

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

132A



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:..

AUG 08 2012

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 179, Items 230 and 231.
Last assessed to: Imperial Valley Truck and Parts Sales, Inc.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from the State of California, Board of Equalization for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcels 723311006-1 and 723311008-3;

(Continued on Page 2)

BACKGROUND: (Continued on page two)

Don Kent, Treasurer-Tax Collector

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 50,292.50	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$ 0.00	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ 0.00	For Fiscal Year:	2012-13

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:
Karen L. Johnson

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL
BY: M. A. Gardner DATE: 8/8/12
Departmental Concurrence

Policy
 Consent
 Policy
 Consent

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

Prev. Agn. Ref.: | **District:** 4/4 | **Agenda Number:**

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

9.17

BOARD OF SUPERVISORS

Form 11:

Page 2

RECOMMENDED MOTION: (continued)

- 2) Authorize and direct the Auditor-Controller to issue a warrant to the State of California, Board of Equalization in the amount of \$50,292.50, 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 one claim for excess proceeds:

- 1) Claim from the State of California, Board of Equalization based on a Notice of State Tax Lien recorded July 5, 2001 as Instrument No. 2001-308938 and a Notice of State Tax Lien recorded August 19, 2002 as Instrument No. 2002-457827.

Pursuant to Section 4675 (a) & (e) of the California Revenue and Taxation Code, it is the recommendation of this office that the State of California, Board of Equalization be awarded excess proceeds in the amount of \$50,292.50. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.

EP179	Item230	\$ 25,146.25
EP179	Item231	<u>\$ 25,146.25</u>
TOTAL		\$ 50,292.50