

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



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

**SUBMITTAL DATE:**

JUL 28 2010

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 179, Item 146.  
Last assessed to: Byron Sheldon and Joan D. Sheldon.

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

- 1) Deny the claim from Craland Properties, Inc., agent for Wilma Jean Drury for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 525063032-0;
- 2) Deny the claim, 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

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 0	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>	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

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

**Prev. Agn. Ref. ATTACHMENTS FILED WITH THE CLERK OF THE BOARD** District: 5

**Agenda Number:**

**9.75**

FORM APPROVED COUNTY COUNSEL  
BY: Dale A. Gardner DATE: 7/28/10  
Departmental Concurrence

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 March 17, 2008 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 12, 2008. 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 9, 2008, 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 one claim for excess proceeds:

- 1) Claim from Craland Properties, Inc., agent for Wilma Jean Drury based on an Authorization for Agent to Collect Excess Proceeds dated February 5, 2009, a Quitclaim Deed recorded February 26, 1985 as Instrument No. 38955, the Will of Byron Russell Sheldon and the death certificates of Byron Russell Sheldon and Joan Doloros Sheldon.

Pursuant to Section 4675 (a) & (c) of the California Revenue and Taxation Code, it is the recommendation of this office that Craland Properties, Inc., agent for Wilma Jean Drury be denied since they were unable to substantiate their claim. Since there are no other claimants the excess proceeds of \$6,979.37 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 claimant by certified mail.