

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

749A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:
JUL 10 2006

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 170, Item 856.
Last assessed to: Carlos C. Munoz and Juanita M. Munoz, husband and wife as joint tenants.

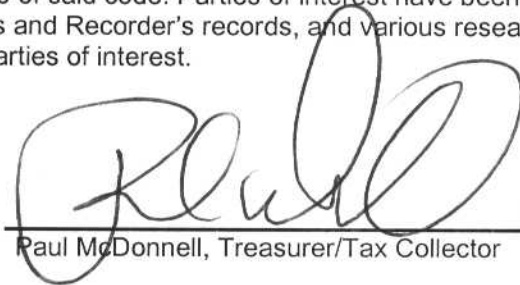
RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Kurt Bochner for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 657173011-5;
- 2) Approve the claim from Juanita M. Munoz, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 657173011-5;

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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 15, 2004 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 20, 2004. 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 9, 2004, 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

JUL 10 2006

BY  Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$18,912.59	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$0	For Fiscal Year:	2006-07

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
 Dept't Recomm.:
 Per Exec. Ofc.:

BOARD OF SUPERVISORS

Form 11:

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RECOMMENDED MOTION: (Continued)

- 3) Deny the claim from the County of Los Angeles, Child Support Services Department;
- 4) Authorize and direct the Auditor-Controller to issue a warrant to Kurt Bochner in the amount of \$12,832.64 and Juanita M. Munoz in the amount of \$6,079.95, 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 three claims for excess proceeds:

- 1) Claim from Kurt Bochner based on an Assignment of Deed of Trust recorded January 10, 1991 as Instrument No. 10187.
- 2) Claim from Juanita M. Munoz based on a Grant Deed recorded May 2, 1994 as Instrument No. 180485 and the death certificate of Carlos C. Munoz.
- 3) Claim from the County of Los Angeles, Child Support Services Department based on an Abstract of Support Judgment recorded September 14, 2000 as Instrument No. 2000-361446.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Kurt Bochner be awarded excess proceeds in the amount of \$12,832.64 and Juanita M. Munoz be awarded excess proceeds in the amount of \$6,079.95. The claim from the County of Los Angeles, Department of Child Support Services is denied because the lien filed is not associated with our assessee. 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 7939 671, 7002 2030 0004 7939 672 & 7002 2030 0004 7939 673.