

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

132A



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

**SUBMITTAL DATE:**  
NOV 10 2005

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 167, Item 397.  
Last assessed to: Ignazio Vancheri, Angelo Vancheri, Michael Vancheri and Leonarda Macchiarella.

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

- 1) Approve the claim from Mary Mecca, surviving spouse of Angelo Vancheri for payment of excess proceeds from the Tax Collector's public auction sale associated with parcel 375042003-2;
- 2) Approve the claim from Lucy M. Vancheri, surviving spouse of Michael Vancheri for payment of excess proceeds from the Tax Collector's public auction sale associated with parcel 375042003-2;

**(Continued on Page 2)**

**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.

Departmental Concurrence

FORM APPROVED  
COUNTY COUNSEL

NOV 10 2005

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Paul McDonnell, Treasurer/Tax Collector

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$6,501.00	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$0	For Fiscal Year:	2005-06

<b>SOURCE OF FUNDS:</b> Fund 65595 Excess Proceeds from Tax Sale	<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
	<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:** **APPROVE**

County Executive Office Signature

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

Prev. Agn. Ref.: | District: 1 | Agenda Number:

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

9.7

BOARD OF SUPERVISORS

Form 11:

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**RECOMMENDED MOTION:** (Continued)

- 3) Approve the claim from Leornarda Macchiarella aka Lena Macchiarella, last assessee (now deceased) is being represented by her surviving heirs Michael N. Macchiarella and Jennifer I. Macchiarella for payment of excess proceeds from the Tax Collector's public auction sale associated with parcel 375042003-2;
- 4) Authorize and direct the Auditor-Controller to issue a warrant to Mary Mecca in the amount of \$2,167.00, Lucy M. Vancheri in the amount of \$2,167.00, Michael N. Macchiarella in the amount of \$1,083.50 and Jennifer I. Macchiarella in the amount of \$1,083.50 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.

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

- 1) Claim from Mary Mecca based on an Order Settling Final Account and for Distribution Under Will recorded July 20, 1964 as Instrument No. 88653 and the death certificate of Angelo Vancheri.
- 2) Claim from Lucy M. Vancheri based on an Order Settling Final Account and for Distribution Under Will recorded July 20, 1964 as Instrument No. 88653 and the death certificate of Michael Vancheri.
- 3) Claim from Leornarda Macchiarella aka Lena Macchiarella, last assessee (now deceased) is being represented by her surviving heirs Michael N. Macchiarella and Jennifer I. Macchiarella based on an Order Settling Final Account and for Distribution Under Will recorded July 20, 1964 as Instrument No. 88653, the death certificate of Leonarda Macchiarella aka Lena Macchiarella, Last Will of Lena Macchiarella and Declaration Pursuant to California Probate Code Section 13100 for Ignazio Vancheri aka Ignatius VanCheri.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Mary Mecca be awarded excess proceeds in the amount of \$2,167.00, Lucy M. Vancheri be awarded excess proceeds in the amount of \$2,167.00, Michael N. Macchiarella be awarded excess proceeds in the amount of \$1,083.50 and Jennifer I. Macchiarella be awarded excess proceeds in the amount of \$1,083.50. Leonarda Macchiarella aka Lena Macchiarella passed away on December 18, 2004. 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 7001 2510 0003 8650 772, 7001 2510 0003 8650 773, 7001 2510 0003 8650 774 & 7001 2510 0003 8650 775.