

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

971A



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:

JAN 08 2009

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 171, Item 521.
Last assessed to: Doris C. Commings, a married woman.

RECOMMENDED MOTION: That the Board of Supervisors:

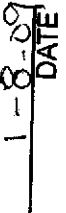
- 1) Approve the claims from Fred W. Tarbox Jr., Ercell A. Wood and Patricia Doris Tarbox Hines, heirs to last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 528104023-9;

(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 21, 2005 public auction sale. The deed conveying title to the purchasers at the auction was recorded April 22, 2005. 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 14, 2005, 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.


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Don Kent, Treasurer/Tax Collector

FORM APPROVED COUNTY COUNSEL
BY:  1-8-09
DATE: DOROTHY L. HONN

FINANCIAL DATA	Current F.Y. Total Cost:	\$21,305.72	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

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
BY: 
Christopher M. Hans
County Executive Office Signature

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

BOARD OF SUPERVISORS

Form 11:

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RECOMMENDED MOTION: (Continued)

- 2) Authorize and direct the Auditor-Controller to issue warrants to Fred W. Tarbox Jr. in the amount of \$7,101.90, Ercell A. Wood in the amount of \$7,101.91 and Patricia Doris Tarbox Hines in the amount of \$7,101.91, 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.
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The Treasurer-Tax Collector has received three claims for excess proceeds:

- 1) Claim from Fred W. Tarbox Jr. based on a Corporation Grant Deed recorded September 28, 1978 as Instrument No. 205542, an Affidavit under California Probate Code Section 13101 and the death certificate of Doris C. Commings.
- 2) Claim from Ercell A. Wood based on a Corporation Grant Deed recorded September 28, 1978 as Instrument No. 205542, an Affidavit under California Probate Code Section 13101 and the death certificate of Doris C. Commings.
- 3) Claim from Patricia Doris Tarbox Hines based on a Corporation Grant Deed recorded September 28, 1978 as Instrument No. 205542, an Affidavit under California Probate Code Section 13101 and the death certificate of Doris C. Commings.

Pursuant to Section 4675 (a) & (f) of the California Revenue and Taxation Code, it is the recommendation of this office that Fred W. Tarbox Jr. be awarded excess proceeds in the amount of \$7,101.90, Ercell A. Wood be awarded excess proceeds in the amount of \$7,101.91 and Patricia Doris Tarbox Hines be awarded excess proceeds in the amount of \$7,101.91. 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.