

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



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:

FEB 27 2014

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 189, Item 547.

Last assessed To: Santiago Carlos Valenzuela, a single man as to undivided 1/2 interest; Mary Teresa Ortiz, a married woman as her sole and separate property; Sofia V. Silva, a married woman as her sole and separate property; Annie Erlinda Lozano a married woman as her sole and separate property and Candido Valenzuela, a married man as his sole and separate property, all as joint tenants. District 4/4 [\$27,330] Fund 65595 Excess Proceeds from Tax Sale.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Santiago C. Valenzuela AKA Santiago Carlos Valenzuela, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 768390003-0;

(continued on page two)

BACKGROUND:

Summary

(continued on page two)

Don Kent
Treasurer-Tax Collector

FORM APPROVED COUNTY COUNSEL
BY: Dale A. Gardner
DATE: 2/27/14

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 27,330	\$ 0	\$ 27,330	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0.	\$ 0.	\$ 0.	\$ 0	

SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale

Budget Adjustment: N/A

For Fiscal Year: 13/14

C.E.O. RECOMMENDATION:

APPROVE

BY:

Karen L. Johnson

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

- A-30
- 4/5 Vote
- Positions Added
- Change Order

Prev. Agn. Ref.:

District: 4/4

Agenda Number:

9-12

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

FORM 11: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 189, Item 547.

Last Assessed To: Santiago Carlos Valenzuela, a single man as to undivided ½ interest; Mary Teresa Ortiz, a married woman as her sole and separate property; Sofia V. Silva, a married woman as her sole and separate property; Annie Erlinda Lozano a married woman as her sole and separate property and Candido Valenzuela, a married man as his sole and separate property, all as joint tenants. District 4/4 [\$27,330.17] Fund 65595 Excess Proceeds from Tax Sale.

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RECOMMENDED MOTION: (continued)

2. Approve the claim from M. Teresa Ortiz AKA Mary Teresa Ortiz, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 768390003-0;
3. Approve the claim from Sofia Silva AKA Sofia V. Silva, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 768390003-0;
4. Approve the claim from Annie E. Lozano AKA Annie Erlinda Lozano, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 768390003-0;
5. Approve the claim from Candido A. Valenzuela AKA Candido Valenzuela, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 768390003-0;
6. Authorize and direct the Auditor-Controller to issue warrants to Santiago C. Valenzuela AKA Santiago Carlos Valenzuela in the amount of \$13,665.09, M. Teresa Ortiz AKA Mary Teresa Ortiz in the amount of \$3,416.27, Sofia Silva AKA Sofia V. Silva in the amount of \$3,416.27, Annie E. Lozano AKA Erlinda Lozano in the amount of \$3,416.27 and Candido A. Valenzuela AKA Candido Valenzuela in the amount of \$3,416.27, no sooner than ninety days from the date of this order, unless an appeal has been filed in Superior Court, pursuant to the California Revenue and Taxation Code Section 4675.

BACKGROUND:

Summary (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 15, 2011 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 18, 2011. 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 2, 2011, 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 five claims for excess proceeds:

1. Claim from Santiago C. Valenzuela AKA Santiago Carlos Valenzuela based on a Grant Deed record June 29, 1977 as Instrument No. 121231.
2. Claim from M. Teresa Ortiz AKA Mary Teresa Ortiz based on an Individual Quitclaim Deed Recorded January 25, 1991 as Instrument No. 27133.
3. Claim from Sofia Silva AKA Sofia V. Silva based on an Individual Quitclaim Deed recorded January 25, 1991 as Instrument No. 27133.
4. Claim from Annie E. Lozano AKA Annie Erlinda Lozano based on an Individual Quitclaim Deed recorded January 25, 1991 as Instrument No. 27133 and a Marriage Certificate.
5. Claim from Candido A. Valenzuela AKA Candido Valenzuela based on an Individual Quitclaim Deed recorded January 25, 1991 as Instrument No. 27133.

Pursuant to Section 4675 (a) of the California Revenue and Taxation Code, it is the recommendation of this office that Santiago C. Valenzuela AKA Santiago Carlos Valenzuela be awarded excess proceeds in the amount of \$13,665.09, M. Teresa Ortiz AKA Mary Teresa Ortiz be awarded excess proceeds in the amount of \$3,416.27, Sofia Silva AKA Sofia V. Silva be awarded excess proceeds in the amount of \$3,416.27, Annie E. Lozano AKA Annie Erlinda Lozano be awarded excess proceeds in the amount of \$3,416.27 and Candido A. Valenzuela AKA Candido Valenzuela be awarded excess proceeds in the amount of \$3,416.27. 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.

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Impact on Citizens and Businesses

Excess proceeds are being released to the last assessesees of the property.

ATTACHMENTS (if needed, in this order):

Copies of the Excess Proceeds Claim forms and supporting documentation are attached.