

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

451A



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

**SUBMITTAL DATE:**  
NOV 05 2008

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 174, Item 8.  
Last assessed to: Perris Business Park, a general partnership.

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

- 1) Approve the claim from Perris Business Park, LLC, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 303275036-7;
- 2) Deny the claim from the City of Perris;
- 3) Authorize and direct the Auditor-Controller to issue a warrant to Perris Business Park, LLC in the amount of \$67,131.24, 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.

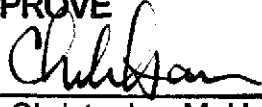
**BACKGROUND:** In accordance with Section 3691 et seq. of the California Revenue and Taxation Code, and with prior approval of the Board of Supervisors, the Tax Collector conducted the November 7, 2005 public auction sale. The deed conveying title to the purchasers at the auction was recorded January 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)

  
Don Kent, Treasurer/Tax Collector

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$67,131.24	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	<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**  
BY:   
**County Executive Office Signature** Christopher M. Hans

Dep't Recomm.:  Consent  Policy  Policy

Per Exec. Ofc.:  Consent  Policy  Policy

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**Prev. Agn. Ref.:** | **District: 5** | **Agenda Number:**

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

9.23

FORM APPROVED COUNTY COUNSEL  
BY: DOROTHY L. HONN  
DATE: 11-5-08  
Departmental Concurrence

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from Perris Business Park, LLC based on a Grant Deed recorded March 23, 1992 as Instrument No. 100129 and a Grant Deed recorded October 7, 1998 as Instrument No. 435418.
- 2) Claim from the City of Perris based on a Notice of Levy recorded November 25, 1996 as Instrument No. 448748.

Pursuant to Section 4675 (a) of the California Revenue and Taxation Code, it is the recommendation of this office that Perris Business Park, LLC be awarded excess proceeds in the amount of \$67,131.24. The title to the property was originally taken as Perris Business Park, a general partnership then through a Grant Deed recorded October 7, 1998 as Instrument No. 435418 it was changed to Perris Business Park, LLC, therefore the warrant will be issued to Perris Business Park, LLC. The claim from the City of Perris be denied since the Notice of Levy has since been paid in full. 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.