

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



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

**SUBMITTAL DATE:**  
JUN 24 2010

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 174, Item 57.  
Last assessed to: Charles Edward Bratley, Jr., Dirk Lee Bratley, William Earl Bratley, Susan Grace Epstein, Darren Bratley and Toni Ann Bratley AKA Toni Ann Foster.

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

- 1) Approve the claim from Susan Grace Stine FKA Susan Grace Epstein, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 350223008-5;
- 2) Approve the claim from Darren Bratley, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 350223008-5;
- 3) Approve the claim from Toni Ann Bratley AKA Toni Ann Foster, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 350223008-5;

**(Continued on Page 2)**

**BACKGROUND:** (Continued on page two)

FORM APPROVED COUNTY COUNSEL  
BY: Dale A Gardner 6/24/10  
DALE A. GARDNER  
Departmental Concurrence

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Don Kent, Treasurer-Tax Collector

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$3,141.72	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2010-11

<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**

Consent     Policy  
 Consent     Policy

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

**Prev. Agn. Ref.:**      **District:** 3      **Agenda Number:**  
ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

**9.20**

BOARD OF SUPERVISORS

Form 11:

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**RECOMMENDED MOTION:** (Continued)

- 4) Authorize and direct the Auditor-Controller to issue warrants to Susan Grace Stine FKA Susan Grace Epstein in the amount of \$1,047.24, Darren Bratley in the amount of \$1,047.24 and Toni Ann Bratley AKA Toni Ann Foster in the amount of \$1,047.24, 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:** (Continued)

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

- 1) Claim from Susan Grace Stine FKA Susan Grace Epstein based on an Order Settling First and Final Account and Report of Co-Administrators and Petition for its Settlement; for Allowance of Statutory Commissions for Ordinary and Extraordinary Legal Services; and for Final Distribution recorded September 20, 1990 as Instrument No. 350199.
- 2) Claim from Darren Bratley based on an Order Settling First and Final Account and Report of Co-Administrators and Petition for its Settlement; for Allowance of Statutory Commissions for Ordinary and Extraordinary Legal Services; and for Final Distribution recorded September 20, 1990 as Instrument No. 350199.
- 3) Claim from Toni Ann Bratley AKA Toni Ann Foster based on an Order Settling First and Final Account and Report of Co-Administrators and Petition for its Settlement; for Allowance of Statutory Commissions for Ordinary and Extraordinary Legal Services; and for Final Distribution recorded September 20, 1990 as Instrument No. 350199.

Pursuant to Section 4675 (a) of the California Revenue and Taxation Code, it is the recommendation of this office that Susan Grace Stine FKA Susan Grace Epstein be awarded excess proceeds in the amount of \$1,047.24, Darren Bratley be awarded excess proceeds in the amount of \$1,047.24 and Toni Ann Bratley AKA Toni Ann Foster be awarded excess proceeds in the amount of \$1,047.24. Since there are no other claimants the amount of \$3,141.72 will remain unclaimed. 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.