

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

528A



FROM: Paul McDonnell  
Treasurer-Tax Collector

SUBMITTAL DATE: September 26, 2002

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 159, Item 1177.  
Last assessed to: Edythe Hanley Funk and James Dwight Scott, Jr., each as to an undivided 50% interest.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Edythe Hanley Funk, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 636153005-5;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to Edythe Hanley Funk, in the amount of \$259.33, 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.

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FORM APPROVED  
COUNTY COUNSEL

JAN 29 2003

Edythe Hanley Funk

Paul McDonnell  
Treasurer-Tax Collector

FINANCIAL DATA:

CURRENT YEAR COST \$518.65  
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

Policy  
 Policy

Consent  
 Consent

Department Recommendation:  
Per Executive Office:

Prev. Agn. ref.

Dist.  
4

AGENDA NO.

9.22

BOARD OF SUPERVISORS

Form 11:

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The Treasurer-Tax Collector has received one claim for excess proceeds:

- 1) Claim from Edythe Hanley Funk, last assessee based on a Order for Distribution Under Will wherein the claimant was awarded 50% of the decedent's separate property dated June 1, 1967 and recorded October 5, 1967 as Instrument No. 87876.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Edythe Hanley Funk, be awarded 50% of the excess proceeds in the amount of \$259.33. Supporting documentation has been provided. Since there are no other claimants the remaining amount of \$259.32 will remain unclaimed. The Tax Collector requests approval of the above recommended motion.