

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



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:

JUN 23 2010

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 177, Item 100.
Last assessed to: Robert Roy McMath and Melody Kim McMath, Trustees of the Family Trust of Robert Roy McMath and Melody Kim McMath, dated November 17, 2003.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Robert Roy McMath and Melody Kim McMath, Trustees of the Family Trust of Robert Roy McMath and Melody Kim McMath, dated November 17, 2003, last assesseses for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 333092025-1;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to Robert Roy McMath and Melody Kim McMath, Trustees of the Family Trust of Robert Roy McMath and Melody Kim McMath, dated November 17, 2003 in the amount of \$16,212.43, 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:	\$ 16,212.43	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

- Policy
- Consent
- Policy
- Consent

Dept's Recomm.:
Per Exec. Ofc.:

Prev. Agn. Ref.: ATTACHMENTS FILED **District:** 3 **Agenda Number:**

9.40

FORM APPROVED COUNTY COUNSEL
BY: Dale A. Gardner 6/23/10 DATE
DALE A. GARDNER
Departmental Concurrence

BOARD OF SUPERVISORS

Form 11:

Page 2

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 March 12, 2007 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 3, 2007. 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 4, 2007, 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 Robert Roy McMath and Melody Kim McMath, Trustees of the Family Trust of Robert Roy McMath and Melody Kim McMath, dated November 17, 2003 based on a Quitclaim Deed recorded December 8, 2003 as Instrument No. 2003-959794 and an Official Certification of Trust.

Pursuant to Section 4675 (a) of the California Revenue and Taxation Code, it is the recommendation of this office that Robert Roy McMath and Melody Kim McMath, Trustees of the Family Trust of Robert Roy McMath and Melody Kim McMath, dated November 17, 2003 be awarded excess proceeds in the amount of \$16,212.43. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.