

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

542 A



FROM: Don Kent, Treasurer/Tax Collector

**SUBMITTAL DATE:
NOV 03 2014**

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 192, Item 573. Last assessed to: Orin S. Jackson, a married man as his sole and separate property. District 1/1 [\$38,616] Fund 65595 Excess Proceeds from Tax Sale.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Marek Kuriata and Lidia Kuriata for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 383053005-7;

(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 20, 2012 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 11, 2012. 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 6, 2012, 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
Treasurer-Tax Collector

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 38,616	\$ 0	\$ 38,616	\$ 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

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

- Positions Added
- Change Order

- A-30
- 4/5 Vote

Prev. Agn. Ref.:

District: 1/1

Agenda Number:

9-27

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

Departmental Concurrence

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

FORM 11: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 192, Item 573. Last assessed to: Orin S. Jackson, a married man as his sole and separate property. District 1/1 [\$38,616] Fund 65595 Excess Proceeds from Tax Sale.

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RECOMMENDED MOTION:

2. Deny the claim from the County of Riverside Code Enforcement Department;
3. Authorize and direct the Auditor-Controller to issue a warrant to Marek Kuriata and Lidia Kuriata in the amount of \$38,616.77 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 two claims for excess proceeds:

1. Claim from Marek Kuriata and Lidia Kuriata based on a Short Form Deed of Trust and Assignment of Rents (Due on Sale) recorded September 26, 2005 as Instrument No. 2005-0793554.
2. Claim from the County of Riverside Code Enforcement Department based on a Notice of Pendency of Administrative Proceedings recorded June 15, 2011 as Instrument No. 2011-0265203.

Pursuant to Section 4675 (a) & (e) of the California Revenue and Taxation Code, it is the recommendation of this office that Marek Kuriata and Lidia Kuriata be awarded excess proceeds in the amount of \$38,616.77. Since the amount claimed by Marek Kuriata and Lidia Kuriata exceeds the amount of excess proceeds available there are no funds available for consideration for the claim from the County of Riverside Code Enforcement Department. 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 beneficiaries on the deed of trust.

ATTACHMENTS (if needed, in this order):

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