

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

144A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:
July 21, 2004

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 165, Item 21.
Last assessed to: Kenneth M. Roberts, a widower, as his sole and separate property.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Deny the claim from Riverside County, Department of Child Support Services for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 010019603-6;
- 2) Deny the claim from Santa Clara County, District Attorney;
- 3) Deny the claim from Riverside County, Family Support Division;
- 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 \$592.17 remain unclaimed, unless pursuant to the California Revenue and Taxation 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 October 21, 2002 public auction sale. The deed conveying title to the purchasers at the auction was recorded December 27, 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 January 8, 2003, 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.

Paul McDonnell

Paul McDonnell, Treasurer/Tax Collector

FORM APPROVED COUNTY COUNSEL
AUG 18 2004
Departmental Concurrence

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 Signature

County Executive Office Signature

Policy

Consent

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

Prev. Agn. Ref.:

District: 4

Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

9.47

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from Riverside County, Department of Child Support Services based on a Stipulation for Judgment recorded July 31, 1987 as Instrument No. 220923.
- 2) Claim from Santa Clara County, District Attorney based on an Abstract of Support Judgment recorded December 6, 1994 as Instrument No. 455460.
- 3) Claim from Riverside County, Family Support Division based on an Abstract of Support Judgment recorded January 31, 2000 as Instrument No. 2000-036328.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that the claims from Riverside County, Department of Child Support Services, Santa Clara County, District Attorney and Riverside County, Family Support Division are denied because the liens filed are not associated with our last assessee. The excess proceeds in the amount of \$592.17 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 708, 7002 0860 0002 8270 709 & 7002 0860 0002 8270 710.