

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

523A



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

**SUBMITTAL DATE:**  
AUG 22 2006

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 170, Item 229.  
Last assessed to: Shin Matsutani and Roberta A. Matsutani, husband and wife as joint tenants.

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

- 1) Approve the claim from David S. Halper dba TIMEZONE, who has Power of Attorney for Roberta Ann Carroll aka Roberta A. Matsutani, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 350202012-3;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to David S. Halper, DBA TIMEZONE in the amount of \$14,634.21, 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.

**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*  
Paul McDonnell, Treasurer/Tax Collector

FORM APPROVED  
COUNTY COUNSEL

AUG 22 2006

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$14,634.21	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

<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**  
*Chlb*

**County Executive Office Signature**

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

Prev. Agn. Ref.: | District: 3 | Agenda Number: 9.24

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

9.24

BOARD OF SUPERVISORS

Form 11:

Page 2

The Treasurer-Tax Collector has received one claim for excess proceeds:

- 1) Claim from David S. Halper dba TIMEZONE based on an Authority to Act Limited Power of Attorney signed by Roberta Ann Carroll aka Roberta A. Matsutani dated January 31, 2005, based on a Grant Deed recorded February 20, 1998 as Instrument No. 059808 and an Assignment of Claim for Excess Proceeds from Shin Matsutani to Roberta Ann Carroll dated December 15, 2004.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that David S. Halper, dba TIMEZONE be awarded excess proceeds in the amount of \$14,634.21. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.