

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

141A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:
July 21, 2004

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 163-2, Item 96.
Last assessed to: John Park and Eun Mee Park, husband and wife as joint tenants.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Deny the claim from Richard C. Hunsaker, Trustee of the Hunsaker Family Trust for payment of excess proceeds from the Tax Collector's public auction sale associated with parcel 213021013-3;
- 2) Deny the claim from MacHoward Leasing;
- 3) Deny the claim from Harry E. Poindexter and Clare M. Poindexter;
- 4) Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that the excess proceeds in the amount of \$23.10 remain unclaimed, 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 May 6, 2002 public auction sale. The deed conveying title to the purchasers at the auction was recorded July 1, 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 July 16, 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.

FORM APPROVED
COUNTY COUNSEL

AUG 18 2004

Departmental Concurrence

BY Paul McDonnell

Paul McDonnell

Paul McDonnell, Treasurer/Tax Collector

FINANCIAL DATA	Current F.Y. Total Cost:	\$0	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$0	For Fiscal Year:	2004-05

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 *Chrlh*

Policy

Consent

Dep't Recomm.:
Per Exec. Ofc.:

Prev. Agn. Ref.:

District: 1

Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

9.44

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from Richard C. Hunsaker, Trustee of the Hunsaker Family Trust based on an Abstract of Judgment recorded March 16, 1995 as Instrument No. 080269.
- 2) Claim from MacHoward Leasing based on an Abstract of Judgment recorded February 5, 1996 as Instrument No. 041505.
- 3) Claim from Harry E. Poindexter and Clare M. Poindexter based on an Abstract of Judgment recorded July 12, 1996 as Instrument No. 260935.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that the claims from Richard C. Hunsaker, Trustee of the Hunsaker Family Trust, MacHoward Leasing, and Harry E. Poindexter and Clare M. Poindexter are denied because the liens filed are not associated with our last assessee. The excess proceeds in the amount of \$23.10 will remain unclaimed. The Tax Collector requests approval of the above recommended motion. Notice of this recommendation was sent to the claimants by certified mail 7002 0860 0002 8270 703, 7002 0860 0002 8270 704 & 7002 0860 0002 8270 705.