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



FROM: Paul McDonnell
Treasurer-Tax Collector

SUBMITTAL DATE: October 10, 2002

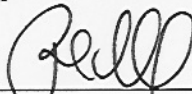
SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 159, Item 290.
Last assessed to: Daniel L. Shropshire, a married man as his sole and separate property.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Keith Rhodes for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 334040012-5;
- 2) Deny the claim from State of California, Franchise Tax Board;
- 3) Deny the claim from Daniel Shropshire, last assessee;
- 4) Authorize and direct the Auditor-Controller to issue a warrant to Keith Rhodes in the amount of \$562.61 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)



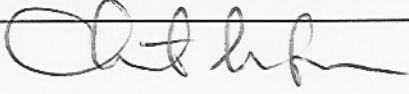
Paul McDonnell
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FINANCIAL DATA:

CURRENT YEAR COST \$562.61
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

Policy
 Policy

Consent
 Consent

Department Recommendation:
Per Executive Office:

Prev. Agn. ref.

Dist.
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AGENDA NO.

9.16

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from Keith Rhodes based on a Abstract of Judgment dated October 29, 1991 and recorded October 31, 1991 as Instrument No. 377822.
- 2) Claim from Chris Koris, Supervisor, State of California, Franchise Tax Board based on State Tax Lien, Certificate No. 95241-005699 recorded September 8, 1995 as Instrument No. 296234.
- 3) Claim from Daniel Shropshire, last assessee based on Grant Deed dated July 19, 1988 and recorded September 28, 1988 as Instrument No. 280457.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Keith Rhodes be awarded excess proceeds in the amount of \$562.61. Since the amount claimed by Keith Rhodes exceeds the amount of the excess proceeds available for distribution, there are no funds available for consideration of the claims from State of California, Franchise Tax Board and Daniel Shropshire. 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 649, 7001 0360 0000 9641 650 & 7001 0360 0000 9641 651.