

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

707A



FROM: Paul McDonnell
Treasurer-Tax Collector

SUBMITTAL DATE: September 24, 2002

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 159, Item 175.

Last assessed to: Louise Rector Stephens, a married woman and mother of the grantor, as her sole and separate property.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Betty Jean Dalley, only surviving heir to last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 295080014-5;
- 2) Deny the claim from Trackers U.S.A., agent for Betty J. Dalley.
- 3) Authorize and direct the Auditor-Controller to issue a warrant to Betty Jean Dalley, in the amount of \$11,256.98, 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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Paul McDonnell
Treasurer-Tax Collector

FINANCIAL DATA:

CURRENT YEAR COST \$11,256.98

ANNUAL COST \$ 0

NET COUNTY 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

FEB 11 2003

BY: [Signature]

Policy

Consent

Department Recommendation:
Per Executive Office:

Prev. Agn. ref.

Dist.
5

AGENDA NO.

9.11

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from Betty Jean Dalley, only surviving heir to last assessee based on a Quitclaim Deed dated August 17, 1993 and recorded August 31, 1993 as Instrument No. 340927.
- 2) Claim from Trackers U.S.A., agent for Betty J. Dalley based on a Quitclaim Deed dated August 17, 1993 and recorded August 31, 1993 as Instrument No. 340927.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Betty Jean Dalley, be awarded excess proceeds in the amount of \$11,256.98. Supporting documentation has been provided. Since Trackers U.S.A., agent for Betty J. Dalley did not supply supporting documentation as requested, their claim will be denied. 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 753 & 7001 0360 0000 9641 621.