

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

303 A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:
June 8, 2004

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 163-2, Item 179.
Last assessed to: Vera Louisa Johnson.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Clarence J. Hunt for payment of excess proceeds from the Tax Collector's public auction sale associated with parcel 306222010-0;
- 2) Deny the claim from Fire Prevention Services, Inc.;
- 3) Deny the claim from City of Perris, Planning & Community Development;
- 4) Deny the claim from Global Discoveries, Ltd., agent for Vera Louisa Johnson;
- 5) Authorize and direct the Auditor-Controller to issue a warrant to Clarence J. Hunt in the amount of \$16,757.12, 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 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.

[Signature]
Paul McDonnell, Treasurer/Tax Collector

FINANCIAL DATA

Current F.Y. Total Cost:	\$ 16,757.12	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

[Signature]

Policy

Consent

Dept's Recomm.:
Per Exec. Ofc.:

Prev. Agn. Ref.:

District: 5

Agenda Number:

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

9.20

FORM APPROVED
COUNTY COUNSEL

AUG 26 2004

Departmental Concurrence

BY *[Signature]*

BOARD OF SUPERVISORS

Form 11:

Page 2

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

- 1) Claim from Clarence J. Hunt based on an Assignment of Deed of Trust recorded September 29, 1998 as Instrument No. 415814 based on the original Deed of Trust and Assignment of Rents recorded November 24, 1993 as Instrument No. 469698.
- 2) Claim from Fire Prevention Services, Inc. based on a Notice of Abatement Lien recorded May 5, 1999 as Instrument No. 1999-191343.
- 3) Claim from City of Perris, Planning & Community Development based on a Placement of Assessment Lien recorded February 8, 2001 as Instrument No. 2001-054747.
- 4) Claim from Global Discoveries, Ltd., agent for Vera Louisa Johnson based on an Assignment of Right to Collect Excess Proceeds dated June 13, 2003 and based on a Quitclaim Deed recorded January 2, 1990 as Instrument No. 001699.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Clarence J. Hunt be awarded excess proceeds in the amount of \$16,757.12. Since the amount claimed by Clarence J. Hunt exceeds the amount of the excess proceeds available for distribution, there are no funds available for consideration of the claims from Fire Prevention Services, Inc., City of Perris, Planning & Community Development and Global Discoveries, Ltd., agent for Vera Louisa Johnson. Supporting documentation has been provided. 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 697, 7002 0860 0002 8270 698, 7002 0860 0002 8270 699 & 7002 0860 0002 8270 700.