

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

832A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:
January 13, 2005

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 167, Item 755.
Last assessed to: Mike B. Jimenez and Mary L. Jimenez, husband and wife as joint tenants.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claims from the City of Banning, Building Department for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 534122003-2;
- 2) Approve the claims from Global Discoveries, Ltd., agent for Mary L. Jimenez for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 534122003-2;

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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
BY [Signature]

FINANCIAL DATA	Current F.Y. Total Cost:	\$13,003.26	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

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

Prev. Agn. Ref.: | **District:** 5 | **Agenda Number:**

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

9.13

COUNTY OF RIVERSIDE
OFFICE EXECUTIVE

BOARD OF SUPERVISORS

Form 11:

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RECOMMENDED MOTION: (Continued)

- 3) Authorize and direct the Auditor-Controller to issue a warrant to the City of Banning, Building Department in the amount of \$218.54 and Global Discoveries, Ltd., agent for Mary L. Jimenez in the amount of \$12,784.72, 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 the City of Banning, Building Department based on a Notice of Abatement/Assessment Lien recorded December 27, 2002 as Instrument No. 779624.
- 2) Claim from Global Discoveries, Ltd., agent for Mary L. Jimenez based on an Assignment of Right to Collect Excess Proceeds dated May 14, 2004, based on a Grant Deed recorded May 6, 1986 as Instrument No. 103591 and Mike B. Jimenez Death Certificate.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that City of Banning, Building Department be awarded excess proceeds in the amount of \$218.54 and Global Discoveries, Ltd., agent for Mary L. Jimenez be awarded excess proceeds in the amount of \$12,784.72. 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 2030 0004 7927 906 & 7002 2030 0004 7927 907.