

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

414
A



FROM: Paul McDonnell
Treasurer-Tax Collector

SUBMITTAL DATE: September 10, 2002

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 159, Item 623.
Last assessed to: James J. Duffy and Isabella T. Duffy, as Trustees in Trust, U/D/T dated March 18, 1991 F/B/O The Duffy Living Trust.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Robert G. Boone, Administrative Services Director, City of Lake Elsinore, for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 377242015-5;
- 2) Approve the claim from Kim Magee, Finance Manager, City of Lake Elsinore, for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 377242015-5;
- 3) Authorize and direct the Auditor-Controller to issue a warrant to City of Lake Elsinore, c/o Robert G. Boone, Administrative Services Director in the amount of \$5,963.44 and City of Lake Elsinore, c/o Kim Magee, Finance Manager in the amount of \$877.74, 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
Treasurer-Tax Collector

FINANCIAL DATA:

CURRENT YEAR COST \$10,532.02
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 16 2003

Policy
 Policy

Consent
 Consent

Department Recommendation:
Per Executive Office:

Prev. Agn. ref.

Dist.
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AGENDA NO.

9.23

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from Robert G. Boone, Administrative Services Director, City of Lake Elsinore, based on a Notice of Lien dated February 8, 1995 recorded May 4, 1995 as Instrument No. 141328.
- 2) Claim from Kim Magee, Finance Manager, City of Lake Elsinore, based on a Notice of Lien dated March 15, 1994 recorded March 24, 1994 as Instrument No. 123975

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that City of Lake Elsinore, c/o Robert G. Boone, Administrative Services Director be awarded excess proceeds in the amount of \$5,963.44 and City of Lake Elsinore, c/o Kim Magee, Finance Manager be awarded excess proceeds in the amount of \$877.74. Since there are no other claimants the remaining \$3,690.84 will remain unclaimed. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.