

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

120A



**FROM:** Paul McDonnell, Treasurer/Tax Collector

**SUBMITTAL DATE:**  
September 30, 2004

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 167, Item 521.  
Last assessed to: Jose Ojeda, a single man.

**RECOMMENDED MOTION:** That the Board of Supervisors:

- 1) Deny the claim from Orange County District Attorney for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 378134004-8;
- 2) Deny the claim from Los Angeles County Child Support Services;
- 3) Deny all 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 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.

Continued on page two)

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

- Dep't Recomm.:  Consent  Policy
- Per Exec. Ofc.:  Consent  Policy

Prev. Agn. Ref.:

District: 1

Agenda Number:

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

9.59

RECEIVED RIVERSIDE COUNTY  
OFFICE EXECUTIVE  
NOV 18 AM 10:33  
NOV 18 AM 8:28

FORM APPROVED  
COUNTY COUNSEL

Departmental Concurrence

NOV 1 2004

BY:

BOARD OF SUPERVISORS

Form 11:

Page 2

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

- 1) Claim from Orange County District Attorney based on an Abstract of Support Judgment recorded February 26, 2001 as Instrument No. 2001-076196.
- 2) Claim from Los Angeles County Child Support Services based on an Abstract of Support Judgment recorded September 4, 2001 as Instrument No. 2001-428749.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that the claims from Orange County District Attorney and Los Angeles County Child Support Services be denied because the liens filed are not associated with our last assessee. The excess proceeds in the amount of \$1,212.95 will remain unclaimed. The Tax Collector requests approval of the above recommended motion. Notice of this recommendation was sent to the claimant by certified mail 7002 2030 0004 7937 478 & 7002 2030 0004 7937 479.