

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

447A



**FROM:** Don Kent, Treasurer/Tax Collector

**SUBMITTAL DATE:**

NOV 10 2008

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 176, Item 89.  
Last assessed to: Everett W. Barton and Lenna M. Barton, husband and wife as joint tenants.

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

- 1) Approve the claim from Global Discoveries, Ltd., assignee for Patricia D. Patelson, heir to the Estate of Lenna Irene Barton AKA Lenna M. Barton, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 350160028-9;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd., assignee for Patricia D. Patelson, heir to the Estate of Lenna Irene Barton AKA Lenna M. Barton in the amount of \$20,303.15, 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 13, 2006 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 3, 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 June 5, 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)

*Don Kent*  
\_\_\_\_\_  
Don Kent, Treasurer/Tax Collector

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$20,303.15	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

BY: *Christopher M. Hans*  
\_\_\_\_\_  
Christopher M. Hans

**County Executive Office Signature**

Dept. Recomm.:  Consent  Policy

Per. Exec. Ofc.:  Consent  Policy

*11-10-08*

*11-10-08*

Prev. Agn. Ref.:

District: 3

Agenda Number:

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

9.15

FORM APPROVED COUNTY COUNSEL  
BY: *Dorothy L. Honn*  
DATE: 11-10-08  
Departmental Concurrence

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from Global Discoveries, Ltd., assignee for Global Discoveries, Ltd., assignee for Patricia D. Patelson based on an Assignment of Right to Collect Excess Proceeds dated August 7, 2006, a Bill of Sale recorded June 21, 1976 as Instrument No. 88086, a Declaration for Collection of Personal Property under California Probate Code 13100-13106 dated August 7, 2006 and the death certificate's of Everett W. Barton and Lenna Irene Barton.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Global Discoveries, Ltd., assignee for Patricia D. Patelson, heir to the Estate of Lenna Irene Barton AKA Lenna M. Barton be awarded excess proceeds in the amount of \$20,303.15. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.