

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

429A



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

**SUBMITTAL DATE:  
JUL 21 2014**

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 185, Item 93.  
Last assessed to: Madge Chapman, an unmarried woman. District 1/1 [\$37,588] Fund 65595 Excess Proceeds from Tax Sale.

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

1. Approve the claim from Global Discoveries, Ltd., assignee for Terry Sheetz AKA Terry Lee Sheetz, executor to the Estate of Madge Chapman, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 370200038-7;

(continued on page two)

**BACKGROUND:**

**Summary**

(continued on page two)

FORM APPROVED COUNTY COUNSEL  
BY: Dale A. Gardner 7/21/14  
DALE A. GARDNER  
Departmental Concurrence  
DATE



Don Kent  
Treasurer-Tax Collector

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 37,588	\$ 0	\$ 37,588	\$ 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:   
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: 1/1

Agenda Number:

**9-10**

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

## **FORM 11: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 185, Item 93.**

Last assessed to: Madge Chapman, an unmarried woman. District 1/1 [\$37,588] Fund 65595 Excess Proceeds from Tax Sale.

**DATE:**

**PAGE:** Page 2 of 2

### **RECOMMENDED MOTION:**

2. Deny the claim from Rhonda Stechnij AKA Rhonda Bartz, heir to the Estate of Madge Chapman;
3. Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd., assignee for Terry Sheetz AKA Terry Lee Sheetz, executor to the Estate of Madge Chapman, in the amount of \$37,588.59 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 16, 2010 public auction sale. The deed conveying title to the purchasers at the auction was recorded April 26, 2010. 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 3, 2010, 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 Global Discoveries, Ltd., assignee for Terry Sheetz AKA Terry Lee Sheetz, executor to the Estate of Madge Chapman based on an Assignment of Right to Collect Excess Proceeds dated January 4, 2011, a Grant Deed recorded September 27, 1976 as Instrument No. 143926, the Last Will and Testament of Madge Chapman dated September 19, 1984, an Affidavit under California Probate Code Section 13101 and the death certificate of Madge Magdalene Chapman.
2. Claim from Rhonda Stechnij AKA Rhonda Bartz, heir to the Estate of Madge Chapman based on a Grant Deed recorded September 27, 1976 as Instrument No. 143926, the Last Will and Testament of Madge Chapman dated September 19, 1984 and the death certificate of Madge Magdalene Chapman.

Pursuant to Section 4675 (a) & (b) & (f) of the California Revenue and Taxation Code, it is the recommendation of this office that Global Discoveries, Ltd., assignee for Terry Sheetz AKA Terry Lee Sheetz, executor to the Estate of Madge Chapman be awarded excess proceeds in the amount of \$37,588.59. The claim from Rhonda Stechnij AKA Rhonda Bartz, heir to the estate of Madge Chapman be denied since the funds are being distributed to the executor of the estate. 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 the last assessee of the property.

#### **ATTACHMENTS (if needed, in this order):**

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