

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

107A



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:
JUL 10 2009

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 174, Item 271.
Last assessed to: Elsie Marie Stuck, a single woman, as her sole and separate property.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from the Law Offices of Philip A. Putman AKA Excess Proceeds Services LLC, assignee for Nora K. Stuck, heir to last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 723313008-9;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to the Law Offices of Philip A. Putman AKA Excess Proceeds Services LLC, assignee for Nora K. Stuck in the amount of \$10,605.69, 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, Treasurer/Tax Collector

FORM APPROVED COUNTY COUNSEL
BY: Dale Gardner 7/10/09
DATE: 7/10/09
Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$10,605.69	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$0	For Fiscal Year:	2009-10
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: 
Christopher M. Hans

County Executive Office Signature

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

Prev. Agn. Ref.:

District: 4

Agenda Number:

9.22

BOARD OF SUPERVISORS

Form 11:

Page 2

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

- 1) Claim from the Law Offices of Philip A. Putman AKA Excess Proceeds Services LLC, assignee for Nora K. Stuck based on an Assignment of Rights to Claim Excess Proceeds from Sale of Tax Deeded Property dated February 13, 2006, an Assignment of Right to Collect Excess Proceeds dated April 23, 2007, a Corporation Grant Deed recorded August 25, 1964 as Instrument No. 104018, Affidavit's Section 13101-Probate Code for Elsie Marie Stuck, the Last Will and Testament of Ollie T. Stuck dated May 16, 1996 and the death certificate's of Elsie Marie Stuck and Ollie Thomas Stuck.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that the Law Offices of Philip A. Putman AKA Excess Proceeds Services LLC, assignee for Nora K. Stuck be awarded excess proceeds in the amount of \$10,605.69. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.