

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



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:
JUN 02 2014

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 189, Item 305.
Last assessed To: Monte Barker, a married man as his sole and separate property as to undivided 1/3 interest and Donna Smith Burton, a married woman as her sole and separate property as to an undivided 1/3 interest and Jackie Wayman, a married woman as her sole and separate property as to an undivided 1/3 interest all as tenants in common. District 3/3 [\$1,231] Fund 65595 Excess Proceeds from Tax Sale.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Monte W. Barker AKA Monte Barker, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 463022004-5;
2. Approve the claim from Donna L. Smith-Burton AKA Donna Smith Burton, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 463022004-5;

(continued on page two)

BACKGROUND:

Summary

(continued on page two)


Jon Christensen on behalf of Don Kent,
Treasurer-Tax Collector

FORM APPROVED COUNTY COUNSEL
BY: DALE ADGARDNER CONCURRENCE DATE: 6/2/14

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 1,231	\$ 0	\$ 1,231	\$ 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: 14/15

C.E.O. RECOMMENDATION: **APPROVE**
BY: Samuel Wong 7/6/14
County Executive Office Signature **Samuel Wong**

MINUTES OF THE BOARD OF SUPERVISORS

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

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FORM 11: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 189, Item 305.

Last Assessed To: Monte Barker, a married man as his sole and separate property as to undivided 1/3 interest and Donna Smith Burton, a married woman as her sole and separate property as to an undivided 1/3 interest and Jackie Wayman, a married woman as her sole and separate property as to an undivided 1/3 interest all as tenants in common. District 3/3 [\$1,231] Fund 65595 Excess Proceeds from Tax Sale.

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RECOMMENDED MOTION:

3. Approve the claim from Jackie Wayman, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 463022004-5;
4. Authorize and direct the Auditor-Controller to issue warrants to Monte W. Barker AKA Monte Barker in the amount of \$410.65, Donna L. Smith-Burton AKA Donna Smith Burton in the amount of \$410.65 and Jackie Wayman in the amount of \$410.64, 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 three claims for excess proceeds:

1. Claim from Monte W. Barker AKA Monte Barker based on a Grant Deed recorded December 6, 1989 as Instrument No. 427281.
2. Claim from Donna L. Smith-Burton AKA Donna Smith Burton based on a Grant Deed recorded December 6, 1989 as Instrument No. 427281.
3. Claim from Jackie Wayman based on a Grant Deed recorded December 6, 1989 as Instrument No. 427281.

Pursuant to Section 4675 (a) of the California Revenue and Taxation Code, it is the recommendation of this office that Monte W. Barker AKA Monte Barker be awarded excess proceeds in the amount of \$410.65, Donna L. Smith-Burton AKA Donna Smith Burton be awarded excess proceeds in the amount of \$410.65 and Jackie Wayman be awarded excess proceeds in the amount of \$410.64. 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.

Impact on Citizens and Businesses

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

ATTACHMENTS (if needed, in this order):

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