

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

964 A



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

**SUBMITTAL DATE:**

**JAN 07 2009**

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 174, Item 89.  
Last assessed to: Manuel Garcia and Dolores Garcia, husband and wife as joint tenants.

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

- 1) Approve the claim from Charles W. Allen and Carol Allen AKA Carol A. Allen for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 361174006-2;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to Charles W. Allen and Carol Allen AKA Carol A. Allen in the amount of \$7,845.63, 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*  
\_\_\_\_\_  
Don Kent, Treasurer/Tax Collector

FORM APPROVED COUNTY COUNSEL

BY: DOROTHY L. HONN DATE: 1-7-09

Departmental Concurrence

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$7,845.63	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  
*Christopher M. Hans*  
BY: \_\_\_\_\_  
Christopher M. Hans

**County Executive Office Signature**

Dept's Recomm.:  Consent  Policy

Per Exec. Ofc.:  Consent  Policy

Prev. Agn. Ref.: \_\_\_\_\_ District: 3 Agenda Number: \_\_\_\_\_

ATTACHMENTS FILED WITH  
THE CLERK OF THE BOARD

9.41

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from Charles W. Allen and Carol Allen AKA Carol A. Allen based on a Short Form Deed of Trust and Assignment of Rents recorded April 20, 1987 as Instrument No. 107999.

Pursuant to Section 4675 (a) & (e) of the California Revenue and Taxation Code, it is the recommendation of this office that Charles W. Allen and Carol Allen AKA Carol A. Allen be awarded excess proceeds in the amount of \$7,845.63. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.