIT A**

Mojave Water Agency

|                  |    |           |
|------------------|----|-----------|
| 0397-181-14-0000 | \$ | 19,350.00 |
| Total:           | \$ | 19,350.00 |