

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

227A



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

**SUBMITTAL DATE:**

**MAR 11 2009**

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 176, Item 280.  
Last assessed to: Prodigy Investments, LLC.

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

- 1) Approve the claim from Prodigy Investments, LLC, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 545123007-9;
- 2) Deny the claim from Excess Proceeds Services LLC AKA Philip A. Putman, assignee for Antonio C. Rodarte and Edubijen F. Rodaret;
- 3) Authorize and direct the Auditor-Controller to issue a warrant to Prodigy Investments, LLC in the amount of \$4,131.04, 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 March 13, 2006 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 3, 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 June 5, 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, Treasurer/Tax Collector

FORM APPROVED COUNTY COUNSEL  
BY: DOROTHY L. HONN DATE: 3-11-09  
Departmental Concurrence

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$4,131.04	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	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's Recomm.:  
 Per Exec. Ofc.:

**BOARD OF SUPERVISORS**

Form 11:

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The Treasurer-Tax Collector has received two claims for excess proceeds:

- 1) Claim from Prodigy Investments, LLC based on a Grant Deed recorded March 10, 2006 as Instrument No. 2006-0173985.
- 2) Claim from Excess Proceeds Services LLC AKA Philip A. Putman, assignee for Antonio C. Rodarte and Edubijen F. Rodaret based on two Assignment of Rights to Claim Excess Proceeds from Sale of Tax Deeded Property and Declaration's dated July 10, 2006 and January 15, 2007.

Pursuant to Section 4675 (a) of the California Revenue and Taxation Code, it is the recommendation of this office that Prodigy Investments, LLC be awarded excess proceeds in the amount of \$4,131.04. The claim from Excess Proceeds Services LLC AKA Philip A. Putman, assignee for Antonio C. Rodarte and Edubijen F. Rodaret be denied since they were not a party of interest at the time of the tax sale. 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.