

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

403 A



FROM: Paul McDonnell
Treasurer-Tax Collector

SUBMITTAL DATE: October 9, 2002


SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 159, Item 86.
Last assessed to: TMS International, Inc.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from State of California, Employment Development Department for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 183090011-5;
- 2) Deny the claim from TMS International, Inc., last assessee.
- 3) Authorize and direct the Auditor-Controller to issue a warrant to State of California, Employment Development Department in the amount of \$387.82 no sooner then ninety days from the date of this order, unless pursuant to the California Revenue and Taxation Code Section 4675, an appeal has been filed in Superior Court.

BACKGROUND: In accordance with Section 3691 et seq. of the California Revenue and Taxation Code, and with prior approval of the Board of Supervisors, the Tax Collector conducted the March 12, 2001 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 10, 2001. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on May 31, 2001, to parties of interest as defined in Section 4675 of said code. Parties of interest have been determined by an examination of lot book reports as well as Assessor's and Recorder's records, and various research methods were used to obtain current mailing addresses for these parties of interest.

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Paul McDonnell
Treasurer-Tax Collector

FINANCIAL DATA:

CURRENT YEAR COST \$387.82
NET COUNTY COST \$ 0

ANNUAL COST \$ 0
IN CURRENT YEAR BUDGET: YES
BUDGET ADJUSTMENT: NO FOR FY: 2003

SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale

C.E.O. RECOMMENDATION:

APPROVE 

County Executive Officer Signature

FORM APPROVED
COUNTY COUNSEL

JAN 2 2003

Policy
 Policy

Consent
 Consent

Department Recommendation:
Per Executive Office:

Prev. Agn. ref.

Dist.
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AGENDA NO.

9.12

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from State of California, Employment Development Department based on a Notice of State Tax Lien recorded October 31, 1996 as Instrument No.1996-1775094, recorded May 19, 1998 as Instrument No. 202081 and recorded November 6 1998 as Instrument No. 484230.
- 2) Claim from TMS International, Inc., last assessee based on a Quitclaim Deed dated and recorded on December 1, 1995 as Instrument No. 401203.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that State of California, Employment Development Department be awarded excess proceeds in the amount of \$387.82. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion. Notice of this recommendation was sent to the claimants by certified mail 7001 0360 0000 9641 639 & 7001 0360 0000 9641 640.