

FORM APPROVED COUNTY COUNSEL  
 BY: GREGORY P. PRIAMOS  
 DATE: 11/3/14

Departmental Concurrence

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

525a



**SUBMITTAL DATE:  
 NOV 03 2014**

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

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 182, Item 70. Last assessed to: Rodney Fetter. District 5/3 [\$5,899] Fund 65595 Excess Proceeds from Tax Sale.

**RECOMMENDED MOTION:** That the Board of Supervisors:  
 1. Approve the claim from Rose Marie Manthy aka Rosemarie B. Fetter, Trustee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 341180016-4;  
 (continued on page two)

**BACKGROUND:  
 Summary**

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, 2009 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 05, 2009. 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 4, 2009, 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.

(continued on page two)

*Don Kent*  
 Don Kent  
 Treasurer-Tax Collector

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 5,899	\$ 0	\$ 5,899	\$ 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* 12/2/14  
 Samuel Wong  
 County Executive Office Signature

**MINUTES OF THE BOARD OF SUPERVISORS**

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

Prev. Agn. Ref.: District: 5/3 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. 182, Item 70. Last assessed to: Rodney Fetter. District 5/3 [\$5,899] Fund 65595 Excess Proceeds from Tax Sale.

**DATE:** NOV 03 2014

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**RECOMMENDED MOTION:**

2. Authorize and direct the Auditor-Controller to issue a warrant to Rose Marie Manthy aka Rosemarie B. Fetter, Trustee in the amount of \$5,899.20 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)**

The Treasurer-Tax Collector has received one claim for excess proceeds:

1. Claim from Rose Marie Manthy aka Rosemarie B. Fetter, Trustee based on a Short Form Deed of Trust and Assignment of Rents recorded June 4, 2004 as Instrument No. 2004-0428139, the Declaration of the Fetter Family Trust dated April 24, 1988, and the death certificate for John Franklin Fetter Jr.

Pursuant to Section 4675 (a) & (e) of the California Revenue and Taxation Code, it is the recommendation of this office that Rose Marie Manthy aka Rosemarie B. Fetter, Trustee be awarded excess proceeds in the amount of \$5,899.20. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.

**Impact on Citizens and Businesses**

Excess proceeds are being released to the beneficiary on the deed of trust.

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

A copy of the Excess Proceeds Claim form and supporting documentation are attached.