

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

178A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:
August 16, 2004

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 167, Item 238.
Last assessed to: Jean M. Sanborn.

RECOMMENDED MOTION: That the Board of Supervisors:

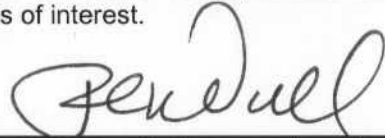
- 1) Approve the claim from Nationwide Asset Recovery Service, agent for Billie Marie Cunningham, surviving heir of Jean M. Sanborn for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 349122012-6;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to Nationwide Asset Recovery Service, agent for Billie Marie Cunningham in the amount of \$14,307.53, 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 17, 2003 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 14, 2003. 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 13, 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.

FORM APPROVED
COUNTY COUNSEL

NOV 15 2004 Departmental Concurrence

BY 
BY



Paul McDonnell, Treasurer/Tax Collector

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 14,307.53	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
- Consent
- Policy
- Consent

Prev. Agn. Ref.:

District: 5

Agenda Number:

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

9.33

BOARD OF SUPERVISORS

Form 11:

Page 2

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

- 1) Claim from Nationwide Asset Recovery Service, agent for Billie Marie Cunningham based on an Authorization for Agent to Collect Excess Proceeds dated September 10, 2003, based on a Quitclaim Deed recorded July 23, 1973 as Instrument No. 37845 and a Declaration Pursuant to Probate Code 13100.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Nationwide Asset Recovery Service, agent for Billie Marie Cunningham be awarded excess proceeds in the amount of \$14,307.53. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.