

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

639A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:
NOV 13 2006

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 170, Item 853.
Last assessed to: Michael J. Goldman, a single person, as his sole and separate property.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from David S. Halper dba TIMEZONE, who has Power of Attorney for Michael J. Goldman, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 657021014-8;
- 2) Deny the claim from Global Discoveries, Ltd., agent for Michael J. Goldman;
- 3) Authorize and direct the Auditor-Controller to issue a warrant to David S. Halper, DBA TIMEZONE in the amount of \$17,232.53, 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, Treasurer/Tax Collector

FORM APPROVED
COUNTY COUNSEL

NOV 13 2006 Departmental Concurrence

FINANCIAL DATA

Current F.Y. Total Cost:	\$17,232.53	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

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

Prev. Agn. Ref.:

District: 5

Agenda Number:

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

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NOV 13 2006 COUNTY OF RIVERSIDE

BOARD OF SUPERVISORS

Form 11:

Page 2

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

- 1) Claim from David S. Halper dba TIMEZONE based on an Authority to Act Limited Power of Attorney signed by Michael J. Goldman dated April 27, 2004 and based on an Individual Quitclaim Deed recorded April 30, 1984 as Instrument No. 89787.
- 2) Claim from Global Discoveries, Ltd., agent for Michael J. Goldman based on an Assignment of Right to Collect Excess Proceeds dated April 9, 2005 and based on an Individual Quitclaim Deed recorded April 30, 1984 as Instrument No. 89787.

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 \$ 17,232.53. The claim from Global Discoveries, Ltd., agent for Michael J. Goldman has been withdrawn on December 20, 2005 because David S. Halper dba TIMEZONE contracted with the last assessee first. 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 864 & 7002 2030 0004 7939 865.