

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



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

**SUBMITTAL DATE:**  
AUG 11 2008

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 174, Item 14.  
Last assessed to: John Potter, a married man, as his sole and separate property, and Melvin Louie Potter, an unmarried man, father and son as joint tenants.

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

- 1) Approve the claim from Melvin Louie Potter, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 347060041-7;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to Melvin Louie Potter in the amount of \$4,856.20, 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 November 7, 2005 public auction sale. The deed conveying title to the purchasers at the auction was recorded January 9, 2006. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on January 30, 2006, 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

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$4,856.20	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$0	For Fiscal Year:	2008-09

<b>SOURCE OF FUNDS:</b> 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  
*Christopher M. Hans*  
BY: Christopher M. Hans

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL  
BY: DOROTHY L. HONN  
DATE: 8-11-08

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

BOARD OF SUPERVISORS

Form 11:

Page 2

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

- 1) Claim from Melvin Louie Potter based on a Grant Deed recorded March 12, 1973 as Instrument No. 30679 and the death certificate of John Potter.

Pursuant to Section 4675 (a) of the California Revenue and Taxation Code, it is the recommendation of this office that Melvin Louie Potter be awarded excess proceeds in the amount of \$4,856.20. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.