

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

140A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:
May 5, 2004

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 163, Item 1058.
Last assessed to: Cleo S. Thayer, Trustee under Trust Agreement dated December 10, 1986.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Cleo S. Thayer, Trustee, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 810311004-6;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to Cleo S. Thayer, Trustee under Trust Agreement dated December 10, 1986, in the amount of \$18,258.81 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 11, 2002 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 3, 2002. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on June 3, 2002, 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

Paul McDonnell, Treasurer/Tax Collector

FORM APPROVED COUNTY COUNSEL
AUG 16 2004 Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 18,258.81	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$0	For Fiscal Year:	2003-04

SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE

County Executive Office Signature *Paul McDonnell*

Policy
 Consent
 Dept't Recomm.:
 Policy
 Consent
 Per Exec. Ofc.:

Prev. Agn. Ref.: ATTACHMENTS FILED WITH THE CLERK OF THE BOARD
District: 4
Agenda Number: 9.43

BOARD OF SUPERVISORS

Form 11:

Page 2

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

- 1) Claim from Cleo S. Thayer, Trustee, based on a Trustee's Deed Upon Sale recorded May 10, 1995 as Instrument No. 147917.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Cleo S. Thayer, Trustee be awarded excess proceeds in the amount of \$18,258.81. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.