

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

632A



SUBMITTAL DATE:
NOV 13 2006

FROM: Paul McDonnell, Treasurer/Tax Collector

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 170, Item 305.
Last assessed to: Dennis Santiago and Jennie L. Santiago, husband and wife as tenants in common.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Jennie L. Santiago, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 375061040-4;
- 2) Approve the claim from the State of California, Franchise Tax Board for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 375061040-4;

(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 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

Departmental Concurrence
NOV 13 2006

FINANCIAL DATA

Current F.Y. Total Cost:	\$1,719.81	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

Chib

County Executive Office Signature

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

Prev. Agn. Ref.:

District: 1

Agenda Number:

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

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BOARD OF SUPERVISORS

Form 11:

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RECOMMENDED MOTION: (Continued)

- 3) Deny the claim from County of Santa Clara, Department of Child Support;
- 4) Authorize and direct the Auditor-Controller to issue a warrant to Jennie L. Santiago in the amount of \$859.91 and the State of California, Franchise Tax Board in the amount of \$859.90, 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 Jennie L. Santiago based on a Grant Deed recorded February 11, 1982 as Instrument No. 25033.
- 2) Claim from the State of California, Franchise Tax Board based on a Notice of State Tax Lien for Dennis Santiago recorded March 10, 1995 as Instrument No. 074231.
- 3) Claim from County of Santa Clara, Department of Child Support Services based on an Abstract of Support Judgment recorded May 17, 1996 as Instrument No. 13297386.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Jennie L. Santiago be awarded excess proceeds in the amount of \$859.91 and the State of California, Franchise Tax Board be awarded excess proceeds in the amount of \$859.90. Since the amount claimed by the State of California, Franchise Tax Board exceeds the amount of excess proceeds available for distribution for Dennis Santiago, there are no funds available for consideration of the claim from County of Santa Clara, Department of Child Support Services. 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 0007 0063 676, 7001 2510 0007 0063 677 & 7001 2510 0007 0063 678.