

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

314A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:
July 21, 2004

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 163, Item 296.
Last assessed to: Able Company, a Limited Partnership.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Deny the claim from California Business Bureau, Inc. for payment of excess proceeds from the Tax Collector's public auction sale associated with parcel 361103013-8;
- 2) Deny the claim from Riverside County District Attorney, Department of Child Support Services;
- 3) Deny the claim from Riverside County District Attorney, Department of Child Support Services;
- 4) Deny the claims, 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, Treasurer/Tax Collector

Departmental Concurrence

FORM APPROVED
COUNTY COUNSEL

AUG 31 2004

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

- Policy
- Policy
- Consent
- Consent
- Dept's Recomm.:
- Per Exec. Ofc.:

Prev. Agn. Ref.:

District: 3

Agenda Number:

9.9

**ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD**

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from California Business Bureau, Inc. based on an Abstract of Judgment dated January 19, 1993 and recorded February 8, 1993 as Instrument No. 48612.
- 2) Claim from Riverside County District Attorney, Department of Child Support Services, based on an Abstract of Support Judgment dated February 16, 1994 and recorded March 22, 1994 as Instrument No. 119233.
- 3) Claim from Riverside County District Attorney, Department of Child Support Services, based on an Abstract of Support Judgment dated July 6, 1998 and recorded July 30, 1998 as Instrument No. 316589.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that the claims from California Business Bureau, Inc. and Riverside County District Attorney, Department of Child Support Services are denied because the liens filed are not associated with our last assessee. Since there are no other claimants the excess proceeds in the amount of \$294.24 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 716, 7002 0860 0002 8270 717 & 7002 0860 0002 8270 718.

COMMITTEE OF RIVERSIDE

JUL 25 1998

EXECUTIVE