

**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 104.
Last assessed to: Henri J. Garrigue, a married man, as his sole and separate property.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from the Law Offices of Philip Putman, assignee for Michael J Garrigue, heir to Henri J. Garrigue, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 375071066-9;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to the Law Offices of Philip Putman, assignee for Michael J Garrigue in the amount of \$10,732.67, 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.

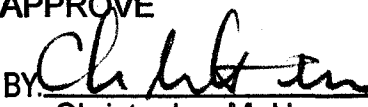
BACKGROUND: (Continued on page two)



Don Kent, Treasurer-Tax Collector

FINANCIAL DATA	Current F.Y. Total Cost:	\$10,732.67	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

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

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

Consent Policy
 Consent Policy

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

9.21

BOARD OF SUPERVISORS

Form 11:

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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.

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

- 1) Claim from the Law Offices of Philip Putman, assignee for Michael J. Garrigue based on an Assignment of Rights to Claim Excess Proceeds from Sale of Tax Deeded Property dated February 24, 2006, an Assignment of Right to Collect Excess Proceeds dated April 21, 2007, a Grant Deed recorded July 21, 1971 as Instrument No. 80460, an Affidavit Section 13101- Probate Code and the death certificate of Henri Jean Garrigue.

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, assignee for Michael J. Garrigue be awarded excess proceeds in the amount of \$10,732.67. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.