

Memorandum 2015-11

**Trial Court Unification: Publication of Legal Notice
(Staff Draft)**

Memoranda 2014-56 and 2015-2 discussed possible approaches to resolve the issue of publication of notice in judicial districts.¹ The Commission directed the staff to prepare a draft proposal based on the “city plus” reform approach,² which is described generally in Memorandum 2015-2. Essentially, this approach entails describing each district by reference to the cities that it contains and providing a rule for notice publication in the area outside of the districts (the “plus”).

Pursuant to the Commission’s direction, the staff prepared draft proposed legislation to implement a notice publication framework based on the city plus approach. The draft is attached. This memorandum discusses the methodology used to prepare the attached draft.

Unless otherwise noted, all statutory citations in this memorandum are to the Government Code.

SUMMARY OF DRAFT PROPOSED LEGISLATION

This section provides a brief summary of the attached draft and discusses some key differences from the proposed legislation in the earlier tentative recommendation.³

1. Any California Law Revision Commission document referred to in this memorandum can be obtained from the Commission. Recent materials can be downloaded from the Commission’s website (www.clrc.ca.gov). Other materials can be obtained by contacting the Commission’s staff, through the website or otherwise.

The Commission welcomes written comments at any time during its study process. Any comments received will be a part of the public record and may be considered at a public meeting. However, comments that are received less than five business days prior to a Commission meeting may be presented without staff analysis.

2. Minutes (Feb. 2015), p. 5.

3. Tentative Recommendation on *Trial Court Unification: Publication of Legal Notice* (September 2014).

Structure of Draft Proposed Legislation

The attached draft would add a new chapter to the Government Code governing the publication of notice in “public notice districts.” This new chapter contains two articles, which are discussed below.

Article 1 provides general rules pertaining to publication of notice in public notice districts.⁴ In particular, Article 1 addresses the following issues:

- Application of the chapter to all statutes requiring the publication of notice in public notice districts (proposed Section 6080).
- Safe harbor protection for notices issued based on a reasonable, good faith error, as to the applicable district (proposed Section 6081).
- Grandfathering newspapers adjudicated to be newspapers of general circulation for the former judicial districts (proposed Section 6082).

Article 2 describes the districts and provides the rule for publication of notice arising in areas outside of the districts.⁵ This article includes a section for each county in California and proceeds through the counties in alphabetical order. For the most part,⁶ the structure of each section is the same. Subdivision (a) lists the districts and describes the contents of each district. Subdivision (b) provides the rule for publishing notices that arise in areas that fall outside of the districts.

The second half of the proposed legislation contains conforming revisions.⁷ The conforming revisions are the amendments to the individual statutes that currently require publication of notice in a judicial district. In each case, the section is amended to replace “judicial district” with “public notice district” and add a cross-reference to the new chapter governing publication of notice in a public notice district. In addition, several sections of the conforming revisions include minor technical amendments.

Omitted Provisions

Several provisions that were included in the tentative recommendation are not included in the attached draft. The reasons for the omissions are discussed below.

4. Exhibit, p. 3.

5. *Id.* at 4-31.

6. Countywide districts are an exception. See, e.g., *id.* at 4 (Alameda has multiple districts, while Alpine has a single countywide district).

7. *Id.* at 31-46.

Stakeholder Concerns

At the February meeting, Attorney Nina Ringgold provided comments to the Commission. She noted a pending request before a federal court that judicial districts be restored for election purposes.

Ms. Ringgold expressed concern about the proposed amendment to Government Code Section 26203, relating to taking a census of a judicial district. In response to Ms. Ringgold's comments, the Commission directed the staff to ensure the proposed legislation does not have any inadvertent effect on elections.⁸

The tentative recommendation included proposed changes to two sections – Sections 26203 and 71043 – that pertain to taking a census of judicial district population.⁹ The staff anticipates that Ms. Ringgold's concern might well extend to both Section 26203 and Section 71043, given the similar subject matter.

These sections were originally included as ancillary clean-up items and are not necessary to effect a change to the requirements for the publication of notice. It is the staff's understanding that these sections do not, *under today's system of unified trial courts*, have a current effect on elections. However, the staff simply cannot assess whether these provisions could be relevant in some way in the future if Ms. Ringgold's pending request is granted.

In an abundance of caution, these sections have been omitted from the attached draft.

Changes No Longer Necessary

Several of the proposed changes in the tentative recommendation do not appear necessary to implement the new proposal. In particular, the staff concluded that the previously proposed changes to Code of Civil Procedure Section 38 and Commercial Code Sections 6103, 6106.2, and 6108 are no longer necessary.¹⁰ Therefore, these sections are not included in the attached draft.

8. Minutes (Feb. 2015), p. 5.

9. See Tentative Recommendation on *Trial Court Unification: Publication of Legal Notice* 32-33 (September 2014).

10. See *id.* at 21, 23-25, 27-29.

METHODOLOGY OF CITY PLUS REFORM APPROACH

The remainder of the memorandum describes the guiding principles behind the city plus reform approach and the process of developing the district descriptions and the “plus rule.”

In accordance with the Commission’s general direction in this study, the staff generally sought to hew as closely to fidelity to the historical judicial districts as the city plus approach permits (i.e., roughly preserve the historical judicial districts used for notice publication purposes). As noted below, the staff deviated from strict preservation of the status quo where preservation would be impracticable or pose usability problems going forward.

Districts

The first step in implementing the city plus approach is determining the set of historical judicial districts to preserve.

Under Section 71042.5, when judicial districts are consolidated, the “prior component judicial districts” are preserved for use in notice publication. Therefore, to identify the precise district boundaries that were preserved by Section 71042.5, it would be necessary to trace the complete history of judicial district consolidations in every county, over the more than 40 years since Section 71042.5 took effect.

Such tracing is impracticable.¹¹ The staff’s experience indicates that accessing authoritative historical records of judicial district boundary information from the counties is difficult and time consuming.¹² Further, translating such boundary information into a usable format is similarly labor intensive.¹³

The staff concluded that using the set of districts in existence on the effective date of Section 71042.5 would be a good substitute for tracing.¹⁴ Section 71042.5

11. See Memorandum 2014-56, p. 12.

12. See *id.* at 7-16, 17-19.

13. See *id.* at 12.

14. Section 71042.5 was enacted in 1967. 1967 Cal. Stat. ch. 1066, § 1. Unfortunately, the staff has seen conflicting information on the effective date for legislation enacted in the 1967 session. At the time, Section 9600 provided that “[e]very statute, unless a different time is prescribed therein, takes effect on the ninety-first day after the final adjournment of the session of the Legislature which passed such statute.” 1943 Cal. Stat. ch. 134, § 9600. The 1967 legislative session ended on September 8, 1967. Legislative Counsel, Statutes and Amendments to the Codes, v.1, p. 1 (1967). Thus, according to Section 9600, Section 71042.5 should have gone into effect 91 days later, on December 8, 1967. However, the statute book cited previously also includes a page indicating that “[t]he effective date for the statutes enacted in the 1967 Regular Session (other than those statutes which take effect immediately) is November 8, 1967.” *Id.* at A-3. In the absence of a conclusive resolution of this discrepancy, the staff is using the December 8, 1967 effective

precludes the loss of judicial districts for notice publication. Generally, a district in existence when Section 71042.5 took effect would be preserved by operation of that section for the purposes of notice publication. Consequently, using the set of districts existing on the effective date of Section 71042.5 would relieve the research burden considerably, while still providing a good approximation of the set of districts preserved by Section 71042.5 for notice publication.

In a handful of cases, the staff had difficulty determining whether a particular historical judicial district was preserved by Section 71042.5. In those cases, the attached draft includes a staff note inviting comment on the proposed resolution of the matter.¹⁵

District Naming

For the most part, the staff continued the names of the former judicial districts in the new framework. This naming continuity facilitates grandfathering the newspapers into the new framework (as the applicable district name would be unchanged).

In some instances, the staff deviated from this naming convention where the staff was aware of a judicial district name change¹⁶ or the naming might be confusing in the new framework.¹⁷

Cities

Every existing city was included in a district description. Based on the available secondary source materials, the staff was able to easily assign nearly all of the cities to the appropriate districts.¹⁸

For each city, assigning the city to the appropriate district required an individualized review. In most instances, the new city was clearly contained in a single historical district and assigning the city to the appropriate district was straightforward. However, in several cases where the historical district could not

date, pursuant to former Section 9600, which appears to be the governing law in effect at that time.

15. See, e.g., Exhibit, pp. 6-7 (Contra Costa), 12-14 (Los Angeles).

16. See, e.g., *id.* at 18 (Newhall-Soledad District in Los Angeles County); see also Judicial Council of California, Annual Report of the Administrative Office of the California Courts 155, n. 9 (Jan. 2, 1961).

17. See, e.g., *id.* at 30 (Sonora District in Tuolumne County; this district was based on the "First" judicial district); see also Judicial Council of California, Annual Report of the Administrative Office of the California Courts 254 (Jan. 6, 1969) (Tuolumne had five justice court districts, which were named First, Second, Third, Fourth, and Fifth).

18. See Memorandum 2014- 56, pp. 13-16; Memorandum 2015-2, pp. 3-5.

be ascertained, the staff assigned the city to the historical district that appeared to contain the majority of the city's current area.

Census Designated Places

In Memorandum 2015-2, the staff noted "Census Designated Places" ("CDPs") as a possible means for describing districts that do not contain cities.¹⁹ CDP is a designation used by the United States Census Bureau to identify a population center that is not incorporated as a city.²⁰

While it is impracticable to include all of the statewide CDPs in the district descriptions, the staff encountered several situations where treating a CDP as a city and including it in a district description would be beneficial. In the attached draft, CDPs are generally included in the district descriptions in the following circumstances:

- A CDP is highly populated.
- A CDP is located roughly equidistant between two districts, making it difficult for users to determine the applicable district.
- A CDP is included in the district name.

Each of these cases is discussed below.

Highly Populated Census Designated Places

By describing a district by reference to the cities it contains, the city plus model will often capture the large population centers in the district. However, in some cases, large population centers are unincorporated. For instance, in 2010, Los Angeles County contained over 25 CDPs with more than 10,000 residents; one of those CDPs had over 100,000 residents.²¹

For a highly populated CDP, including the CDP in the appropriate district description has many benefits. It would preserve the status quo for more people (i.e., notices arising in the CDP could be assigned to the applicable historic district). In addition, it would make it easier for persons within the CDP to determine where to publish notice.

19. See Memorandum 2015-2, pp. 5-7.

20. A CDP is "the statistical counterpart[] of [an] incorporated place[], and [is] delineated to provide data for settled concentrations of population that are identifiable by name but are not legally incorporated under the laws of the state in which they are located." See https://www.census.gov/geo/reference/gtc/gtc_place.html.

21. See 2010 Census Data, *available at* http://www.dof.ca.gov/research/demographic/state_census_data_center/census_2010/#CQR.

For these reasons, the staff included the highly populated CDPs in the district descriptions.²² The staff used a population threshold of 10,000 for determining whether a CDP is highly populated. That threshold captures the large population concentrations, while still presenting a practicable research task.

In a few cases, a highly populated CDP was located in a district that does not contain a city. In these cases, the district was preserved and described by reference to the highly populated CDP it contains.²³

The staff encountered a few instances where several proximate CDPs had, in aggregate, a population over 10,000 and seemed to form a population center distinct from the surrounding areas. In these cases, the individual CDPs comprising the group were included in the district descriptions. Generally, this resulted in preserving a district that would otherwise be lost.²⁴

Census Designated Places to Avoid Confusion

The district descriptions also include CDPs where naming the CDPs would avoid confusion.

In some instances, less populated CDPs appear to be located roughly equidistant between two nearby cities that lie in different districts. The “plus rule,” discussed below, would assign notices arising in such CDPs to the nearest district. In these cases, it would be difficult to determine which district is nearest.

Therefore, CDPs located roughly equidistant from two or more districts are, where assignment is possible, included in the district descriptions. In these cases, the staff concluded that including the CDPs would significantly improve usability of the district scheme for the notices arising in the CDP area.²⁵

Census Designated Places in District Names

In some cases, the historical district name contains the name of a low population CDP. This could cause confusion, if the CDP is not included in the district description, especially if the CDP would not be associated with that

22. See, e.g., Exhibit, p. 6 (In Contra Costa County, Bay Point was included in the Pittsburg District description).

23. See, e.g., Exhibit, p. 21 (Bloomington District in San Bernardino County contains no cities, but contains a single CDP with a population over 10,000).

24. See, e.g., Exhibit, p. 10 (Kern River-Rand District in Kern County contains no cities or single CDPs with a population over 10,000, but contains a group of proximate CDPs with an aggregate population over 10,000).

25. See, e.g., Exhibit, p. 6 (San Pablo District in Contra Costa County includes a number of CDPs with population less than 10,000, which are surrounded by cities in different districts).

district under the “plus rule.” Therefore, the staff included any CDP contained in a district name in that district’s description (if the district was continued).²⁶

Unincorporated Area in Los Angeles County

For Los Angeles County, including CDPs in the district descriptions, as described above, was not sufficient to alleviate potential confusion. Los Angeles County is uniquely situated, as it has the most judicial districts of any county and those judicial districts are heavily concentrated in a mass of adjacent and nearly-adjacent cities.

In preparing the district descriptions, the staff found many small pockets of unincorporated area bordered by several different districts. Using the “plus rule” to identify the appropriate district for notices arising in these unincorporated pockets would be very difficult.

To avoid that problem, the staff included as many unincorporated areas as possible in the district descriptions for Los Angeles. This required going beyond just CDPs and using neighborhood names and, in one case, islands.²⁷ Specifically, the staff included neighborhood names found on the county’s judicial district map and the Mapping L.A. project of the *Los Angeles Times*.²⁸ The staff assigned the neighborhoods to districts in the same manner described above for cities.

In some cases, different sources have different names for the same area.²⁹ This suggests that the on-the-ground, colloquial understanding of the places and names is not always uniform.³⁰ The staff concluded that redundancy in the district descriptions was preferable to potential user confusion. Therefore, in

26. See, e.g., *id.* at 25 (Carpinteria-Montecito District in Santa Barbara County includes the unincorporated area known as Montecito in its description; Montecito CDP has a population of less than 10,000 and, absent being part of the district name, would not otherwise be in the district description.).

27. See *id.* at 12-14 (In Los Angeles County, Catalina District was described by reference to the islands it comprises; other districts were described by reference to cities, CDPs, and neighborhoods).

28. See <http://maps.latimes.com/neighborhoods/> (Los Angeles Times Mapping L.A. Project), Map of Former Judicial Districts Boundaries in Los Angeles County (prepared by the office of the Registrar-Recorder-County Clerk for Los Angeles County), full size version on file with Commission.

29. Compare <http://tigerweb.geo.census.gov/tigerweb/> (U.S. Census mapping program), <http://maps.latimes.com/neighborhoods/> (Los Angeles Times Mapping L.A. Project), and Map of Former Judicial Districts Boundaries in Los Angeles County (prepared by the office of the Registrar-Recorder-County Clerk for Los Angeles County), full size version on file with Commission.

30. In many cases, this CDP-colloquial place name mismatch does not pose significant usability problems. Given the concentrated urban mass in Los Angeles, this problem is particularly acute. See map of Los Angeles County at <http://tigerweb.geo.census.gov/tigerweb/>.

some cases, the district descriptions for Los Angeles include names of CDPs and neighborhoods that appear to cover the same territory.

The staff welcomes comment on the inclusion of CDP and neighborhood names in the district descriptions for Los Angeles County. The attached draft includes a staff note requesting public comment on this issue.³¹

“Plus Rule” for Locations Not Included in District Descriptions

For the area falling outside of districts, the “plus rule” addresses how notices arising from such areas should be issued. The rule requires any notices arising within a specified number of miles from a district to be published in the nearest district and requires notices arising outside that mileage range to be treated as if they arose in a district without a newspaper of general circulation. In these more distant locations, this rule would result in the notice either being published in a newspaper of general circulation in the county or being posted locally, depending on the particular notice statute at issue.

In counties with highly concentrated urban areas, a notice arising within five miles of a district is assigned to the nearest district.³² In the other counties, the rule is ten miles.³³ This distinction better preserves the status quo, as the staff found that historical judicial districts in more urbanized counties generally appeared to comprise less area than the districts in less urbanized counties.

Safe Harbor Provision

As noted previously, the proposed legislation contains a safe harbor provision.³⁴ Specifically, proposed Section 6081 states:

6081. A notice published or posted in a manner that is contrary to the provisions of this chapter shall not be invalidated as a consequence of a reasonable, good faith error as to the applicable public notice district.

This rule is intended to protect persons who make a reasonable, good faith mistake in determining the applicable district under the new scheme. Such protection is appropriate because determining the applicable district may be challenging in certain situations. In particular, the borders of CDPs are not readily known and may be difficult to determine. Presumably, a mistake in

31. Exhibit, p. 14.

32. See, e.g., *id.* at 4 (Alameda County).

33. See, e.g., *id.* at 4-5 (Butte County).

34. *Id.* at 3.

identifying the applicable district could result in the notice being published in the wrong location or posted rather than published. Under this rule, good faith mistakes in identifying the appropriate district would not invalidate the notice.

RESULTS

The attached draft describes 253 public notice districts. Of these 253 districts,

- Nine districts are countywide.³⁵
- 233 districts contain at least one city.³⁶
- Eleven districts contain no cities, but contain at least one CDP or group of proximate CDPs with an aggregated population over 10,000.³⁷

There are 75 historical judicial districts³⁸ that are not included in the proposed legislation. In nearly all cases, these former districts do not have a city and are sparsely populated (i.e., no concentrations of population with 10,000 or more people).³⁹

NEXT STEPS

If the Commission is comfortable with this general approach, the staff will prepare a draft tentative recommendation based on the attached proposed legislation, with any changes requested by the Commission.

Respectfully submitted,

Kristin Burford
Staff Counsel

35. This includes seven counties that had countywide judicial districts and two counties with no cities and no CDPs or groups of CDPs with more than 10,000 people. See Memorandum 2014-56, pp. 14-15; Memorandum 2015-2, p. 5.

36. Note – this includes the Catalina District in Los Angeles, which contains a city, but is instead described by reference to the islands which comprise the district. See *supra* note 27.

37. See *supra* notes 23, 24.

38. On the effective date of Section 71042.5, there were 328 judicial districts. See Memorandum 2015-2, p. 4.

39. See *supra* p. 5.

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PROPOSED LEGISLATION

GOVERNMENT CODE

Gov't Code §§ 6080-60XX (added). Publication of notice in public notice districts

SEC. ____ Chapter 1.1 (commencing with Section 6080) is added to Division 7 of Title 1 of the Government Code to read:

CHAPTER 1.1. PUBLICATION OF NOTICE IN PUBLIC NOTICE DISTRICT

Comment. Chapter 1.1 is new. This chapter establishes public notice districts as a place for the publication of notice. Public notice districts replace the former judicial districts preserved for publication by former Government Code Section 71042.5.

Article 1. Public Notice Districts, Generally

Gov't Code § 6080. Application of chapter

6080. This chapter governs any statute requiring publication of notice in a public notice district.

Comment. Section 6080 is new. This section establishes the application of this chapter.

Gov't Code § 6081. Safe harbor for notice error

6081. A notice published or posted in a manner that is contrary to the provisions of this chapter shall not be invalidated as a consequence of a reasonable, good faith error as to the applicable public notice district.

Comment. Section 6081 is new. This section provides a safe harbor for a person who makes a reasonable, good faith error in identifying the applicable public notice district under this chapter.

Gov't Code § 6082. Status of newspaper of general circulation in judicial district

6082. (a) Notwithstanding Section 6027, a judicial decree establishing a newspaper as a newspaper of general circulation in a former judicial district shall be treated as a judicial decree establishing the newspaper as a newspaper of general circulation in the successor public notice district.

(b) For the purposes of this section, the “successor public notice district” is the public notice district, described in Article 2, that contains substantially the same population centers as the applicable, former judicial district preserved for notice publication by former Section 71042.5.

Comment. Section 6082 is new. It makes clear that a newspaper that was adjudicated to be a newspaper of general circulation in a former judicial district is not required to seek a new judicial decree solely because the former judicial district has been replaced with a public notice district.

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Article 2. Public Notice Districts by County

Gov't Code § 6085.100. Alameda County

6085.100. (a) Alameda County contains the following public notice districts:

- (1) Alameda District, which is comprised of the city of Alameda.
- (2) Berkeley-Albany District, which is comprised of the cities of Albany and Berkeley.
- (3) Fremont-Newark-Union City District, which is comprised of the cities of Fremont, Newark, and Union City.
- (4) Livermore District, which is comprised of the city of Livermore.
- (5) Oakland-Piedmont District, which is comprised of the cities of Emeryville, Oakland, and Piedmont.

(6) Pleasanton District, which is comprised of the cities of Dublin and Pleasanton.

(7) San Leandro-Hayward District, which is comprised of the cities of Hayward and San Leandro and the unincorporated areas known as Ashland, Castro Valley, Cherryland, Fairview, and San Lorenzo.

(b) For the purpose of publishing notice arising from a location within Alameda County that is not within one of the districts described in subdivision (a):

- (1) If the location is within five miles of a district, notice shall be published in the nearest district.
- (2) If the location is not within five miles of a district, notice shall be given as if the location is in a public notice district without a newspaper of general circulation.

Comment. Section 6085.100 is new. This section establishes public notice districts for Alameda County. These districts are the successors to the former judicial districts that were preserved for notice publication in accordance with former Government Code Section 71042.5.

Gov't Code § 6085.110. Alpine County

6085.110. Alpine County contains a single, countywide public notice district.

Comment. Section 6085.110 is new. This section establishes a public notice district for Alpine County. This district is the successor to the former countywide judicial district that was preserved for notice publication in accordance with former Government Code Section 71042.5.

Gov't Code § 6085.120. Amador County

6085.120. Amador County contains a single, countywide public notice district.

Comment. Section 6085.120 is new. This section establishes a public notice district for Amador County. This district is the successor to the former countywide judicial district that was preserved for notice publication in accordance with former Government Code Section 71042.5.

Gov't Code § 6085.130. Butte County

6085.130. (a) Butte County contains the following public notice districts:

- (1) Biggs District, which is comprised of the city of Biggs.
- (2) Chico District, which is comprised of the city of Chico.

- 1 (3) Gridley District, which is comprised of the city of Gridley.
2 (4) Oroville District, which is comprised of the city of Oroville.
3 (5) Paradise District, which is comprised of the city of Paradise and the
4 unincorporated area known as Magalia.

5 (b) For the purpose of publishing notice arising from a location within Butte
6 County that is not within one of the districts described in subdivision (a):

7 (1) If the location is within ten miles of a district, notice shall be published in the
8 nearest district.

9 (2) If the location is not within ten miles of a district, notice shall be given as if
10 the location is in a public notice district without a newspaper of general
11 circulation.

12 **Comment.** Section 6085.130 is new. This section establishes public notice districts for Butte
13 County. These districts are the successors to the former judicial districts that were preserved for
14 notice publication in accordance with former Government Code Section 71042.5. Not every
15 former judicial district is continued.

16 **Gov't Code § 6085.140. Calaveras County**

17 6085.140. (a) Calaveras County contains the following public notice districts:

18 (1) Angels-Murphys District, which is comprised of the city of Angels Camp
19 and the unincorporated area known as Murphys.

20 (2) San Andreas District, which is comprised of the unincorporated areas known
21 as Rancho Calaveras, San Andreas, and Valley Springs.

22 (b) For the purpose of publishing notice arising from a location within Calaveras
23 County that is not within one of the districts described in subdivision (a):

24 (1) If the location is within ten miles of a district, notice shall be published in the
25 nearest district.

26 (2) If the location is not within ten miles of a district, notice shall be given as if
27 the location is in a public notice district without a newspaper of general
28 circulation.

29 **Comment.** Section 6085.140 is new. This section establishes public notice districts for
30 Calaveras County. These districts are the successors to the former judicial districts that were
31 preserved for notice publication in accordance with former Government Code Section 71042.5.
32 Not every former judicial district is continued.

33 **Gov't Code § 6085.150. Colusa County**

34 6085.150. (a) Colusa County contains the following public notice districts:

35 (1) Colusa District, which is comprised of the city of Colusa.

36 (2) Williams District, which is comprised of the city of Williams.

37 (b) For the purpose of publishing notice arising from a location within Colusa
38 County that is not within one of the districts described in subdivision (a):

39 (1) If the location is within ten miles of a district, notice shall be published in the
40 nearest district.

1 (2) If the location is not within ten miles of a district, notice shall be given as if
2 the location is in a public notice district without a newspaper of general
3 circulation.

4 **Comment.** Section 6085.150 is new. This section establishes public notice districts for Colusa
5 County. These districts are the successors to the former judicial districts that were preserved for
6 notice publication in accordance with former Government Code Section 71042.5.

7 **Gov't Code § 6085.160. Contra Costa County**

8 6085.160. (a) Contra Costa County contains the following public notice districts:

9 (1) Antioch District, which is comprised of the city of Antioch.

10 (2) Brentwood-Byron District, which is comprised of the city of Brentwood and
11 the unincorporated areas known as Byron and Discovery Bay.

12 (3) El Cerrito-Kensington District, which is comprised of the city of El Cerrito
13 and the unincorporated area known as Kensington.

14 (4) Mount Diablo District, which is comprised of the cities of Clayton, Concord,
15 Martinez, and Pleasant Hill.

16 (5) Oakley District, which is comprised of the city of Oakley and the
17 unincorporated area known as Knightsen.

18 (6) Pinole-Hercules-Rodeo District, which is comprised of the cities of Pinole
19 and Hercules and the unincorporated area known as Rodeo.

20 (7) Pittsburg District, which is comprised of the city of Pittsburg and the
21 unincorporated area known as Bay Point.

22 (8) Richmond District, which is comprised of the city of Richmond.

23 (9) San Pablo District, which is comprised of the city of San Pablo and the
24 unincorporated areas known as Bayview, East Richmond Heights, El Sobrante,
25 Montalvin Manor, North Richmond, Rollingwood, and Tara Hills.

26 (10) Walnut Creek-Danville District, which is comprised of the cities of
27 Danville, Lafayette, Moraga, Orinda, San Ramon, and Walnut Creek and the
28 unincorporated area known as Alamo.

29 (b) For the purpose of publishing notice arising from a location within Contra
30 Costa County that is not within one of the districts described in subdivision (a):

31 (1) If the location is within five miles of a district, notice shall be published in
32 the nearest district.

33 (2) If the location is not within five miles of a district, notice shall be given as if
34 the location is in a public notice district without a newspaper of general
35 circulation.

36 **Comment.** Section 6085.160 is new. This section establishes public notice districts for Contra
37 Costa County. These districts are the successors to the former judicial districts that were
38 preserved for notice publication in accordance with former Government Code Section 71042.5.
39 Not every former judicial district is continued.

40 **Staff Note.** The public notice districts listed above for Contra Costa County are based on the
41 judicial districts existing on December 8, 1967. Although December 8, 1967 appears to have been
42 the effective date for Government Code Section 71042.5, the staff encountered some information
43 suggesting that Section 71042.5 took effect a month earlier (November 8, 1967). In Contra Costa

1 County, there was a judicial district consolidation during that interval. The staff welcomes
2 comment on the correct effective date for Section 71042.5.

3 **Gov't Code § 6085.170. Del Norte County**

4 6085.170. (a) Del Norte County contains the following public notice district:

5 (1) Crescent District, which is comprised of Crescent City.

6 (b) For the purpose of publishing notice arising from a location within Del Norte
7 County that is not within the district described in subdivision (a):

8 (1) If the location is within ten miles of the district, notice shall be published in
9 the district.

10 (2) If the location is not within ten miles of the district, notice shall be given as
11 if the location is in a public notice district without a newspaper of general
12 circulation.

13 **Comment.** Section 6085.170 is new. This section establishes public notice districts for Del
14 Norte County. These districts are the successors to the former judicial districts that were
15 preserved for notice publication in accordance with former Government Code Section 71042.5.
16 Not every former judicial district is continued.

17 **Gov't Code § 6085.180. El Dorado County**

18 6085.180. (a) El Dorado County contains the following public notice districts:

19 (1) El Dorado District, which is comprised of the unincorporated areas known as
20 Cameron Park, Diamond Springs, and El Dorado Hills.

21 (2) Lake Valley District, which is comprised of the city of South Lake Tahoe.

22 (3) Placerville District, which is comprised of the city of Placerville.

23 (b) For the purpose of publishing notice arising from a location within El
24 Dorado County that is not within one of the districts described in subdivision (a):

25 (1) If the location is within ten miles of a district, notice shall be published in the
26 nearest district.

27 (2) If the location is not within ten miles of a district, notice shall be given as if
28 the location is in a public notice district without a newspaper of general
29 circulation.

30 **Comment.** Section 6085.180 is new. This section establishes public notice districts for El
31 Dorado County. These districts are the successors to the former judicial districts that were
32 preserved for notice publication in accordance with former Government Code Section 71042.5.
33 Not every former judicial district is continued.

34 **Gov't Code § 6085.190. Fresno County**

35 6085.190. (a) Fresno County contains the following public notice districts:

36 (1) Clovis District, which is comprised of the city of Clovis and the
37 unincorporated area known as Tarpey Village.

38 (2) Coalinga District, which is comprised of the cities of Coalinga and Huron.

39 (3) Firebaugh District, which is comprised of the cities of Firebaugh and
40 Mendota.

41 (4) Fowler District, which is comprised of the city of Fowler.

- 1 (5) Fresno District, which is comprised of the city of Fresno.
2 (6) Kerman District, which is comprised of the cities of Kerman and San
3 Joaquin.
4 (7) Kingsburg District, which is comprised of the city of Kingsburg.
5 (8) Parlier District, which is comprised of the city of Parlier and the
6 unincorporated area known as Del Rey.

7 (9) Reedley District, which is comprised of the cities of Orange Cove and
8 Reedley.

9 (10) Sanger District, which is comprised of the city of Sanger.

10 (11) Selma District, which is comprised of the city of Selma.

11 (b) For the purpose of publishing notice arising from a location within Fresno
12 County that is not within one of the districts described in subdivision (a):

13 (1) If the location is within ten miles of a district, notice shall be published in the
14 nearest district.

15 (2) If the location is not within ten miles of a district, notice shall be given as if
16 the location is in a public notice district without a newspaper of general
17 circulation.

18 **Comment.** Section 6085.190 is new. This section establishes public notice districts for Fresno
19 County. These districts are the successors to the former judicial districts that were preserved for
20 notice publication in accordance with former Government Code Section 71042.5. Not every
21 former judicial district is continued.

22 **Gov't Code § 6085.200. Glenn County**

23 6085.200. (a) Glenn County contains the following public notice districts:

24 (1) Orland District, which is comprised of the city of Orland.

25 (2) Willows District, which is comprised of the city of Willows.

26 (b) For the purpose of publishing notice arising from a location within Glenn
27 County that is not within one of the districts described in subdivision (a):

28 (1) If the location is within ten miles of a district, notice shall be published in the
29 nearest district.

30 (2) If the location is not within ten miles of a district, notice shall be given as if
31 the location is in a public notice district without a newspaper of general
32 circulation.

33 **Comment.** Section 6085.200 is new. This section establishes public notice districts for Glenn
34 County. These districts are the successors to the former judicial districts that were preserved for
35 notice publication in accordance with former Government Code Section 71042.5.

36 **Gov't Code § 6085.210. Humboldt County**

37 6085.210. (a) Humboldt County contains the following public notice districts:

38 (1) Arcata District, which is comprised of the cities of Arcata, Blue Lake, and
39 Trinidad and the unincorporated area known as McKinleyville.

40 (2) Eureka District, which is comprised of the city of Eureka.

41 (3) Fortuna District, which is comprised of the cities of Ferndale, Fortuna, and
42 Rio Dell.

1 (b) For the purpose of publishing notice arising from a location within Humboldt
2 County that is not within one of the districts described in subdivision (a):

3 (1) If the location is within ten miles of a district, notice shall be published in the
4 nearest district.

5 (2) If the location is not within ten miles of a district, notice shall be given as if
6 the location is in a public notice district without a newspaper of general
7 circulation.

8 **Comment.** Section 6085.210 is new. This section establishes public notice districts for
9 Humboldt County. These districts are the successors to the former judicial districts that were
10 preserved for notice publication in accordance with former Government Code Section 71042.5.
11 Not every former judicial district is continued.

12 **Gov't Code § 6085.220. Imperial County**

13 6085.220. (a) Imperial County contains the following public notice districts:

14 (1) Brawley District, which is comprised of the city of Brawley.

15 (2) Calexico District, which is comprised of the city of Calexico.

16 (3) Calipatria District, which is comprised of the city of Calipatria.

17 (4) El Centro District, which is comprised of the city of El Centro.

18 (5) Holtville District, which is comprised of the city of Holtville.

19 (6) Imperial District, which is comprised of the city of Imperial.

20 (7) Westmoreland District, which is comprised of the city of Westmoreland.

21 (b) For the purpose of publishing notice arising from a location within Imperial
22 County that is not within one of the districts described in subdivision (a):

23 (1) If the location is within ten miles of a district, notice shall be published in the
24 nearest district.

25 (2) If the location is not within ten miles of a district, notice shall be given as if
26 the location is in a public notice district without a newspaper of general
27 circulation.

28 **Comment.** Section 6085.220 is new. This section establishes public notice districts for
29 Imperial County. These districts are the successors to the former judicial districts that were
30 preserved for notice publication in accordance with former Government Code Section 71042.5.
31 Not every former judicial district is continued.

32 **Gov't Code § 6085.230. Inyo County**

33 6085.230. (a) Inyo County contains the following public notice district:

34 (1) Northern Inyo District, which is comprised of the city of Bishop.

35 (b) For the purpose of publishing notice arising from a location within Inyo
36 County that is not within the district described in subdivision (a):

37 (1) If the location is within ten miles of the district, notice shall be published in
38 the district.

39 (2) If the location is not within ten miles of the district, notice shall be given as
40 if the location is in a public notice district without a newspaper of general
41 circulation.

1 **Comment.** Section 6085.230 is new. This section establishes public notice districts for Inyo
2 County. These districts are the successors to the former judicial districts that were preserved for
3 notice publication in accordance with former Government Code Section 71042.5. Not every
4 former judicial district is continued.

5 **Gov't Code § 6085.240. Kern County**

6 6085.240. (a) Kern County contains the following public notice districts:

7 (1) Arvin-Lamont District, which is comprised of the city of Arvin and the
8 unincorporated areas known as Lamont and Weedpatch.

9 (2) Bakersfield District, which is comprised of the city of Bakersfield and the
10 unincorporated areas known as Oildale and Rosedale.

11 (3) Delano-McFarland District, which is comprised of the cities of Delano and
12 McFarland.

13 (4) Indian Wells District, which is comprised of the city of Ridgecrest.

14 (5) Kern River-Rand District, which is comprised of the unincorporated areas
15 known as Bodfish, Kernville, Lake Isabella, Randsburg, Weldon, and Wofford
16 Heights.

17 (6) Maricopa-Taft District, which is comprised of the cities of Maricopa and
18 Taft.

19 (7) Mojave District, which is comprised of California City and the
20 unincorporated areas known as Mojave and Rosamond.

21 (8) Shafter District, which is comprised of the city of Shafter.

22 (9) Tehachapi District, which is comprised of the city of Tehachapi and the
23 unincorporated area known as Bear Valley Springs.

24 (10) Wasco District, which is comprised of the city of Wasco.

25 (b) For the purpose of publishing notice arising from a location within Kern
26 County that is not within one of the districts described in subdivision (a):

27 (1) If the location is within ten miles of a district, notice shall be published in the
28 nearest district.

29 (2) If the location is not within ten miles of a district, notice shall be given as if
30 the location is in a public notice district without a newspaper of general
31 circulation.

32 **Comment.** Section 6085.240 is new. This section establishes public notice districts for Kern
33 County. These districts are the successors to the former judicial districts that were preserved for
34 notice publication in accordance with former Government Code Section 71042.5. Not every
35 former judicial district is continued.

36 **Gov't Code § 6085.250. Kings County**

37 6085.250. (a) Kings County contains the following public notice districts:

38 (1) Avenal District, which is comprised of the city of Avenal.

39 (2) Corcoran District, which is comprised of the city of Corcoran.

40 (3) Hanford District, which is comprised of the city of Hanford.

41 (4) Lemoore District, which is comprised of the city of Lemoore.

1 (b) For the purpose of publishing notice arising from a location within Kings
2 County that is not within one of the districts described in subdivision (a):

3 (1) If the location is within ten miles of a district, notice shall be published in the
4 nearest district.

5 (2) If the location is not within ten miles of a district, notice shall be given as if
6 the location is in a public notice district without a newspaper of general
7 circulation.

8 **Comment.** Section 6085.250 is new. This section establishes public notice districts for Kings
9 County. These districts are the successors to the former judicial districts that were preserved for
10 notice publication in accordance with former Government Code Section 71042.5.

11 **Gov't Code § 6085.260. Lake County**

12 6085.260. (a) Lake County contains the following public notice districts:

13 (1) Clearlake Highlands District, which is comprised of the city of Clearlake.

14 (2) Lakeport District, which is comprised of the city of Lakeport.

15 (b) For the purpose of publishing notice arising from a location within Lake
16 County that is not within one of the districts described in subdivision (a):

17 (1) If the location is within ten miles of a district, notice shall be published in the
18 nearest district.

19 (2) If the location is not within ten miles of a district, notice shall be given as if
20 the location is in a public notice district without a newspaper of general
21 circulation.

22 **Comment.** Section 6085.260 is new. This section establishes public notice districts for Lake
23 County. These districts are the successors to the former judicial districts that were preserved for
24 notice publication in accordance with former Government Code Section 71042.5. Not every
25 former judicial district is continued.

26 **Gov't Code § 6085.270. Lassen County**

27 6085.270. (a) Lassen County contains the following public notice district:

28 (1) Westwood-Honey Lake District, which is comprised of the city of Susanville
29 and the unincorporated area known as Westwood.

30 (b) For the purpose of publishing notice arising from a location within Lassen
31 County that is not within the district described in subdivision (a):

32 (1) If the location is within ten miles of the district, notice shall be published in
33 the district.

34 (2) If the location is not within ten miles of the district, notice shall be given as
35 if the location is in a public notice district without a newspaper of general
36 circulation.

37 **Comment.** Section 6085.270 is new. This section establishes public notice districts for Lassen
38 County. These districts are the successors to the former judicial districts that were preserved for
39 notice publication in accordance with former Government Code Section 71042.5. Not every
40 former judicial district is continued.

1 **Gov't Code § 6085.280. Los Angeles County**

2 6085.280. (a) Los Angeles County contains the following public notice districts:

3 (1) Alhambra District, which is comprised of the cities of Alhambra, Monterey
4 Park, San Gabriel, and Temple City and the unincorporated area known as South
5 San Gabriel.

6 (2) Antelope District, which is comprised of the cities of Lancaster and
7 Palmdale and the unincorporated areas known as Antelope, Del Sur, Green Valley,
8 Lake Los Angeles, Leona Valley, Little Rock, Llano, Pearblossom, Quartz Hill,
9 Sun Village, and Wilsona.

10 (3) Beverly Hills District, which is comprised of the cities of Beverly Hills and
11 West Hollywood.

12 (4) Burbank District, which is comprised of the city of Burbank.

13 (5) Catalina District, which is comprised of San Clemente Island and Santa
14 Catalina Island.

15 (6) Citrus District, which is comprised of the cities of Azuza, Baldwin Park,
16 Covina, Glendora, Industry, Irwindale, and West Covina and the unincorporated
17 areas known as Citrus, Charter Oak, Rowland Heights, South San Jose Hills,
18 Valinda, Vincent, and West Puente Valley.

19 (7) Compton District, which is comprised of the cities of Carson, Compton,
20 Lynwood, and Paramount and the unincorporated areas known as Athens, East
21 Compton, East Rancho Dominguez, West Carson, West Compton, West Rancho
22 Dominguez, and Willowbrook.

23 (8) Culver District, which is comprised of Culver City and the unincorporated
24 areas known as Centinela, Ladera Heights, Marina Del Rey, View Park, and
25 Windsor Hills.

26 (9) Downey District, which is comprised of the cities of Downey, La Mirada,
27 and Norwalk.

28 (10) East Los Angeles District, which is comprised of the cities of Commerce
29 and Montebello and the unincorporated areas known as Belvedere and East Los
30 Angeles.

31 (11) El Monte-Rio Hondo District, which is comprised of the cities of El Monte,
32 La Puente, Rosemead, and South El Monte and the unincorporated areas known as
33 Avocado Heights, East Arcadia, Hacienda Heights, Mayflower Village, North El
34 Monte, and Rio Hondo.

35 (12) Glendale District, which is comprised of the cities of Glendale and La
36 Cañada Flintridge and the unincorporated areas known as La Crescenta and
37 Montrose.

38 (13) Inglewood District, which is comprised of the cities of El Segundo,
39 Hawthorne, and Inglewood and the unincorporated areas known as Del Aire,
40 Lennox, West Athens, and Westmont.

41 (14) Long Beach District, which is comprised of the cities of Long Beach and
42 Signal Hill.

1 (15) Los Angeles District, which is comprised of the cities of Los Angeles and
2 San Fernando.

3 (16) Los Cerritos District, which is comprised of the cities of Artesia, Bell
4 Flower, Cerritos, Hawaiian Gardens, and Lakewood.

5 (17) Malibu District, which is comprised of the cities of Agoura Hills,
6 Calabasas, Hidden Hills, Malibu, and Westlake Village and the unincorporated
7 areas known as Agoura, Malibu Heights, Topanga, and West Hills.

8 (18) Newhall-Soledad District, which is comprised of the city of Santa Clarita
9 and the unincorporated areas known as Acton, Agua Dulce, Castaic, Canyon
10 Country, Halsey Canyon, Gorman, Neenach, Newhall, Santa Susana Mountains,
11 Saugus, Stevenson Ranch, Val Verde, and Valencia.

12 (19) Pasadena District, which is comprised of the cities of Pasadena, San
13 Marino, Sierra Madre, and South Pasadena and the unincorporated areas known as
14 Altadena, East Pasadena, Kinneloa Mesa, and San Pasqual.

15 (20) Pomona District, which is comprised of the cities of Claremont, Diamond
16 Bar, La Verne, Pomona, San Dimas, and Walnut.

17 (21) Santa Anita District, which is comprised of the cities of Arcadia, Bradbury,
18 Duarte, and Monrovia and the unincorporated area known as South Monrovia
19 Island.

20 (22) Santa Monica District, which is comprised of the city of Santa Monica.

21 (23) Southeast District, which is comprised of the cities of Bell, Bell Gardens,
22 Cuhady, Huntington Park, Maywood, South Gate, and Vernon and the
23 unincorporated areas known as Florence-Graham and Walnut Park.

24 (24) South Bay District, which is comprised of the cities of Gardena, Hermosa
25 Beach, Lawndale, Lomita, Manhattan Beach, Palos Verdes Estates, Rancho Palos
26 Verdes, Redondo Beach, Rolling Hills, Rolling Hills Estates, and Torrance and the
27 unincorporated areas known as Alondra Park and El Camino Village.

28 (25) Whittier District, which is comprised of the cities of La Habra Heights,
29 Pico Rivera, Santa Fe Springs, and Whittier and the unincorporated areas known
30 as East Whittier, South Whittier, and West Whittier-Los Nietos.

31 (b) For the purpose of publishing notice arising from a location within Los
32 Angeles County that is not within one of the districts described in subdivision (a):

33 (1) If the location is within five miles of a district, notice shall be published in
34 the nearest district.

35 (2) If the location is not within five miles of a district, notice shall be given as if
36 the location is in a public notice district without a newspaper of general
37 circulation.

38 **Comment.** Section 6085.280 is new. This section establishes public notice districts for Los
39 Angeles County. These districts are the successors to the former judicial districts that were
40 preserved for notice publication in accordance with former Government Code Section 71042.5.

41 **Staff Notes.** (1) The public notice districts listed above for Los Angeles County are based on
42 the judicial districts existing on December 8, 1967. However, the staff found that two judicial
43 districts that appear to have existed on that date are shown as a single consolidated district on
44 county-prepared judicial district maps. Specifically, the Southeast District, described in paragraph

1 (a)(23) above, may have been two districts – San Antonio and South Gate – on the date in
2 question. The staff welcomes comment on whether these two districts are currently used for
3 notice publication and whether they should be continued as separate public notice districts.

4 (2) In Los Angeles County, the district descriptions include names of unincorporated areas that
5 were gathered from a variety of sources. The staff welcomes comment on how those areas have
6 been named and assigned to districts.

7 **Gov't Code § 6085.290. Madera County**

8 6085.290. (a) Madera County contains the following public notice districts:

9 (1) Chowchilla District, which is comprised of the city of Chowchilla.

10 (2) Madera District, which is comprised of the city of Madera.

11 (3) Sierra District, which is comprised of the unincorporated areas known as
12 Ahwahnee, Coarsegold, Oakhurst, and Yosemite Lakes.

13 (b) For the purpose of publishing notice arising from a location within Madera
14 County that is not within one of the districts described in subdivision (a):

15 (1) If the location is within ten miles of a district, notice shall be published in the
16 nearest district.

17 (2) If the location is not within ten miles of a district, notice shall be given as if
18 the location is in a public notice district without a newspaper of general
19 circulation.

20 **Comment.** Section 6085.290 is new. This section establishes public notice districts for Madera
21 County. These districts are the successors to the former judicial districts that were preserved for
22 notice publication in accordance with former Government Code Section 71042.5.

23 **Gov't Code § 6085.300. Marin County**

24 6085.300. (a) Marin County contains the following public notice district:

25 (1) Central District, which is comprised of the cities of Belvedere, Corte
26 Madera, Fairfax, Larkspur, Mill Valley, Novato, Ross, San Anselmo, San Rafael,
27 Sausalito, and Tiburon and the unincorporated area known as Tamalpais-
28 Homestead Valley.

29 (b) For the purpose of publishing notice arising from a location within Marin
30 County that is not within the district described in subdivision (a):

31 (1) If the location is within ten miles of the district, notice shall be published in
32 the district.

33 (2) If the location is not within ten miles of the district, notice shall be given as
34 if the location is in a public notice district without a newspaper of general
35 circulation.

36 **Comment.** Section 6085.300 is new. This section establishes public notice districts for Marin
37 County. These districts are the successors to the former judicial districts that were preserved for
38 notice publication in accordance with former Government Code Section 71042.5. Not every
39 former judicial district is continued.

40 **Gov't Code § 6085.310. Mariposa County**

41 6085.310. Mariposa County contains a single, countywide public notice district.

1 **Comment.** Section 6085.310 is new. This section establishes a public notice district for
2 Mariposa County. This district is the successor to the former judicial districts that were preserved
3 for notice publication in accordance with former Government Code Section 71042.5.

4 **Gov't Code § 6085.320. Mendocino County**

5 6085.320. (a) Mendocino County contains the following public notice districts:

6 (1) Arena District, which is comprised of the city of Point Arena.

7 (2) Little Lake District, which is comprised of the city of Willits.

8 (3) Ten Mile River District, which is comprised of the city of Fort Bragg.

9 (4) Ukiah District, which is comprised of the city of Ukiah.

10 (b) For the purpose of publishing notice arising from a location within
11 Mendocino County that is not within one of the districts described in subdivision
12 (a):

13 (1) If the location is within ten miles of a district, notice shall be published in the
14 nearest district.

15 (2) If the location is not within ten miles of a district, notice shall be given as if
16 the location is in a public notice district without a newspaper of general
17 circulation.

18 **Comment.** Section 6085.320 is new. This section establishes public notice districts for
19 Mendocino County. These districts are the successors to the former judicial districts that were
20 preserved for notice publication in accordance with former Government Code Section 71042.5.
21 Not every former judicial district is continued.

22 **Gov't Code § 6085.330. Merced County**

23 6085.330. (a) Merced County contains the following public notice districts:

24 (1) Atwater District, which is comprised of the city of Atwater and the
25 unincorporated areas known as Cressey and Winton.

26 (2) Dos Palos District, which is comprised of the city of Dos Palos.

27 (3) Livingston District, which is comprised of the city of Livingston and the
28 unincorporated areas known as Ballico and Dehli.

29 (4) Los Banos District, which is comprised of the city of Los Banos.

30 (5) Merced District, which is comprised of the city of Merced and the
31 unincorporated area known as Franklin.

32 (b) For the purpose of publishing notice arising from a location within Merced
33 County that is not within one of the districts described in subdivision (a):

34 (1) If the location is within ten miles of a district, notice shall be published in the
35 nearest district.

36 (2) If the location is not within ten miles of a district, notice shall be given as if
37 the location is in a public notice district without a newspaper of general
38 circulation.

39 **Comment.** Section 6085.330 is new. This section establishes public notice districts for Merced
40 County. These districts are the successors to the former judicial districts that were preserved for
41 notice publication in accordance with former Government Code Section 71042.5. Not every
42 former judicial district is continued.

1 **Gov't Code § 6085.340. Modoc County**

2 6085.340. (a) Modoc County contains the following public notice district:

3 (1) Alturas District, which is comprised of the city of Alturas.

4 (b) For the purpose of publishing notice arising from a location within Modoc
5 County that is not within the district described in subdivision (a):

6 (1) If the location is within ten miles of the district, notice shall be published in
7 the district.

8 (2) If the location is not within ten miles of the district, notice shall be given as
9 if the location is in a public notice district without a newspaper of general
10 circulation.

11 **Comment.** Section 6085.340 is new. This section establishes public notice districts for Modoc
12 County. These districts are the successors to the former judicial districts that were preserved for
13 notice publication in accordance with former Government Code Section 71042.5. Not every
14 former judicial district is continued.

15 **Gov't Code § 6085.350. Mono County**

16 6085.350. Mono County contains a single, countywide public notice district.

17 **Comment.** Section 6085.350 is new. This section establishes a public notice district for Mono
18 County. This district is the successor to the former countywide judicial district that was preserved
19 for notice publication in accordance with former Government Code Section 71042.5.

20 **Gov't Code § 6085.360. Monterey County**

21 6085.360. (a) Monterey County contains the following public notice districts:

22 (1) Castroville-Pajaro District, which is comprised of the unincorporated areas
23 known as Castroville, Pajaro, and Pruneville.

24 (2) Gonzales District, which is comprised of the city of Gonzales.

25 (3) Greenfield District, which is comprised of the city of Greenfield.

26 (4) King City District, which is comprised of King City.

27 (5) Monterey-Carmel District, which is comprised of the cities of Carmel, Del
28 Rey Oaks, Monterey, Sand City, and Seaside.

29 (6) Pacific Grove District, which is comprised of the city of Pacific Grove and
30 the incorporated area known as Del Monte Forest.

31 (7) Salinas District, which is comprised of the cities of Marina and Salinas.

32 (8) Soledad District, which is comprised of the city of Soledad.

33 (b) For the purpose of publishing notice arising from a location within Monterey
34 County that is not within one of the districts described in subdivision (a):

35 (1) If the location is within ten miles of a district, notice shall be published in the
36 nearest district.

37 (2) If the location is not within ten miles of a district, notice shall be given as if
38 the location is in a public notice district without a newspaper of general
39 circulation.

40 **Comment.** Section 6085.360 is new. This section establishes public notice districts for
41 Monterey County. These districts are the successors to the former judicial districts that were

1 preserved for notice publication in accordance with former Government Code Section 71042.5.
2 Not every former judicial district is continued.

3 **☞ Staff Note.** The public notice districts listed above for Monterey County are based on the
4 judicial districts existing on December 8, 1967. The former Pajaro judicial district contains no
5 cities or highly populated CDPs. However, all notices arising in the former Pajaro district would
6 be assigned to be published in the Castroville district under the rule in subdivision (b). Therefore,
7 the former Pajaro district is combined with the former Castroville district to form a Castroville-
8 Pajaro public notice district, described in paragraph (a)(1). The staff welcomes comment on
9 whether this resolution would cause any problems.

10 **Gov't Code § 6085.370. Napa County**

11 6085.370. (a) Napa County contains the following public notice districts:

12 (1) Calistoga District, which is comprised of the city of Calistoga.

13 (2) Napa District, which is comprised of the cities of American Canyon, Napa,
14 and Yountville.

15 (3) St. Helena District, which is comprised of the city of St. Helena.

16 (b) For the purpose of publishing notice arising from a location within Napa
17 County that is not within one of the districts described in subdivision (a):

18 (1) If the location is within ten miles of a district, notice shall be published in the
19 nearest district.

20 (2) If the location is not within ten miles of a district, notice shall be given as if
21 the location is in a public notice district without a newspaper of general
22 circulation.

23 **Comment.** Section 6085.370 is new. This section establishes public notice districts for Napa
24 County. These districts are the successors to the former judicial districts that were preserved for
25 notice publication in accordance with former Government Code Section 71042.5.

26 **Gov't Code § 6085.380. Nevada County**

27 6085.380. (a) Nevada County contains the following public notice districts:

28 (1) Grass Valley District, which is comprised of the city of Grass Valley.

29 (2) Nevada District, which is comprised of Nevada City.

30 (3) Truckee District, which is comprised of the city of Truckee.

31 (b) For the purpose of publishing notice arising from a location within Nevada
32 County that is not within one of the districts described in subdivision (a):

33 (1) If the location is within ten miles of a district, notice shall be published in the
34 nearest district.

35 (2) If the location is not within ten miles of a district, notice shall be given as if
36 the location is in a public notice district without a newspaper of general
37 circulation.

38 **Comment.** Section 6085.380 is new. This section establishes public notice districts for Nevada
39 County. These districts are the successors to the former judicial districts that were preserved for
40 notice publication in accordance with former Government Code Section 71042.5.

41 **Gov't Code § 6085.390. Orange County**

42 6085.390. (a) Orange County contains the following public notice districts:

1 (1) Central Orange County District, which is comprised of the cities of Orange,
2 Santa Ana, Tustin, and Villa Park and the unincorporated area known as North
3 Tustin.

4 (2) North Orange County District, which is comprised of the cities of Anaheim,
5 Brea, Buena Park, Cypress, Fullerton, Garden Grove, La Habra, La Palma,
6 Placentia, Stanton, and Yorba Linda.

7 (3) Orange County Harbor District, which is comprised of the cities of Costa
8 Mesa, Irvine, and Newport Beach.

9 (4) South Orange County District, which is comprised of the cities of Aliso
10 Viejo, Dana Point, Laguna Beach, Laguna Hills, Lake Forest, Mission Viejo, San
11 Clemente, San Juan Capistrano, and Rancho Santa Margarita and the
12 unincorporated areas known as Coto de Caza and Ladera Ranch.

13 (5) West Orange County District, which is comprised of the cities of Fountain
14 Valley, Huntington Beach, Los Alamitos, Seal Beach, and Westminster and the
15 unincorporated area known as Rossmoor.

16 (b) For the purpose of publishing notice arising from a location within Orange
17 County that is not within one of the districts described in subdivision (a):

18 (1) If the location is within five miles of a district, notice shall be published in
19 the nearest district.

20 (2) If the location is not within five miles of a district, notice shall be given as if
21 the location is in a public notice district without a newspaper of general
22 circulation.

23 **Comment.** Section 6085.390 is new. This section establishes public notice districts for Orange
24 County. These districts are the successors to the former judicial districts that were preserved for
25 notice publication in accordance with former Government Code Section 71042.5.

26 **Staff Note.** The public notice districts listed above for Orange County are based on the
27 judicial districts existing on December 8, 1967. Although December 8, 1967 appears to have been
28 the effective date for Government Code Section 71042.5, the staff encountered some information
29 suggesting that Section 71042.5 took effect a month earlier (November 8, 1967). In Orange
30 County, the names of the judicial districts changed during that interval. The staff welcomes
31 comment on the correct effective date for Section 71042.5.

32 **Gov't Code § 6085.400. Placer County**

33 6085.400. (a) Placer County contains the following public notice districts:

34 (1) Auburn District, which is comprised of the city of Auburn and the
35 unincorporated area known as North Auburn.

36 (2) Colfax-Alta-Dutch Flat District, which is comprised of the city of Colfax and
37 the unincorporated areas known as Alta and Dutch Flat.

38 (3) Lincoln District, which is comprised of the city of Lincoln.

39 (4) Loomis District, which is comprised of the cities of Loomis and Rocklin and
40 the unincorporated area known as Granite Bay.

41 (5) Roseville District, which is comprised of the city of Roseville.

42 (b) For the purpose of publishing notice arising from a location within Placer
43 County that is not within one of the districts described in subdivision (a):

1 (1) If the location is within ten miles of a district, notice shall be published in the
2 nearest district.

3 (2) If the location is not within ten miles of a district, notice shall be given as if
4 the location is in a public notice district without a newspaper of general
5 circulation.

6 **Comment.** Section 6085.400 is new. This section establishes public notice districts for Placer
7 County. These districts are the successors to the former judicial districts that were preserved for
8 notice publication in accordance with former Government Code Section 71042.5. Not every
9 former judicial district is continued.

10 **Gov't Code § 6085.410. Plumas County**

11 6085.410. (a) Plumas County contains the following public notice district:

12 (1) Beckwourth District, which is comprised of the city of Portola and the
13 unincorporated area known as Beckwourth.

14 (b) For the purpose of publishing notice arising from a location within Plumas
15 County that is not within the district described in subdivision (a):

16 (1) If the location is within ten miles of the district, notice shall be published in
17 the district.

18 (2) If the location is not within ten miles of the district, notice shall be given as
19 if the location is in a public notice district without a newspaper of general
20 circulation.

21 **Comment.** Section 6085.410 is new. This section establishes public notice districts for Plumas
22 County. These districts are the successors to the former judicial districts that were preserved for
23 notice publication in accordance with former Government Code Section 71042.5. Not every
24 former judicial district is continued.

25 **Gov't Code § 6085.420. Riverside County**

26 6085.420. (a) Riverside County contains the following public notice districts:

27 (1) Beaumont District, which is comprised of the cities of Beaumont and
28 Calimesa and the unincorporated area known as Cherry Valley.

29 (2) Coachella District, which is comprised of the city of Coachella and the
30 unincorporated areas known as Thermal and Vista Santa Rosa.

31 (3) Corona District, which is comprised of the cities of Corona, Eastvale, and
32 Norco and the unincorporated areas known as El Sobrante, Home Gardens, and
33 Temescal Valley.

34 (4) Desert District, which is comprised of the cities of Cathedral City, Desert
35 Hot Springs, Indian Wells, Indio, La Quinta, Palm Desert, Palm Springs, and
36 Rancho Mirage.

37 (5) Elsinore District, which is comprised of the cities of Canyon Lake, Lake
38 Elsinore, and Wildomar and the unincorporated areas known as Lakeland Village
39 and Meadowbrook.

40 (6) Hemet District, which is comprised of the city of Hemet and the
41 unincorporated areas known as East Hemet, Green Acres, Idyllwild-Pine Cove,
42 Valle Vista, and Winchester.

- 1 (7) Jurupa District, which is comprised of the city of Jurupa Valley.
2 (8) Mecca District, which is comprised of the incorporated areas known as Oasis
3 and Mecca.
4 (9) Murrieta District, which is comprised of the cities of Murrieta and Temecula
5 and the unincorporated area known as French Valley.
6 (10) Palo Verde District, which is comprised of the city of Blythe.
7 (11) Perris District, which is comprised of the cities of Menifee and Perris and
8 the unincorporated areas known as Good Hope, Homeland, Lake Mathews, Mead
9 Valley, and Nuevo.
10 (12) Riverside District, which is comprised of the cities of Moreno Valley and
11 Riverside and the unincorporated areas known as March AFB and Woodcrest.
12 (13) San Gorgonio District, which is comprised of the city of Banning and the
13 unincorporated areas known as Cabazon and Whitewater.
14 (14) San Jacinto District, which is comprised of the city of San Jacinto.
15 (b) For the purpose of publishing notice arising from a location within Riverside
16 County that is not within one of the districts described in subdivision (a):
17 (1) If the location is within ten miles of a district, notice shall be published in the
18 nearest district.
19 (2) If the location is not within ten miles of a district, notice shall be given as if
20 the location is in a public notice district without a newspaper of general
21 circulation.

22 **Comment.** Section 6085.420 is new. This section establishes public notice districts for
23 Riverside County. These districts are the successors to the former judicial districts that were
24 preserved for notice publication in accordance with former Government Code Section 71042.5.

25 **Gov't Code § 6085.430. Sacramento County**

- 26 6085.430. (a) Sacramento County contains the following public notice districts:
27 (1) Elk Grove-Galt District, which is comprised of the cities of Elk Grove and
28 Galt and the unincorporated area known as Vineyard.
29 (2) Fair Oaks-Folsom District, which is comprised of the city Folsom and the
30 unincorporated areas known as Fair Oaks, Gold River, and Orangevale.
31 (3) Sacramento District, which is comprised of the cities of Citrus Heights,
32 Rancho Cordova, and Sacramento and the unincorporated areas known as
33 Antelope, Arden-Arcade, Carmichael, Florin, Foothill Farms, La Riviera, Lemon
34 Hill, North Highlands, Parkway, Rio Linda, and Rosemont.
35 (4) Walnut Grove-Isleton District, which is comprised of the city of Isleton and
36 the unincorporated area known as Walnut Grove.
37 (b) For the purpose of publishing notice arising from a location within
38 Sacramento County that is not within one of the districts described in subdivision
39 (a):
40 (1) If the location is within ten miles of a district, notice shall be published in the
41 nearest district.

1 (2) If the location is not within ten miles of a district, notice shall be given as if
2 the location is in a public notice district without a newspaper of general
3 circulation.

4 **Comment.** Section 6085.430 is new. This section establishes public notice districts for
5 Sacramento County. These districts are the successors to the former judicial districts that were
6 preserved for notice publication in accordance with former Government Code Section 71042.5.

7 **Staff Note.** The public notice districts listed above for Sacramento County are based on the
8 judicial districts existing on December 8, 1967. Although December 8, 1967 appears to have been
9 the effective date for Government Code Section 71042.5, the staff encountered some information
10 suggesting that Section 71042.5 took effect a month earlier (November 8, 1967). In Sacramento
11 County, there was a consolidation of judicial districts during that interval. The staff welcomes
12 comment on the correct effective date for Section 71042.5.

13 In addition, the staff had limited information about the precise boundaries of two of the
14 potentially affected districts – the Fair Oaks-Folsom district and the Sacramento district. The staff
15 welcomes comment on whether the descriptions of those districts, presented above, include the
16 appropriate areas.

17 **Gov't Code § 6085.440. San Benito County**

18 6085.440. (a) San Benito County contains the following public notice districts:

19 (1) Hollister District, which is comprised of the city of Hollister.

20 (2) San Juan District, which is comprised of the city of San Juan Bautista.

21 (b) For the purpose of publishing notice arising from a location within San
22 Benito County that is not within one of the districts described in subdivision (a):

23 (1) If the location is within ten miles of a district, notice shall be published in the
24 nearest district.

25 (2) If the location is not within ten miles of a district, notice shall be given as if
26 the location is in a public notice district without a newspaper of general
27 circulation.

28 **Comment.** Section 6085.440 is new. This section establishes public notice districts for San
29 Benito County. These districts are the successors to the former judicial districts that were
30 preserved for notice publication in accordance with former Government Code Section 71042.5.
31 Not every former judicial district is continued.

32 **Gov't Code § 6085.450. San Bernardino County**

33 6085.450. (a) San Bernardino County contains the following public notice
34 districts:

35 (1) Barstow District, which is comprised of the city of Barstow.

36 (2) Bear Valley District, which is comprised of the city of Big Bear Lake and the
37 unincorporated area known as Big Bear City.

38 (3) Bloomington District, which is comprised of the unincorporated area known
39 as Bloomington.

40 (4) Chino District, which is comprised of the cities of Chino and Chino Hills.

41 (5) Colton District, which is comprised of the cities of Colton and Grand
42 Terrace.

1 (6) Crest Forest District, which is comprised of the unincorporated areas known
2 as Crestline and Lake Arrowhead.

3 (7) Cucamonga-Etiwanda District, which is comprised of the city of Rancho
4 Cucamonga.

5 (8) Highland District, which is comprised of the city of Highland.

6 (9) Mission District, which is comprised of the city of Loma Linda.

7 (10) Needles District, which is comprised of the city of Needles.

8 (11) San Bernardino District, which is comprised of the cities of Adelanto,
9 Apple Valley, Fontana, Hesperia, Montclair, Ontario, Redlands, Rialto, San
10 Bernardino, Upland, and Victorville and the unincorporated areas known as Lytle
11 Creek, Mentone, Muscoy, Phelan, and San Antonio Heights.

12 (12) Twentynine Palms District, which is comprised of the cities of Twentynine
13 Palms and Yucca Valley.

14 (13) Yucaipa District, which is comprised of the city of Yucaipa.

15 (b) For the purpose of publishing notice arising from a location within San
16 Bernardino County that is not within one of the districts described in subdivision
17 (a):

18 (1) If the location is within ten miles of a district, notice shall be published in the
19 nearest district.

20 (2) If the location is not within ten miles of a district, notice shall be given as if
21 the location is in a public notice district without a newspaper of general
22 circulation.

23 **Comment.** Section 6085.450 is new. This section establishes public notice districts for San
24 Bernardino County. These districts are the successors to the former judicial districts that were
25 preserved for notice publication in accordance with former Government Code Section 71042.5.
26 Not every former judicial district is continued.

27 **Staff Note.** The public notice districts listed above for San Bernardino County are based on
28 the judicial districts existing on December 8, 1967. Although December 8, 1967 appears to have
29 been the effective date for Government Code Section 71042.5, the staff encountered some
30 information suggesting that Section 71042.5 took effect a month earlier (November 8, 1967). In
31 San Bernardino County, several judicial districts consolidated during that interval. The staff
32 welcomes comment on the correct effective date for Section 71042.5.

33 **Gov't Code § 6085.460. San Diego County**

34 6085.460. (a) San Diego County contains the following public notice districts:

35 (1) Coronado District, which is comprised of the city of Coronado.

36 (2) El Cajon District, which is comprised of the cities of El Cajon, La Mesa,
37 Lemon Grove, and Santee and the unincorporated areas known as Alpine,
38 Bostonia, Casa de Oro, La Presa, Lakeside, Mount Helix, Rancho San Diego,
39 Spring Valley, and Winter Gardens.

40 (3) Fallbrook District, which is comprised of the unincorporated area known as
41 Fallbrook.

42 (4) National District, which is comprised of National City.

1 (5) North County District, which is comprised of the cities of Carlsbad, Del Mar,
2 Encinitas, Escondido, Oceanside, San Marcos, Solana Beach, and Vista and the
3 unincorporated areas known as Bonsall and Camp Pendleton.

4 (6) Ramona District, which is comprised of the unincorporated areas known as
5 Ramona and San Diego Country Estates.

6 (7) San Diego District, which is comprised of the cities of Chula Vista, Imperial
7 Beach, Poway, and San Diego and the unincorporated area known as Bonita.

8 (b) For the purpose of publishing notice arising from a location within San
9 Diego County that is not within one of the districts described in subdivision (a):

10 (1) If the location is within ten miles of a district, notice shall be published in the
11 nearest district.

12 (2) If the location is not within ten miles of a district, notice shall be given as if
13 the location is in a public notice district without a newspaper of general
14 circulation.

15 **Comment.** Section 6085.460 is new. This section establishes public notice districts for San
16 Diego County. These districts are the successors to the former judicial districts that were
17 preserved for notice publication in accordance with former Government Code Section 71042.5.
18 Not every former judicial district is continued.

19 **Gov't Code § 6085.470. City and County of San Francisco**

20 6085.470. The City and County of San Francisco contains a single, countywide
21 public notice district.

22 **Comment.** Section 6085.470 is new. This section establishes a public notice district for the
23 City and County of San Francisco. This district is the successor to the former countywide judicial
24 district that was preserved for notice publication in accordance with former Government Code
25 Section 71042.5.

26 **Gov't Code § 6085.480. San Joaquin County**

27 6085.480. (a) San Joaquin County contains the following public notice districts:

28 (1) Lodi District, which is comprised of the city of Lodi.

29 (2) Manteca-Ripon-Escalon District, which is comprised of the cities of Escalon,
30 Lathrop, Manteca, and Ripon and the unincorporated area known as French Camp.

31 (3) Stockton District, which is comprised of the city of Stockton and the
32 unincorporated area known as Garden Acres.

33 (4) Tracy District, which is comprised of the city of Tracy.

34 (b) For the purpose of publishing notice arising from a location within San
35 Joaquin County that is not within one of the districts described in subdivision (a):

36 (1) If the location is within ten miles of a district, notice shall be published in the
37 nearest district.

38 (2) If the location is not within ten miles of a district, notice shall be given as if
39 the location is in a public notice district without a newspaper of general
40 circulation.

1 **Comment.** Section 6085.480 is new. This section establishes public notice districts for San
2 Joaquin County. These districts are the successors to the former judicial districts that were
3 preserved for notice publication in accordance with former Government Code Section 71042.5.

4 **Gov't Code § 6085.490. San Luis Obispo County**

5 6085.490. (a) San Luis Obispo County contains the following public notice
6 districts:

7 (1) First District, which is comprised of the city of El Paso de Robles.

8 (2) Second District, which is comprised of the city of Atascadero and the
9 unincorporated area known as Templeton.

10 (3) Third District, which is comprised of the city of Morro Bay and the
11 unincorporated area known as Los Osos.

12 (4) Fourth District, which is comprised of the city of San Luis Obispo and the
13 unincorporated areas known as Avila Beach and Los Ranchos.

14 (5) Fifth District, which is comprised of the cities of Arroyo Grande, Grover
15 Beach, and Pismo Beach and the unincorporated areas known as Edna and
16 Nipomo.

17 (b) For the purpose of publishing notice arising from a location within San Luis
18 Obispo County that is not within one of the districts described in subdivision (a):

19 (1) If the location is within ten miles of a district, notice shall be published in the
20 nearest district.

21 (2) If the location is not within ten miles of a district, notice shall be given as if
22 the location is in a public notice district without a newspaper of general
23 circulation.

24 **Comment.** Section 6085.490 is new. This section establishes public notice districts for San
25 Luis Obispo County. These districts are the successors to the former judicial districts that were
26 preserved for notice publication in accordance with former Government Code Section 71042.5.

27 **Gov't Code § 6085.500. San Mateo County**

28 6085.500. (a) San Mateo County contains the following public notice districts:

29 (1) Central District, which is comprised of the cities of Belmont, Burlingame,
30 Foster City, Half Moon Bay, Hillsborough, Millbrae, and San Mateo and the
31 unincorporated area known as Montara.

32 (2) Northern District, which is comprised of the cities of Brisbane, Colma, Daly
33 City, Pacifica, San Bruno, and South San Francisco.

34 (3) Southern District, which is comprised of the cities of Atherton, East Palo
35 Alto, Menlo Park, Portola Valley, Redwood City, San Carlos, and Woodside and
36 the unincorporated area known as North Fair Oaks.

37 (b) For the purpose of publishing notice arising from a location within San
38 Mateo County that is not within one of the districts described in subdivision (a):

39 (1) If the location is within five miles of a district, notice shall be published in
40 the nearest district.

1 (2) If the location is not within five miles of a district, notice shall be given as if
2 the location is in a public notice district without a newspaper of general
3 circulation.

4 **Comment.** Section 6085.500 is new. This section establishes public notice districts for San
5 Mateo County. These districts are the successors to the former judicial districts that were
6 preserved for notice publication in accordance with former Government Code Section 71042.5.

7 **Gov't Code § 6085.510. Santa Barbara County**

8 6085.510. Santa Barbara County contains the following public notice districts:

9 (1) Carpinteria-Montecito District, which is comprised of the city of Carpinteria
10 and the unincorporated area known as Montecito.

11 (2) Guadalupe District, which is comprised of the city of Guadalupe.

12 (3) Lompoc District, which is comprised of the city of Lompoc.

13 (4) Santa Barbara-Goleta District, which is comprised of the cities of Goleta and
14 Santa Barbara and the unincorporated area known as Isla Vista.

15 (5) Santa Maria District, which is comprised of the city of Santa Maria and the
16 unincorporated areas known as Los Alamos and Orcutt.

17 (6) Solvang District, which is comprised of the cities of Buellton and Solvang.

18 (b) For the purpose of publishing notice arising from a location within Santa
19 Barbara County that is not within one of the districts described in subdivision (a):

20 (1) If the location is within ten miles of a district, notice shall be published in the
21 nearest district.

22 (2) If the location is not within ten miles of a district, notice shall be given as if
23 the location is in a public notice district without a newspaper of general
24 circulation.

25 **Comment.** Section 6085.510 is new. This section establishes public notice districts for Santa
26 Barbara County. These districts are the successors to the former judicial districts that were
27 preserved for notice publication in accordance with former Government Code Section 71042.5.

28 **Gov't Code § 6085.520. Santa Clara County**

29 6085.520. (a) Santa Clara County contains the following public notice districts:

30 (1) Gilroy-Morgan Hill District, which is comprised of the cities of Gilroy and
31 Morgan Hill.

32 (2) Los Gatos-Campbell-Saratoga District, which is comprised of the cities of
33 Campbell, Los Gatos, Monte Sereno, and Saratoga.

34 (3) Palo Alto-Mountain View District, which is comprised of the cities of Los
35 Altos, Los Altos Hills, Mountain View, and Palo Alto and the unincorporated
36 areas known as Loyola and Stanford.

37 (4) San Jose-Milpitas-Alviso District, which is comprised of the cities of
38 Milpitas and San Jose and the unincorporated area known as Alum Rock.

39 (5) Santa Clara-Cupertino District, which is comprised of the cities of Cupertino
40 and Santa Clara.

41 (6) Sunnyvale District, which is comprised of the city of Sunnyvale.

1 (b) For the purpose of publishing notice arising from a location within Santa
2 Clara County that is not within one of the districts described in subdivision (a):

3 (1) If the location is within five miles of a district, notice shall be published in
4 the nearest district.

5 (2) If the location is not within five miles of a district, notice shall be given as if
6 the location is in a public notice district without a newspaper of general
7 circulation.

8 **Comment.** Section 6085.520 is new. This section establishes public notice districts for Santa
9 Clara County. These districts are the successors to the former judicial districts that were
10 preserved for notice publication in accordance with former Government Code Section 71042.5.

11 **Gov't Code § 6085.530. Santa Cruz County**

12 6085.530. Santa Cruz County contains a single, countywide public notice
13 district.

14 **Comment.** Section 6085.530 is new. This section establishes a public notice district for Santa
15 Cruz County. This district is the successor to the former countywide judicial district that was
16 preserved for notice publication in accordance with former Government Code Section 71042.5.

17 **Gov't Code § 6085.540. Shasta County**

18 6085.540. (a) Shasta County contains the following public notice districts:

19 (1) Anderson District, which is comprised of the city of Anderson.

20 (2) Central Valley District, which is comprised of the city of Shasta Lake.

21 (3) Redding District, which is comprised of the city of Redding.

22 (b) For the purpose of publishing notice arising from a location within Shasta
23 County that is not within one of the districts described in subdivision (a):

24 (1) If the location is within ten miles of a district, notice shall be published in the
25 nearest district.

26 (2) If the location is not within ten miles of a district, notice shall be given as if
27 the location is in a public notice district without a newspaper of general
28 circulation.

29 **Comment.** Section 6085.540 is new. This section establishes public notice districts for Shasta
30 County. These districts are the successors to the former judicial districts that were preserved for
31 notice publication in accordance with former Government Code Section 71042.5. Not every
32 former judicial district is continued.

33 **Gov't Code § 6085.550. Sierra County**

34 6085.550. Sierra County contains a single, countywide public notice district.

35 **Comment.** Section 6085.550 is new. This section establishes a public notice district for Sierra
36 County. This district is the successor to the former countywide judicial district that was preserved
37 for notice publication in accordance with former Government Code Section 71042.5.

38 **Gov't Code § 6085.560. Siskiyou County**

39 6085.560. (a) Siskiyou County contains the following public notice districts:

40 (1) Dorris District, which is comprised of the city of Dorris.

1 (2) Dunsmuir-Mount Shasta District, which is comprised of the cities of
2 Dunsmuir and Mount Shasta.

3 (3) Scott Valley District, which is comprised of the cities of Etna and Fort Jones.

4 (4) Shasta Valley District, which is comprised of the cities of Montague and
5 Weed.

6 (5) Tulelake District, which is comprised of the city of Tulelake.

7 (6) Yreka District, which is comprised of the city of Yreka.

8 (b) For the purpose of publishing notice arising from a location within Siskiyou
9 County that is not within one of the districts described in subdivision (a):

10 (1) If the location is within ten miles of a district, notice shall be published in the
11 nearest district.

12 (2) If the location is not within ten miles of a district, notice shall be given as if
13 the location is in a public notice district without a newspaper of general
14 circulation.

15 **Comment.** Section 6085.560 is new. This section establishes public notice districts for
16 Siskiyou County. These districts are the successors to the former judicial districts that were
17 preserved for notice publication in accordance with former Government Code Section 71042.5.
18 Not every former judicial district is continued.

19 **Gov't Code § 6085.570. Solano County**

20 6085.570. (a) Solano County contains the following public notice districts:

21 (1) Benicia District, which is comprised of the city of Benicia.

22 (2) Dixon District, which is comprised of the city of Dixon

23 (3) Fairfield-Suisun District, which is comprised of the cities of Fairfield and
24 Suisun City.

25 (4) Rio Vista District, which is comprised of the city of Rio Vista.

26 (5) Vacaville District, which is comprised of the city of Vacaville.

27 (6) Vallejo District, which is comprised of the city of Vallejo.

28 (b) For the purpose of publishing notice arising from a location within Solano
29 County that is not within one of the districts described in subdivision (a):

30 (1) If the location is within ten miles of a district, notice shall be published in the
31 nearest district.

32 (2) If the location is not within ten miles of a district, notice shall be given as if
33 the location is in a public notice district without a newspaper of general
34 circulation.

35 **Comment.** Section 6085.570 is new. This section establishes public notice districts for Solano
36 County. These districts are the successors to the former judicial districts that were preserved for
37 notice publication in accordance with former Government Code Section 71042.5.

38 **Staff Note.** The public notice districts listed above for Solano County are based on the
39 judicial districts existing on December 8, 1967. Although December 8, 1967 appears to have been
40 the effective date for Government Code Section 71042.5, the staff encountered some information
41 suggesting that Section 71042.5 took effect a month earlier (November 8, 1967). In Solano
42 County, one of the judicial districts changed its name during that interval. The staff welcomes
43 comment on the correct effective date for Section 71042.5.

1 **Gov't Code § 6085.580. Sonoma County**

2 6085.580. (a) Sonoma County contains the following public notice districts:

3 (1) Central Sonoma County District, which is comprised of the cities of Cotati,
4 Rohnert Park, Santa Rosa, and Sebastopol and the unincorporated areas known as
5 Bloomfield, Forestville, and Guerneville.

6 (2) Northern District, which is comprised of the cities of Cloverdale,
7 Healdsburg, and Windsor.

8 (3) Petaluma District, which is comprised of the city of Petaluma and the
9 unincorporated area known as Penngrove.

10 (4) Sonoma District, which is comprised of the city of Sonoma and the
11 unincorporated areas known as Boyes Hot Springs and Kenwood.

12 (b) For the purpose of publishing notice arising from a location within Sonoma
13 County that is not within one of the districts described in subdivision (a):

14 (1) If the location is within ten miles of a district, notice shall be published in the
15 nearest district.

16 (2) If the location is not within ten miles of a district, notice shall be given as if
17 the location is in a public notice district without a newspaper of general
18 circulation.

19 **Comment.** Section 6085.580 is new. This section establishes public notice districts for
20 Sonoma County. These districts are the successors to the former judicial districts that were
21 preserved for notice publication in accordance with former Government Code Section 71042.5.

22 **Gov't Code § 6085.590. Stanislaus County**

23 6085.590. (a) Stanislaus County contains the following public notice districts:

24 (1) Ceres District, which is comprised of the cities of Ceres and Hughson and
25 the unincorporated areas known as Bystrom, Keyes, and Parklawn.

26 (2) Modesto District, which is comprised of the city of Modesto and the
27 unincorporated areas known as Airport, Del Rio, Empire, and Salida.

28 (3) Newman District, which is comprised of the city of Newman and the
29 unincorporated area known as Crows Landing.

30 (4) Oakdale-Waterford District, which is comprised of the cities of Oakdale and
31 Waterford.

32 (5) Patterson District, which is comprised of the city of Patterson and the
33 unincorporated area known as Grayson.

34 (6) Riverbank District, which is comprised of the city of Riverbank.

35 (7) Turlock District, which is comprised of the city of Turlock.

36 (b) For the purpose of publishing notice arising from a location within Stanislaus
37 County that is not within one of the districts described in subdivision (a):

38 (1) If the location is within ten miles of a district, notice shall be published in the
39 nearest district.

40 (2) If the location is not within ten miles of a district, notice shall be given as if
41 the location is in a public notice district without a newspaper of general
42 circulation.

1 **Comment.** Section 6085.590 is new. This section establishes public notice districts for
2 Stanislaus County. These districts are the successors to the former judicial districts that were
3 preserved for notice publication in accordance with former Government Code Section 71042.5.

4 **Gov't Code § 6085.600. Sutter County**

5 6085.600. (a) Sutter County contains the following public notice districts:

6 (1) Butte District, which is comprised of the city of Live Oak.

7 (2) Yuba District, which is comprised of Yuba City.

8 (b) For the purpose of publishing notice arising from a location within Sutter
9 County that is not within one of the districts described in subdivision (a):

10 (1) If the location is within ten miles of a district, notice shall be published in the
11 nearest district.

12 (2) If the location is not within ten miles of a district, notice shall be given as if
13 the location is in a public notice district without a newspaper of general
14 circulation.

15 **Comment.** Section 6085.600 is new. This section establishes public notice districts for Sutter
16 County. These districts are the successors to the former judicial districts that were preserved for
17 notice publication in accordance with former Government Code Section 71042.5.

18 **Gov't Code § 6085.610. Tehama County**

19 6085.610. (a) Tehama County contains the following public notice districts:

20 (1) Corning District, which is comprised of the city of Corning and the
21 unincorporated area known as Los Molinos.

22 (2) Red Bluff District, which is comprised of the cities of Red Bluff and Tehama
23 and the unincorporated area known as Gerber.

24 (b) For the purpose of publishing notice arising from a location within Tehama
25 County that is not within one of the districts described in subdivision (a):

26 (1) If the location is within ten miles of a district, notice shall be published in the
27 nearest district.

28 (2) If the location is not within ten miles of a district, notice shall be given as if
29 the location is in a public notice district without a newspaper of general
30 circulation.

31 **Comment.** Section 6085.610 is new. This section establishes public notice districts for Tehama
32 County. These districts are the successors to the former judicial districts that were preserved for
33 notice publication in accordance with former Government Code Section 71042.5.

34 **Gov't Code § 6085.620. Trinity County**

35 6085.620. Trinity County contains a single, countywide public notice district.

36 **Comment.** Section 6085.620 is new. This section establishes a public notice district for Trinity
37 County. This district is the successor to the former judicial districts that were preserved for notice
38 publication in accordance with former Government Code Section 71042.5.

39 **Gov't Code § 6085.630. Tulare County**

40 6085.630. (a) Tulare County contains the following public notice districts:

1 (1) Dinuba District, which is comprised of the city of Dinuba and the
2 unincorporated areas known as Cutler and Orosi.

3 (2) Exeter-Farmersville District, which is comprised of the cities of Exeter and
4 Farmersville.

5 (3) Lindsay District, which is comprised of the city of Lindsay.

6 (4) Pixley District, which is comprised of the unincorporated areas known as
7 Earlimart and Pixley.

8 (5) Porterville District, which is comprised of the city of Porterville.

9 (6) Tulare District, which is comprised of the city of Tulare.

10 (7) Visalia District, which is comprised of the city of Visalia and the
11 unincorporated area known as Ivanhoe.

12 (8) Woodlake District, which is comprised of the city of Woodlake.

13 (b) For the purpose of publishing notice arising from a location within Tulare
14 County that is not within one of the districts described in subdivision (a):

15 (1) If the location is within ten miles of a district, notice shall be published in the
16 nearest district.

17 (2) If the location is not within ten miles of a district, notice shall be given as if
18 the location is in a public notice district without a newspaper of general
19 circulation.

20 **Comment.** Section 6085.630 is new. This section establishes public notice districts for Tulare
21 County. These districts are the successors to the former judicial districts that were preserved for
22 notice publication in accordance with former Government Code Section 71042.5.

23 **Gov't Code § 6085.640. Tuolumne County**

24 6085.640. (a) Tuolumne County contains the following public notice district:

25 (1) Sonora District, which is comprised of the city of Sonora.

26 (b) For the purpose of publishing notice arising from a location within
27 Tuolumne County that is not within the district described in subdivision (a):

28 (1) If the location is within ten miles of the district, notice shall be published in
29 the district.

30 (2) If the location is not within ten miles of the district, notice shall be given as
31 if the location is in a public notice district without a newspaper of general
32 circulation.

33 **Comment.** Section 6085.640 is new. This section establishes public notice districts for
34 Tuolumne County. These districts are the successors to the former judicial districts that were
35 preserved for notice publication in accordance with former Government Code Section 71042.5.
36 Not every former judicial district is continued.

37 **Gov't Code § 6085.650. Ventura County**

38 6085.650. Ventura County contains a single, countywide public notice district.

39 **Comment.** Section 6085.650 is new. This section establishes a public notice district for
40 Ventura County. This district is the successor to the former countywide judicial district that was
41 preserved for notice publication in accordance with former Government Code Section 71042.5.

1 **Gov't Code § 6085.660. Yolo County**

2 6085.660. (a) Yolo County contains the following public notice districts:

3 (1) Davis District, which is comprised of the city of Davis.

4 (2) Washington District, which is comprised of the city of West Sacramento.

5 (3) Winters District, which is comprised of the city of Winters.

6 (4) Woodland District, which is comprised of the city of Woodland.

7 (b) For the purpose of publishing notice arising from a location within Yolo
8 County that is not within one of the districts described in subdivision (a):

9 (1) If the location is within ten miles of a district, notice shall be published in the
10 nearest district.

11 (2) If the location is not within ten miles of a district, notice shall be given as if
12 the location is in a public notice district without a newspaper of general
13 circulation.

14 **Comment.** Section 6085.660 is new. This section establishes public notice districts for Yolo
15 County. These districts are the successors to the former judicial districts that were preserved for
16 notice publication in accordance with former Government Code Section 71042.5. Not every
17 former judicial district is continued.

18 **Gov't Code § 6085.670. Yuba County**

19 6085.670. (a) Yuba County contains the following public notice districts:

20 (1) Marysville District, which is comprised of the city of Marysville and the
21 unincorporated areas known as Linda and Olivehurst.

22 (2) Wheatland District, which is comprised of the city of Wheatland.

23 (b) For the purpose of publishing notice arising from a location within Yuba
24 County that is not within one of the districts described in subdivision (a):

25 (1) If the location is within ten miles of a district, notice shall be published in the
26 nearest district.

27 (2) If the location is not within ten miles of a district, notice shall be given as if
28 the location is in a public notice district without a newspaper of general
29 circulation.

30 **Comment.** Section 6085.670 is new. This section establishes public notice districts for Yuba
31 County. These districts are the successors to the former judicial districts that were preserved for
32 notice publication in accordance with former Government Code Section 71042.5. Not every
33 former judicial district is continued.

CONFORMING REVISIONS

BUSINESS AND PROFESSIONS CODE

34 **Bus. & Prof. Code § 21707 (amended). Notice requirement for self-storage facility lien sale**

35 SEC. _____. Section 21707 of the Business and Professions Code is amended to
36 read:
37

1 21707. (a) After the expiration of the time given in the notice of lien sale,
2 pursuant to subdivision (b) of Section 21705, or following the failure of a claimant
3 to pay rent or obtain a court order pursuant to Section 21709, an advertisement of
4 the sale shall be published once a week for two weeks consecutively in a
5 newspaper of general circulation published in the ~~judicial~~ public notice district
6 where the sale is to be held. The advertisement shall include a general description
7 of the goods, the name of the person on whose account they are being stored, and
8 the name and location of the storage facility. If there is no newspaper of general
9 circulation published in the ~~judicial~~ public notice district where the sale is to be
10 held, the advertisement shall be posted at least 10 days before the sale in not less
11 than six conspicuous places in the neighborhood of the proposed sale. The sale
12 shall be conducted in a commercially reasonable manner. After deducting the
13 amount of the lien and costs of sale, the owner shall retain any excess proceeds of
14 the sale on the occupant's behalf. The occupant, or any other person having a court
15 order or other judicial process against the property, may claim the excess
16 proceeds, or a portion thereof sufficient to satisfy the particular claim, at any time
17 within one year of the date of sale. Thereafter, the owner shall pay any remaining
18 excess proceeds to the treasury of the county in which the sale was held.

19 (b) For the purposes of this section, publication of notice in a public notice
20 district is governed by Chapter 1.1 (commencing with Section 6080) of Division 7
21 of Title 1 of the Government Code.

22 **Comment.** Section 21707 is amended to replace “judicial district” with “public notice district”
23 and to refer to the provisions governing publication of notice in a “public notice district.”

24 CIVIL CODE

25 **Civ. Code § 2924f (amended). Home foreclosure sale made under power of sale**

26 SEC. ____ . Section 2924f of the Civil Code is amended to read:

27 2924f. (a) As used in this section and Sections 2924g and 2924h, “property”
28 means real property or a leasehold estate therein, and “calendar week” means
29 Monday through Saturday, inclusive.

30 (b)(1) Except as provided in subdivision (c), before any sale of property can be
31 made under the power of sale contained in any deed of trust or mortgage, or any
32 resale resulting from a rescission for a failure of consideration pursuant to
33 subdivision (c) of Section 2924h, notice of the sale thereof shall be given by
34 posting a written notice of the time of sale and of the street address and the
35 specific place at the street address where the sale will be held, and describing the
36 property to be sold, at least 20 days before the date of sale in one public place in
37 the city where the property is to be sold, if the property is to be sold in a city, or, if
38 not, then in one public place in the ~~judicial district in which~~ area of the property is
39 to be sold, and publishing a copy once a week for three consecutive calendar
40 weeks.

1 (2) The first publication to be at least 20 days before the date of sale, in a
2 newspaper of general circulation published in the city in which the property or
3 some part thereof is situated, if any part thereof is situated in a city, if not, then in
4 a newspaper of general circulation published in the ~~judicial~~ public notice district in
5 which the property or some part thereof is situated, or in case no newspaper of
6 general circulation is published in the city or ~~judicial~~ public notice district, as the
7 case may be, in a newspaper of general circulation published in the county in
8 which the property or some part thereof is situated, or in case no newspaper of
9 general circulation is published in the city or ~~judicial~~ public notice district or
10 county, as the case may be, in a newspaper of general circulation published in the
11 county in this state that is contiguous to the county in which the property or some
12 part thereof is situated and has, by comparison with all similarly contiguous
13 counties, the highest population based upon total county population as determined
14 by the most recent federal decennial census published by the Bureau of the
15 Census. For the purposes of this section, publication of notice in a public notice
16 district is governed by Chapter 1.1 (commencing with Section 6080) of Division 7
17 of Title 1 of the Government Code.

18 (3) A copy of the notice of sale shall also be posted in a conspicuous place on
19 the property to be sold at least 20 days before the date of sale, where possible and
20 where not restricted for any reason. If the property is a single-family residence the
21 posting shall be on a door of the residence, but, if not possible or restricted, then
22 the notice shall be posted in a conspicuous place on the property; however, if
23 access is denied because a common entrance to the property is restricted by a
24 guard gate or similar impediment, the property may be posted at that guard gate or
25 similar impediment to any development community.

26 (4) The notice of sale shall conform to the minimum requirements of Section
27 6043 of the Government Code and be recorded with the county recorder of the
28 county in which the property or some part thereof is situated at least 20 days prior
29 to the date of sale.

30 (5) The notice of sale shall contain the name, street address in this state, which
31 may reflect an agent of the trustee, and either a toll-free telephone number or
32 telephone number in this state of the trustee, and the name of the original trustor,
33 and also shall contain the statement required by paragraph (3) of subdivision (c).
34 In addition to any other description of the property, the notice shall describe the
35 property by giving its street address, if any, or other common designation, if any,
36 and a county assessor's parcel number; but if the property has no street address or
37 other common designation, the notice shall contain a legal description of the
38 property, the name and address of the beneficiary at whose request the sale is to be
39 conducted, and a statement that directions may be obtained pursuant to a written
40 request submitted to the beneficiary within 10 days from the first publication of
41 the notice. Directions shall be deemed reasonably sufficient to locate the property
42 if information as to the location of the property is given by reference to the
43 direction and approximate distance from the nearest crossroads, frontage road, or

1 access road. If a legal description or a county assessor’s parcel number and either
2 a street address or another common designation of the property is given, the
3 validity of the notice and the validity of the sale shall not be affected by the fact
4 that the street address, other common designation, name and address of the
5 beneficiary, or the directions obtained therefrom are erroneous or that the street
6 address, other common designation, name and address of the beneficiary, or
7 directions obtained therefrom are omitted.

8 (6) The term “newspaper of general circulation,” as used in this section, has the
9 same meaning as defined in Article 1 (commencing with Section 6000) of Chapter
10 1 of Division 7 of Title 1 of the Government Code.

11 (7) The notice of sale shall contain a statement of the total amount of the unpaid
12 balance of the obligation secured by the property to be sold and reasonably
13 estimated costs, expenses, advances at the time of the initial publication of the
14 notice of sale, and, if republished pursuant to a cancellation of a cash equivalent
15 pursuant to subdivision (d) of Section 2924h, a reference of that fact; provided,
16 that the trustee shall incur no liability for any good faith error in stating the proper
17 amount, including any amount provided in good faith by or on behalf of the
18 beneficiary. An inaccurate statement of this amount shall not affect the validity of
19 any sale to a bona fide purchaser for value, nor shall the failure to post the notice
20 of sale on a door as provided by this subdivision affect the validity of any sale to a
21 bona fide purchaser for value.

22 (8)(A) On and after April 1, 2012, if the deed of trust or mortgage containing a
23 power of sale is secured by real property containing from one to four single-family
24 residences, the notice of sale shall contain substantially the following language, in
25 addition to the language required pursuant to paragraphs (1) to (7), inclusive:

26 NOTICE TO POTENTIAL BIDDERS: If you are considering bidding on this
27 property lien, you should understand that there are risks involved in bidding at a
28 trustee auction. You will be bidding on a lien, not on the property itself. Placing
29 the highest bid at a trustee auction does not automatically entitle you to free and
30 clear ownership of the property. You should also be aware that the lien being
31 auctioned off may be a junior lien. If you are the highest bidder at the auction, you
32 are or may be responsible for paying off all liens senior to the lien being auctioned
33 off, before you can receive clear title to the property. You are encouraged to
34 investigate the existence, priority, and size of outstanding liens that may exist on
35 this property by contacting the county recorder’s office or a title insurance
36 company, either of which may charge you a fee for this information. If you consult
37 either of these resources, you should be aware that the same lender may hold more
38 than one mortgage or deed of trust on the property.

39 NOTICE TO PROPERTY OWNER: The sale date shown on this notice of sale
40 may be postponed one or more times by the mortgagee, beneficiary, trustee, or a
41 court, pursuant to Section 2924g of the California Civil Code. The law requires
42 that information about trustee sale postponements be made available to you and to

1 the public, as a courtesy to those not present at the sale. If you wish to learn
2 whether your sale date has been postponed, and, if applicable, the rescheduled
3 time and date for the sale of this property, you may call [telephone number for
4 information regarding the trustee's sale] or visit this Internet Web site [Internet
5 Web site address for information regarding the sale of this property], using the file
6 number assigned to this case [case file number]. Information about postponements
7 that are very short in duration or that occur close in time to the scheduled sale may
8 not immediately be reflected in the telephone information or on the Internet Web
9 site. The best way to verify postponement information is to attend the scheduled
10 sale.

11 (B) A mortgagee, beneficiary, trustee, or authorized agent shall make a good
12 faith effort to provide up-to-date information regarding sale dates and
13 postponements to persons who wish this information. This information shall be
14 made available free of charge. It may be made available via an Internet Web site, a
15 telephone recording that is accessible 24 hours a day, seven days a week, or
16 through any other means that allows 24 hours a day, seven days a week, no-cost
17 access to updated information. A disruption of any of these methods of providing
18 sale date and postponement information to allow for reasonable maintenance or
19 due to a service outage shall not be deemed to be a violation of the good faith
20 standard.

21 (C) Except as provided in subparagraph (B), nothing in the wording of the
22 notices required by subparagraph (A) is intended to modify or create any
23 substantive rights or obligations for any person providing, or specified in, either of
24 the required notices. Failure to comply with subparagraph (A) or (B) shall not
25 invalidate any sale that would otherwise be valid under Section 2924f.

26 (D) Information provided pursuant to subparagraph (A) does not constitute the
27 public declaration required by subdivision (d) of Section 2924g.

28 (9) If the sale of the property is to be a unified sale as provided in subparagraph
29 (B) of paragraph (1) of subdivision (a) of Section 9604 of the Commercial Code,
30 the notice of sale shall also contain a description of the personal property or
31 fixtures to be sold. In the case where it is contemplated that all of the personal
32 property or fixtures are to be sold, the description in the notice of the personal
33 property or fixtures shall be sufficient if it is the same as the description of the
34 personal property or fixtures contained in the agreement creating the security
35 interest in or encumbrance on the personal property or fixtures or the filed
36 financing statement relating to the personal property or fixtures. In all other cases,
37 the description in the notice shall be sufficient if it would be a sufficient
38 description of the personal property or fixtures under Section 9108 of the
39 Commercial Code. Inclusion of a reference to or a description of personal property
40 or fixtures in a notice of sale hereunder shall not constitute an election by the
41 secured party to conduct a unified sale pursuant to subparagraph (B) of paragraph
42 (1) of subdivision (a) of Section 9604 of the Commercial Code, shall not obligate

1 the secured party to conduct a unified sale pursuant to subparagraph (B) of
2 paragraph (1) of subdivision (a) of Section 9604 of the Commercial Code, and in
3 no way shall render defective or noncomplying either that notice or a sale pursuant
4 to that notice by reason of the fact that the sale includes none or less than all of the
5 personal property or fixtures referred to or described in the notice. This paragraph
6 shall not otherwise affect the obligations or duties of a secured party under the
7 Commercial Code.

8 (c)(1) This subdivision applies only to deeds of trust or mortgages which contain
9 a power of sale and which are secured by real property containing a single-family,
10 owner-occupied residence, where the obligation secured by the deed of trust or
11 mortgage is contained in a contract for goods or services subject to the provisions
12 of the Unruh Act (Chapter 1 (commencing with Section 1801) of Title 2 of Part 4
13 of Division 3).

14 (2) Except as otherwise expressly set forth in this subdivision, all other
15 provisions of law relating to the exercise of a power of sale shall govern the
16 exercise of a power of sale contained in a deed of trust or mortgage described in
17 paragraph (1).

18 (3) If any default of the obligation secured by a deed of trust or mortgage
19 described in paragraph (1) has not been cured within 30 days after the recordation
20 of the notice of default, the trustee or mortgagee shall mail to the trustor or
21 mortgagor, at his or her last known address, a copy of the following statement:

YOU ARE IN DEFAULT UNDER A
_____ ,
(Deed of trust or mortgage)
DATED ____ . UNLESS YOU TAKE ACTION TO PROTECT YOUR PROPERTY, IT MAY BE SOLD AT A PUBLIC SALE. IF YOU NEED AN EXPLANATION OF THE NATURE OF THE PROCEEDING AGAINST YOU, YOU SHOULD CONTACT A LAWYER.

22 (4) All sales of real property pursuant to a power of sale contained in any deed
23 of trust or mortgage described in paragraph (1) shall be held in the county where
24 the residence is located and shall be made to the person making the highest offer.
25 The trustee may receive offers during the 10-day period immediately prior to the
26 date of sale and if any offer is accepted in writing by both the trustor or mortgagor
27 and the beneficiary or mortgagee prior to the time set for sale, the sale shall be
28 postponed to a date certain and prior to which the property may be conveyed by
29 the trustor to the person making the offer according to its terms. The offer is
30 revocable until accepted. The performance of the offer, following acceptance,

1 according to its terms, by a conveyance of the property to the offeror, shall operate
2 to terminate any further proceeding under the notice of sale and it shall be deemed
3 revoked.

4 (5) In addition to the trustee fee pursuant to Section 2924c, the trustee or
5 mortgagee pursuant to a deed of trust or mortgage subject to this subdivision shall
6 be entitled to charge an additional fee of fifty dollars (\$50).

7 (6) This subdivision applies only to property on which notices of default were
8 filed on or after the effective date of this subdivision.

9 (d) With respect to residential real property containing no more than four
10 dwelling units, a separate document containing a summary of the notice of sale
11 information in English and the languages described in Section 1632 shall be
12 attached to the notice of sale provided to the mortgagor or trustor pursuant to
13 Section 2923.3.

14 **Comment.** Paragraph (b)(1) is amended to reflect the elimination of former judicial districts as
15 a location for publication of notice. Paragraph (b)(2) of Section 2924f is amended to replace
16 “judicial district” with “public notice district” and refer to the provisions governing publication of
17 notice in a “public notice district.”

18 **Civ. Code § 3440.1 (amended). Exemption of debtor’s conveyance of personal property**
19 **without delivery from fraudulent transfer rules**

20 SEC. ____ . Section 3440.1 of the Civil Code is amended to read:

21 3440.1. This chapter does not apply to any of the following:

22 (a) Things in action.

23 (b) Ships or cargoes if either are at sea or in a foreign port.

24 (c) The sale of accounts, chattel paper, payment intangibles, or promissory notes
25 governed by the Uniform Commercial Code, security interests, and contracts of
26 bottomry or respondentia.

27 (d) Wines or brandies in the wineries, distilleries, or wine cellars of the makers
28 or owners of the wines or brandies, or other persons having possession, care, and
29 control of the wines or brandies, and the pipes, casks, and tanks in which the wines
30 or brandies are contained, if the transfers are made in writing and executed and
31 acknowledged, and if the transfers are recorded in the book of official records in
32 the office of the county recorder of the county in which the wines, brandies, pipes,
33 casks, and tanks are situated.

34 (e) A transfer or assignment made for the benefit of creditors generally or by any
35 assignee acting under an assignment for the benefit of creditors generally.

36 (f) Property exempt from enforcement of a money judgment.

37 (g) Standing timber.

38 (h) Subject to the limitations in Section 3440.3, a transfer of personal property if
39 all of the following conditions are satisfied:

40 (1) Prior to the date of the intended transfer, the transferor or the transferee files
41 a financing statement, with respect to the property transferred, authorized in an
42 authenticated record by the transferor. The financing statement shall be filed in the

1 office of the Secretary of State in accordance with Chapter 5 (commencing with
2 Section 9501) of Division 9 of the Commercial Code, but may use the terms
3 “transferor” in lieu of “debtor” and “transferee” in lieu of “secured party.” The
4 provisions of Chapter 5 (commencing with Section 9501) of Division 9 of the
5 Commercial Code shall apply as appropriate to the financing statement.

6 (2) The transferor or the transferee publishes a notice of the intended transfer
7 one time in a newspaper of general circulation published in the ~~judicial~~ public
8 notice district in which the personal property is located, if there is one, and if there
9 is none in the ~~judicial~~ public notice district, then in a newspaper of general
10 circulation in the county ~~embracing the judicial district in which the personal~~
11 property is located. The publication shall be completed not less than 10 days
12 before the date the transfer occurs. The notice shall contain the name and address
13 of the transferor and transferee and a general statement of the character of the
14 personal property intended to be transferred, and shall indicate the place where the
15 personal property is located and a date on or after which the transfer is to be made.

16 (i) Personal property not located within this state at the time of the transfer or
17 attachment of the lien if the provisions of this subdivision are not used for the
18 purpose of evading this chapter.

19 (j) A transfer of property that (1) is subject to a statute or treaty of the United
20 States or a statute of this state that provides for the registration of transfers of title
21 or issuance of certificates of title and (2) is so far perfected under that statute or
22 treaty that a bona fide purchaser cannot acquire an interest in the property
23 transferred that is superior to the interest of the transferee.

24 (k) A transfer of personal property in connection with a transaction in which the
25 property is immediately thereafter leased by the transferor from the transferee
26 provided the transferee purchased the property for value and in good faith
27 (subdivision (c) of Section 10308 of the Commercial Code).

28 (l) Transition property, as defined in Section 840 of the Public Utilities Code, or
29 recovery property, as defined in Section 848 of the Public Utilities Code.

30 (m) A transfer of property by any governmental entity.

31 (n) For the purposes of this section, notice in a public notice district is governed
32 by Chapter 1.1 (commencing with Section 6080) of Division 7 of Title 1 of the
33 Government Code.

34 **Comment.** Section 3440.1 is amended to replace “judicial district” with “public notice district”
35 and refer to the provisions governing publication of notice in a “public notice district.”

36 **Civ. Code § 3440.5 (amended). Exemption of certain security agreements from fraudulent**
37 **transfer rules**

38 SEC. ____ . Section 3440.5 of the Civil Code is amended to read:

39 3440.5 (a) This chapter does not affect the rights of a secured party who, for
40 value and in good faith, acquires a security interest in the transferred personal
41 property from the transferee, or from the transferee’s successor in interest, if the

1 transferor is no longer in possession of the personal property at the time the
2 security interest attaches.

3 (b) Additionally, except as provided in Section 3440.3, this chapter does not
4 affect the rights of a secured party who acquires a security interest from the
5 transferee, or from the transferee's successor in interest, in the personal property,
6 if all of the following conditions are satisfied:

7 (1) On or before the date the security agreement is executed, the intended debtor
8 or secured party files a financing statement with respect to the property
9 transferred, signed by the intended debtor. The financing statement shall be filed
10 in the office of the Secretary of State in accordance with Chapter 5 (commencing
11 with Section 9501) of Division 9 of the Commercial Code, but shall use the terms
12 "transferor" in lieu of "debtor," "transferee" in lieu of "secured party," and
13 "secured party" in lieu of "assignee of secured party." The provisions of Chapter 5
14 (commencing with Section 9501) of Division 9 of the Commercial Code shall
15 apply as appropriate to ~~such a~~ the financing statement. For the purpose of
16 indexing, and in any certification of search, the Secretary of State may refer to any
17 financing statement filed pursuant to this paragraph as a financing statement under
18 the Commercial Code and may describe the transferor as a debtor and the
19 transferee as a secured party.

20 ~~Compliance with this paragraph shall, however, not perfect the security interest~~
21 ~~of the secured party. Perfection of such a security interest shall be governed by~~
22 ~~Division 9 (commencing with Section 9101) of the Commercial Code.~~

23 (2) The intended debtor or secured party publishes a notice of the transfer one
24 time in a newspaper of general circulation published in the judicial public notice
25 district in which the personal property is located, if there is one, and if there is
26 none in the judicial public notice district, then in a newspaper of general
27 circulation in the county ~~embracing the judicial district in which the personal~~
28 property is located. The publication shall be completed not less than 10 days
29 before the date of execution by the intended debtor of the intended security
30 agreement. The notice shall contain the names and addresses of the transferor and
31 transferee and of the intended debtor and secured party, a general statement of the
32 character of the personal property transferred and intended to be subject to the
33 security interest, the location of the personal property, and the date on or after
34 which the security agreement is to be executed by the intended debtor.

35 (c) Compliance with paragraph (1) of subdivision (b) shall not perfect the
36 security interest of the secured party. Perfection of such a security interest shall be
37 governed by Division 9 (commencing with Section 9101) of the Commercial
38 Code.

39 (d) For the purposes of this section, publication of notice in a public notice
40 district is governed by Chapter 1.1 (commencing with Section 6080) of Division 7
41 of Title 1 of the Government Code.

42 **Comment.** Section 3440.5 is amended to replace "judicial district" with "public notice district"
43 and refer to the provisions governing publication of notice in a "public notice district."

1 The section is also amended to make technical changes.

2 CODE OF CIVIL PROCEDURE

3 **Code Civ. Proc. § 701.540 (amended). Notice of sale of interest in real property**

4 SEC. _____. Section 701.540 of the Code of Civil Procedure is amended to read:

5 701.540. (a) Notice of sale of an interest in real property shall be in writing,
6 shall state the date, time, and place of sale, shall describe the interest to be sold,
7 and shall give a legal description of the real property and its street address or other
8 common designation, if any. If the real property has no street address or other
9 common designation, the notice of sale shall include a statement that directions to
10 its location may be obtained from the levying officer upon oral or written request
11 or, in the discretion of the levying officer, the notice of sale may contain directions
12 to its location. Directions are sufficient if information as to the location of the real
13 property is given by reference to the direction and approximate distance from the
14 nearest crossroads, frontage road, or access road. If an accurate legal description
15 of the real property is given, the validity of the notice and sale is not affected by
16 the fact that the street address or other common designation, or directions to its
17 location, are erroneous or omitted.

18 (b) Not less than 20 days before the date of sale, notice of sale of an interest in
19 real property shall be served, mailed, and posted by the levying officer as provided
20 in subdivisions (c), (d), (e), and (f).

21 (c) Notice of sale shall be served on the judgment debtor. Service shall be made
22 personally or by mail.

23 (d) Notice of sale shall be posted in the following places:

24 (1) One public place in the city in which the interest in the real property is to be
25 sold if it is to be sold in a city or, if not to be sold in a city, one public place in the
26 county in which the interest in the real property is to be sold.

27 (2) A conspicuous place on the real property.

28 (e) At the time notice is posted pursuant to paragraph (2) of subdivision (d),
29 notice of sale shall be served or service shall be attempted on one occupant of the
30 real property. Service on the occupant shall be made by leaving the notice with the
31 occupant personally or, in the occupant's absence, with any person of suitable age
32 and discretion found upon the real property at the time service is attempted who is
33 either an employee or agent of the occupant or a member of the occupant's
34 household. If the levying officer is unable to serve ~~such~~ an occupant as specified at
35 the time service is attempted, the levying officer is not required to make any
36 further attempts to serve an occupant.

37 (f) If the property described in the notice of sale consists of more than one
38 distinct lot, parcel, or governmental subdivision and any of the lots, parcels, or
39 governmental subdivisions lies with relation to any of the others so as to form one
40 or more continuous, unbroken tracts, only one service pursuant to subdivision (e)

1 and posting pursuant to paragraph (2) of subdivision (d) need be made as to each
2 continuous, unbroken tract.

3 (g) Notice of sale shall be published pursuant to Section 6063 of the
4 Government Code, with the first publication at least 20 days prior to the time of
5 sale, in a newspaper of general circulation published in the city in which the real
6 property or a part thereof is situated if any part thereof is situated in a city or, if
7 not, in a newspaper of general circulation published in the ~~judicial~~ public notice
8 district in which the real property or a part thereof is situated. If no newspaper of
9 general circulation is published in the city or ~~judicial~~ public notice district, notice
10 of sale shall be published in a newspaper of general circulation in the county in
11 which the real property or a part thereof is situated.

12 (h) Not earlier than 30 days after the date of levy, the judgment creditor shall
13 determine the names of all persons having liens on the real property on the date of
14 levy that are of record in the office of the county recorder and shall instruct the
15 levying officer to mail notice of sale to each ~~such person~~ lienholder at the address
16 used by the county recorder for the return of the instrument creating the ~~person's~~
17 lien after recording. The levying officer shall mail notice to each ~~such person~~
18 lienholder, at the address given in the instructions, not less than 20 days before the
19 date of sale.

20 (i) For the purposes of this section, publication of notice in a public notice
21 district is governed by Chapter 1.1 (commencing with Section 6080) of Division 7
22 of Title 1 of the Government Code.

23 **Comment.** Section 701.540 is amended to replace “judicial district” with “public notice
24 district” and refer to the provisions governing publication of notice in a “public notice district.”

25 This section is also amended to make technical changes.

26 COMMERCIAL CODE

27 **Com. Code § 6105 (amended). Notice requirement for bulk sale**

28 SEC. ____. Section 6105 of the Commercial Code is amended to read:

29 6105. ~~In order to comply with subdivision (b) of Section 6104 each of the~~
30 ~~following shall be satisfied:~~

31 (a) ~~The~~ A notice that is governed by this section shall comply with each of the
32 following:

33 (1) State that a bulk sale is about to be made.

34 (2) State the name and business address of the seller together with any other
35 business name and address listed by the seller (subdivision (a) of Section 6104)
36 and the name and business address of the buyer.

37 (3) State the location and general description of the assets.

38 (4) State the place and the anticipated date of the bulk sale.

39 (5) State whether or not the bulk sale is subject to Section 6106.2 and, if so
40 subject, the matters required by subdivision (f) of Section 6106.2.

1 (b) At least 12 business days before the date of the bulk sale, ~~the~~ a notice that is
2 governed by this section shall be:

3 (1) Recorded in the office of the county recorder in the county or counties in this
4 state in which the tangible assets are located and, if different, in the county in
5 which the seller is located (paragraph (2) of subdivision (a) of Section 6103).

6 (2) Published at least once in a newspaper of general circulation published in the
7 ~~judicial public notice~~ public notice district in this state in which the tangible assets are located
8 and in the ~~judicial public notice~~ public notice district, if different, in which the seller is located
9 (paragraph (2) of subdivision (a) of Section 6103), if in either case there is one,
10 and if there is none, then in a newspaper of general circulation in the county in
11 which the ~~judicial public notice~~ public notice district is located. If the tangible assets are located
12 in more than one public notice district in this state, the publication shall be in a
13 newspaper of general circulation published in the public notice district in this state
14 in which a greater portion of the tangible assets are located, on the date the notice
15 is published, than in any other public notice district in this state and, if different, in
16 the public notice district in which the seller is located (paragraph (2) of
17 subdivision (a) of Section 6103).

18 (3) Delivered or sent by registered or certified mail to the county tax collector in
19 the county or counties in this state in which the tangible assets are located. If
20 delivered during the period from January 1 to May 7, inclusive, the notice shall be
21 accompanied by a completed business property statement with respect to property
22 involved in the bulk sale pursuant to Section 441 of the Revenue and Taxation
23 Code.

24 ~~If the tangible assets are located in more than one judicial district in this state,~~
25 ~~the publication required in paragraph (2) shall be in a newspaper of general~~
26 ~~circulation published in the judicial district in this state in which a greater portion~~
27 ~~of the tangible assets are located, on the date the notice is published, than in any~~
28 ~~other judicial district in this state and, if different, in the judicial district in which~~
29 ~~the seller is located (paragraph (2) of subdivision (a) of Section 6103). As used in~~
30 ~~this subdivision, “business day” means any day other than a Saturday, Sunday, or~~
31 ~~day observed as a holiday by the state government.~~

32 (c) For the purposes of this section, publication of notice in a public notice
33 district is governed by Chapter 1.1 (commencing with Section 6080) of Division 7
34 of Title 1 of the Government Code.

35 (d) As used in this section, “business day” means any day other than a Saturday,
36 Sunday, or day observed as a holiday by the state government.

37 **Comment.** Section 6105 is amended to replace “judicial district” with “public notice district”
38 and refer to the provisions governing publication of notice in a “public notice district.”

39 This section is also revised to reflect its application to any notice governed by this section. See,
40 e.g., §§ 6103(c)(9)(iv), 6103(c)(15), 6104(b), 6106.2(f), 6108(a)(3).

41 This section is also amended to make technical changes.

GOVERNMENT CODE

Gov't Code § 6008 (amended). Criteria for establishing standing as newspaper of general circulation

SEC. ____ . Section 6008 of the Government Code is amended to read:

6008. (a) Notwithstanding any provision of law to the contrary, a newspaper is a “newspaper of general circulation” if it meets all of the following criteria:

~~(a)~~ (1) It is a newspaper published for the dissemination of local or telegraphic news and intelligence of a general character, which has a bona fide subscription list of paying subscribers and has been established and published at regular intervals of not less than weekly in the city, district, or ~~judicial~~ public notice district for which it is seeking adjudication for at least three years preceding the date of adjudication.

~~(b)~~ (2) It has a substantial distribution to paid subscribers in the city, district, or ~~judicial~~ public notice district in which it is seeking adjudication.

~~(c)~~ (3) It has maintained a minimum coverage of local or telegraphic news and intelligence of a general character of not less than 25 percent of its total inches during each year of the three-year period.

~~(d)~~ (4) It has only one principal office of publication and that office is in the city, district, or ~~judicial~~ public notice district for which it is seeking adjudication.

(b) For the purposes of Section 6020, a newspaper meeting the criteria of this section which desires to have its standing as a newspaper of general circulation ascertained and established, may, by its publisher, manager, editor, or attorney, file a verified petition in the superior court of the county in which it is established and published.

(c) As used in this section:

(1) “Established” means in existence under a specified name during the whole of the three-year period, except that a modification of name in accordance with Section 6024, where the modification of name does not substantially change the identity of the newspaper, shall not affect the status of the newspaper for the purposes of this definition.

(2) “Published” means issued from the place where the newspaper is sold to or circulated among the people and its subscribers during the whole of the three-year period.

(3) “Public notice district” means a public notice district described in Chapter 1.1 (commencing with Section 6080).

Comment. Section 6008 is amended to replace “judicial district” with “public notice district” and refer to the Government Code provisions describing public notice districts.

This section is also amended to make technical changes.

Heading of Article 2 (commencing with Section 71042.5) (amended)

SEC. ____ . The heading of Article 2 (commencing with Section 70142.5) of Chapter 6 of Title 8 of the Government Code is amended to read:

Article 2: ~~Preservation of~~ Judicial Districts

Gov't Code § 71042.5 (repealed). Preservation of judicial districts for purpose of publication

SEC. _____. Section 70142.5 of the Government Code is repealed.

Comment. Section 71042.5 is repealed. The former judicial districts designated for the publication of notice are replaced with public notice districts. See Gov't Code §§ 6080-6085.670.

Note. The text of the repealed section is set forth below.

71042.5. Notwithstanding any other provision of law, where judicial districts in a county have been consolidated, or where the municipal and superior courts in a county have unified, the territory embraced within the respective prior component judicial districts shall be separate judicial districts for the purpose of publication within a judicial district.

Gov't Code § 71042.6 (repealed). Map to establish district boundaries

SEC. _____. Section 70142.6 of the Government Code is repealed.

Comment. Section 71042.6 is repealed. The former judicial districts designated for the publication of notice are replaced with public notice districts. See Gov't Code §§ 6080-6085.670.

Note. The text of the repealed section is set forth below.

71042.6. For the purpose of establishing boundaries under Section 71042.5, a map approved by the county surveyor shall be kept on file with the county recorder showing the boundaries of all consolidated or unified districts and component districts as of the date of consolidation or unification. The map shall be conclusively presumed to be accurate and may be used in evidence in any proceeding involving application of Section 71042.5.

REVENUE AND TAXATION CODE

Rev. & Tax. Code § 3381 (amended). Alternate means of notice of intent to sell property of delinquent taxpayer

SEC. _____. Section 3381 of the Revenue and Taxation Code is amended to read:

3381. (a) In each county where the tax collector or, if the county is a chartered county, the board of supervisors determines that the public interest, convenience and necessity require the local publication of the delinquent list required by Section 3371, or the published notice of power and intent to sell required by Section 3361, in order to afford adequate notice, all items required to be published shall be published as provided in this article.

(b) After the determination, the tax collector or, if the county is a chartered county, the board of supervisors shall divide and distribute the items to be published and cause the same to be published either within ~~(a)~~ (1) the municipal corporations, ~~(b)~~ (2) the elementary, high school, or junior college districts, ~~(c)~~ (3) the supervisorial districts, ~~(d)~~ judicial districts (4) public notice districts described in Chapter 1.1 (commencing with Section 6080) of Division 7 of Title 1 of the Government Code, ~~(e)~~ (5) tax districts, areas included in map books, or tax code areas, or ~~(f)~~ (6) by any annexation or annexations of same, or any combination of same, or any combination of those districts, annexations, areas included in map

1 books, and code areas, within the county as they shall determine most likely to
2 afford adequate notice to owners of the property.

3 (c) Except as provided in this article, the publication shall be in the same manner
4 as provided in Article 1.7 (commencing with Section 3371).

5 (d) The publication provided for in this article shall be made once a week for
6 two successive weeks in a newspaper or newspapers of general circulation. The
7 publication shall be made in a newspaper published not less frequently than once a
8 week.

9 **Comment.** Section 3381 is amended to replace “judicial district” with “public notice district”
10 and refer to the Government Code provisions governing publication of notice in a “public notice
11 district.”

12 This section is also amended to add subdivision designations and make other technical
13 changes.

14 **Rev. & Tax. Code § 3702 (amended). Means of notice of intended sale of property of**
15 **delinquent taxpayer**

16 SEC. _____. Section 3702 of the Revenue and Taxation Code is amended to read:

17 3702. (a) The tax collector shall publish the notice of intended sale once a week
18 for three successive weeks in a newspaper of general circulation published in the
19 county seat and in a newspaper of general circulation published in the ~~judicial~~
20 public notice district in which the property is situated. If the same newspaper of
21 general circulation is published in both the county seat and in ~~such the public~~
22 notice district, or if the publication of the notice of sale is made in a newspaper
23 which is determined pursuant to Section 3381 as most likely to afford adequate
24 notice of the sale, a publication in ~~such that~~ paper shall satisfy the requirements for
25 publication set forth in this section. If there is no newspaper of general circulation
26 published in the county seat ~~or in the judicial district~~, then publication may be
27 made by posting notice in three public places in the county seat ~~or in the judicial~~
28 ~~district, as the case may be, where no such newspaper is published. If there is no~~
29 newspaper of general circulation published in the public notice district, then
30 publication may be made by posting notice in three public places in the area of the
31 property. The publication shall be started not less than 21 days prior to the date of
32 the sale.

33 (b) For the purposes of this section, publication of notice in a public notice
34 district is governed by Chapter 1.1 (commencing with Section 6080) of Division 7
35 of Title 1 of the Government Code.

36 **Comment.** Section 3702 is amended to replace “judicial district” with “public notice district”
37 and refer to the provisions governing publication of notice in a “public notice district.”

38 This section is also amended to make technical changes.

39 **Rev. & Tax. Code § 3703 (amended). Alternate means of notice if property is lower in value**
40 **than cost of publication**

41 SEC. _____. Section 3703 of the Revenue and Taxation Code is amended to read:

1 3703. If in the judgment of the board of supervisors any property to be sold
2 under this chapter will bring at auction less than the cost of publication in a
3 newspaper, the publication of the notice of intended sale may be made in the same
4 manner as if there were no newspaper published in the county seat or in the
5 ~~judicial~~ public notice district.

6 **Comment.** Section 3703 is amended to replace “judicial district” with “public notice district.”
