

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

A06A



FROM: Paul McDonnell
Treasurer-Tax Collector

SUBMITTAL DATE: October 9, 2002

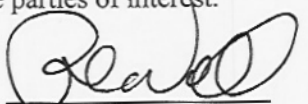
SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 159, Item 106.
Last assessed to: Robert C. Herman and Gayle A. Herman, as joint tenants.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Mathew Kunding for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 211201017-9;
- 2) Approve the claim from Norman R. Mehl and Marion J. Mehl for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 211201017-9;
- 3) Approve the claim from Internal Revenue Service for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 211201017-9;
- 4) Authorize and direct the Auditor-Controller to issue a warrant to Mathew Kunding in the amount of \$3,375.46, Norman R. Mehl and Marion J. Mehl in the amount of \$1,411.55 and United States Treasury/Internal Revenue Service in the amount of \$1,350.18, no sooner than 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.

(continued on page two)


Paul McDonnell
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FINANCIAL DATA:

CURRENT YEAR COST \$6,137.19
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.
2

AGENDA NO.

9.15

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from Mathew Kunding based on an Assignment of Deed of Trust dated April 27, 1993 and recorded May 18, 1993 as Instrument No. 184472.
- 2) Claim from Norman R. Mehl and Marion J. Mehl based on an Assignment of Deed of Trust dated April 27, 1993 and recorded May 18, 1993 as Instrument No. 184472.
- 3) Claim from Internal Revenue Service based on a Notice of Federal Tax Lien Under Internal Revenue Laws dated May 23, 1997 and recorded May 30, 1997 as Instrument No. 189508.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Mathew Kunding be awarded excess proceeds in the amount of 55% or \$3,375.46, Norman R. Mehl and Marion J. Mehl be awarded excess proceeds in the amount of 23% or \$1,411.55 and Internal Revenue Service be awarded excess proceeds in the amount of the remaining 22% or \$1,350.18. 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 641, 7001 0360 0000 9641 642 & 7001 0360 0000 9641 643.