

**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 29.
Last assessed to: Kenneth A. Steele and Ana Steele, Husband and Wife as Joint Tenants as to an Undivided 50% Interest and Michael B. Street, a Single Man as to an Undivided 50% Interest.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from the City of Perris for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 305080046-8;
- 2) Deny the claim from Kenneth A. Steele and Ana Steele, last assessee's;

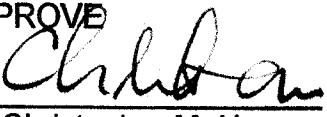
BACKGROUND: (Continued on page two)



Don Kent, Treasurer-Tax Collector

FINANCIAL DATA	Current F.Y. Total Cost:	\$57,288.68	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
DATE: 7/28/10
Departmental Concurrence

Consent Policy
 Consent Policy

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

9.11

BOARD OF SUPERVISORS

Form 11:

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RECOMMENDED MOTION: (Continued)

- 3) Authorize and direct the Auditor-Controller to issue a warrant to the City of Perris in the amount of \$57,288.68, 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 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.

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

- 1) Claim from the City of Perris based on a Resolution Number 1913 Establishing Community Facilities District No. 91-1 adopted by the City of Perris on January 28, 1991 and a Notice of Special Tax Lien recorded February 25, 1991 as Instrument No. 61694.
- 2) Claim from Kenneth A. Steele and Ana Steele based on a Grant Deed recorded November 13, 2002 as Instrument No. 2002-660675.

Pursuant to Section 4675 (a) & (e) of the California Revenue and Taxation Code, it is the recommendation of this office that the City of Perris be awarded excess proceeds in the amount of \$57,288.68. Since the claim from the City of Perris exceeds the amount of excess proceeds available there are no monies available for consideration for the claim from Kenneth A. Steele and Ana Steele. 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.