

**CLAIM FOR PAYMENT  
EXCESS PROCEEDS FROM TAX DEEDED LAND SALES**

County of Kern  
State of California

Claim of \_\_\_\_\_ Date \_\_\_\_\_  
(PLEASE PRINT)

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Daytime Phone (OPTIONAL) (\_\_\_\_\_) \_\_\_\_\_

**INSTRUCTIONS ON REVERSE SIDE  
DESCRIPTION**

In accordance with Section 4675 of the California Revenue and Taxation Code, claim is hereby made against the excess proceeds of the tax deeded land sale held by the Kern County Tax Collector on \_\_\_\_\_  
(MO & YR OF SALE)

for the parcel number \_\_\_\_\_ for which the Tax Collector's deed to the purchaser was  
(PARCEL NUMBER OF PROPERTY SOLD)

recorded on \_\_\_\_\_  
(DATE TAX DEED RECORDED)

**The basis for my claim is as follows (complete the applicable section):**

A. I was a lienholder of record at the time of sale. A Recorder's certified copy of my lien document is attached. The total amount due and unpaid on this lien as of the date of the sale was \$ \_\_\_\_\_. A copy of my payment records or other documentation supporting this balance is attached.

B. I am the person who had title of record to \_\_\_\_\_ percent of the property immediately prior to the sale by the Tax Collector. A certified copy of the document(s) establishing my title to the property is attached.

TOTAL  
AMOUNT CLAIMED \$ \_\_\_\_\_

Under penalty of Perjury, I HEREBY CERTIFY that the above claim and items, amounts and statements as therein set out are true and correct, that the amount claimed is justly due and is presented within one year following the recording of the Tax Collector's deed to the purchaser.

**FOR FILING STAMP ONLY**

Executed at \_\_\_\_\_ California, on \_\_\_\_\_ 20 \_\_\_\_\_

\_\_\_\_\_  
CLAIMANT SIGN HERE

**CLAIMANT WILL NOT WRITE IN SPACE BELOW THIS LINE**

Delinquent Tax Sale Trust Fund No. 00262 CATEGORY \_\_\_\_\_ ID NUMBER \_\_\_\_\_

**AGENT OF THE BOARD**

Date Claim Received \_\_\_\_\_

Amount Approved, R & T 4675(a) \$ \_\_\_\_\_ (b) \$ \_\_\_\_\_

By \_\_\_\_\_

Date \_\_\_\_\_

Audited and allowed  
Aimee X. Espinoza  
Auditor Controller-County Clerk

By \_\_\_\_\_

## INSTRUCTIONS TO CLAIMANT

- (1) Claims must be completed and signed by the claimant before submission to the County Auditor Controller.
- (2) Checks will be issued and mailed to the name and address of claimant shown. Please print legibly to avoid any misdirection of funds issued or related correspondence.
- (3) Claims must be filed prior to the expiration of one year following the recording of the Tax Collector's deed to the purchaser as shown on the front side of this form. Documents must be attached to establish the claimant's right to the excess proceeds.
- (4) All additional documents requested by the Auditor Controller to establish the right of the claimant to the excess proceeds must be received within 30 days of the request by the Auditor Controller or the claim for excess proceeds will be denied as incomplete.
- (5) Mail completed claims forms to:

Kern County Auditor-Controller  
ATTN: Excess Proceeds  
1115 Truxtun Ave, 2<sup>nd</sup> Fl  
Bakersfield Ca 93301

## REVENUE AND TAXATION CODE

### **§ 4675. Claims for excess proceeds; assignment; contents; parties of interest; priority; hearing**

- (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 sale, at any time prior to the expiration of one year following the recordation of the tax collector's deed to the purchaser.
- (b) After the property has been sold, a party of interest in the property at the time of the sale may assign his or her right to claim the excess proceeds only by a dated, written instrument that explicitly states that the right to claim the excess proceeds is being assigned, and only after each party to the proposed assignment has disclosed to each other party to the proposed assignment all facts of which he or she is aware relating to the value of the right that is being assigned. Any attempted assignment that does not comply with these requirements shall have no effect. This paragraph shall apply only with respect to assignments on or after the effective date of this paragraph.
- (c) Any person of entity who in any way acts on behalf of, or in place of, any party of interest with respect to filing a claim for any excess proceeds shall submit proof with the claim that the amount of the excess proceeds has been disclosed to the party of interest and that the party of interest has been advised of his or her right to file a claim for the excess proceeds on his or her own behalf.
- (d) The claims shall contain any information and proof deemed necessary by the board of supervisors to establish the claimant's rights to all or any portion of the excess proceeds.
- (e) No sooner than one year following the recordation of the tax collector's deed to the purchaser, and if the excess proceeds have been claimed by any party of interest as provided herein, the excess proceeds shall be distributed on order of the board of supervisors to the parties of interest who have claimed the excess proceeds in the order of priority set forth in subdivisions (a) and (b).
  - For the purposes of this article, parties of interest and their order of priority are:
    - (1) First, lienholders of record prior to the recordation of the tax deed to the purchaser in the order of their priority.
    - (2) Second, 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.
- (f) In the event that a person with title of record is deceased at the time of the distribution of the excess proceeds, the heirs may submit an affidavit pursuant to Chapter 3 (commencing with Section 13100) of Part 1 of Division 8 of the Probate Code, to support their claim for excess proceeds.
- (g) Any action or proceeding to review the decision of the board of supervisors shall be commenced within 90 days after the date of that decision of the board of supervisors.

1. <http://www.kcttc.co.kern.ca.us>
2. Taxpayer Services >Tax Sales>Claim for Excess Proceeds
3. Link [CLAIM FOR EXCESS PROCEEDS.pdf \(kern.ca.us\)](#)