

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

663A



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:

FEB 19 2009

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 174, Item 33.
Last assessed to: Mary Sorensen Perry, an unmarried woman.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Robert B. Helmand FKA Basher Ahmad for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 350111046-3;
- 2) Approve the claim from Brian R. Perry, heir to last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 350111046-3;

(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 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.

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Don Kent
Don Kent, Treasurer/Tax Collector

FINANCIAL DATA	Current F.Y. Total Cost:	\$8,518.85	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: *Chris M. Hans*
Christopher M. Hans

County Executive Office Signature

Consent
 Policy
 Consent
 Policy

Dep't Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.:

District: 3
 ATTACHMENTS FILED WITH THE CLERK OF THE BOARD
 Agenda Number:

9.19

FORM APPROVED COUNTY COUNSEL
 BY: DOROTHY L. HONN
 DATE: 2-19-09
 Departmental Concurrence

BOARD OF SUPERVISORS

Form 11:

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RECOMMENDED MOTION: (Continued)

- 3) Authorize and direct the Auditor-Controller to issue warrants to Robert B. Helmand FKA Basher Ahmad in the amount of \$6,678.18 and Brian R. Perry in the amount of \$1,840.67, 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 two claims for excess proceeds:

- 1) Claim from Robert B. Helmand FKA Basher Ahmad, based on a Corporation Assignment of Deed of Trust recorded March 29, 1983 as Instrument No. 58371.
- 2) Claim from Brian R. Perry based on a Corporation Grant Deed recorded May 19, 1982 as Instrument No. 85660, the Last Will and Testament of Mary Sorensen Perry, an Order Approving Waiver of Account, Report of Personal Representative, and for Final Distribution filed October 5, 2006 in Los Angeles County and the death certificate of Mary Sorensen Perry.

Pursuant to Section 4675 (a) & (e) & (f) of the California Revenue and Taxation Code, it is the recommendation of this office that Robert B. Helmand FKA Basher Ahmad be awarded excess proceeds in the amount of \$6,678.18 and Brian R. Perry in the amount of \$1,840.67. 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.