

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

835A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:
January 12, 2005

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 167, Item 694.
Last assessed to: Robert D. Sanders and Mary E. Sanders, husband and wife as joint tenants.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Lila Dare for payment of excess proceeds from the Tax Collector's public auction sale associated with parcel 523112010-7;
- 2) Approve the claim from Riverside County, Treasurer/Tax Collector for payment of excess proceeds from the Tax Collector's public auction sale associated with parcel 523112010-7;

(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.

(Continued on page two)

Paul McDonnell, Treasurer/Tax Collector

FORM APPROVED
COUNTY COUNSEL

MAR 21 2005 Departmental Concurrence

FINANCIAL DATA

Current F.Y. Total Cost:	\$6,469.46	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:** 5 | **Agenda Number:**

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

9.10

BOARD OF SUPERVISORS

Form 11:

Page 2

RECOMMENDED MOTION: (Continued)

- 3) Authorize and direct the Auditor-Controller to issue a warrant to Lila Dare in the amount of \$6,248.04 and Riverside County, Treasurer/Tax Collector in the amount of \$221.42, 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.
-

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

- 1) Claim from Lila Dare based on a Deed of Trust and Assignment of Rents recorded September 8, 1995 as Instrument No. 296469, Superior Court of California, County of Riverside decree changing name filed April 17, 2000 and Alexander Dare's death certificate.
- 2) Claim from Riverside County, Treasurer/Tax Collector based on a Certificate of Lien recorded May 14, 1997 as Instrument No. 167179.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Lila Dare be awarded excess proceeds in the amount of \$6,248.04 and Riverside County, Treasurer/Tax Collector be awarded excess proceeds in the amount of \$221.42. Since there are no other claimants the amount of \$23,038.90 will remain unclaimed. 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 215 & 7002 0860 0002 8270 216.