

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

648A



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

**SUBMITTAL DATE:**

**FEB 03 2009**

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 174, Item 126.  
Last assessed to: Hazel Bensang Savellano, an unmarried woman.

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

- 1) Approve the claim from the State of California, Franchise Tax Board for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 517072023-1;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to the State of California, Franchise Tax Board in the amount of \$8,987.92, 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

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$8,987.92	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: *Christopher M. Hans*  
County Executive Office Signature Christopher M. Hans

FORM APPROVED COUNTY COUNSEL  
BY: *B. T. Miller* 2/3/09  
DATE: *2/3/09*  
BEAUFORD T. MILLER, JR.  
Departmental Concurrence

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

SEARCHED INDEXED  
SERIALIZED FILED  
FEB 11 2009  
RIVERSIDE COUNTY CLERK

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

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

9.32

BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from the State of California, Franchise Tax Board based on a Notice of State Tax Lien recorded January 18, 1996 as Instrument No. 018819 and an Order to Withhold Personal Income Tax dated February 9, 2006 for tax year 1994.

Pursuant to Section 4675 (a) & (e) of the California Revenue and Taxation Code, it is the recommendation of this office that the State of California, Franchise Tax Board be awarded excess proceeds in the amount of \$8,987.92. Since there are no other claimants the excess proceeds in the amount of \$2,422.71 will remain unclaimed. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.