

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

980A



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:

DEC 30 2008

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 171, Item 751.
Last assessed to: Jose Padilla, a single man.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Deny the claim from the County of San Joaquin, Child Support Services Department for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 723094008-3;
- 2) Deny the claim from the County of Los Angeles, Child Support Services Department;
- 3) Deny the claim from Ford Motor Credit Company;

(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.

(Continued on page two)

Don Kent, Treasurer/Tax Collector

FORM APPROVED COUNTY COUNSEL
BY: HONORABLE DOROTHY L. HONN DATE: 12-30-08
Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$0	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:	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

Dept't Recomm.: Consent Policy

Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.: _____ | District: 4 | Agenda Number: _____

ATTACHMENTS FILED WITH
THE CLERK OF THE BOARD

9.24

BOARD OF SUPERVISORS

Form 11:

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RECOMMENDED MOTION: (Continued)

- 4) Deny the claim from County of Riverside, Child Support Services Department;
 - 5) Deny the claim from County of Los Angeles, Child Support Services Department;
 - 6) Deny the claims, 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 five claims for excess proceeds:

- 1) Claim from County of San Joaquin, Child Support Services Department based on an Abstract of Support Judgment recorded October 8, 1997 as Instrument No. 366300.
- 2) Claim from County of Los Angeles, Child Support Services Department based on an Abstract of Support Judgment recorded May 26, 1998 as Instrument No. 212422.
- 3) Claim from Ford Motor Credit Company based on an Abstract of Judgment recorded October 5, 1998 as Instrument No. 428790.
- 4) Claim from County of Riverside, Child Support Services Department based on an Abstract of Support Judgment recorded April 3, 2001 as Instrument No. 2001-138878.
- 5) Claim from County of Los Angeles, Child Support Services Department based on an Abstract of Support Judgment recorded June 10, 2003 as Instrument No. 2003-423063

Pursuant to Section 4675 (a) & (e) of the California Revenue and Taxation Code, it is the recommendation of this office that County of San Joaquin, Child Support Services Department, County of Los Angeles, Child Support Services Department, Ford Motor Credit Company, County of Riverside, Child Support Services Department and County of Los Angeles, Child Support Services Department be denied since the Abstract of Support Judgments filed are not associated with our last assessee. Since there are no other claimants the excess proceeds in the amount of \$35,241.90 will remain unclaimed. The Tax Collector requests approval of the above recommended motion. Notice of this recommendation was sent to the claimants by certified mail.