

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

531A



FROM: Paul McDonnell
Treasurer-Tax Collector

SUBMITTAL DATE: April 14, 2003

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 160, Item 010.
Last assessed to: Joe Moran Garcia, Jr. and Esperanza Garcia, husband and wife as joint tenants.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Joe M. Garcia, Jr. and Esperanza Garcia, last assessee's, for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 010014317-3;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to Joe M. Garcia, Jr. and Esperanza Garcia, in the amount of \$2,902.59, 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 September 5, 2001 public auction sale. The deed conveying title to the purchasers at the auction was recorded September 28, 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 November 20, 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

JUN 05 2003

FINANCIAL DATA:

CURRENT YEAR COST \$2,902.59
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.

9.21

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from Joe M. Garcia, Jr. and Esperanza Garcia, based on a Short Form Deed of Trust and Assignment of Rents dated June 9, 1984 and recorded June 29, 1984 as Instrument No. 141273.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Joe M. Garcia, Jr. and Esperanza Garcia, be awarded excess proceeds in the amount of \$2,902.59. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.