

FORM APPROVED COUNTY COUNSEL  
 BY: GREGORY P. PRIAMOS  
 DATE: 1/12/15

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

361A



**SUBMITTAL DATE:  
 JAN 12 2015**

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

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 196, Item 121. Last assessed to: Ismael Aviles, a Married Man as His Sole and Separate Property and Juan D. Villalva, a Single Man, as Joint Tenants. District 1 [\$7,132] Fund 65595 Excess Proceeds from Tax Sale.

**RECOMMENDED MOTION:** That the Board of Supervisors:  
 1. Approve the claim from Ismael Aviles, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 319091003-4;

(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 April 29, 2013 public auction sale. The deed conveying title to the purchasers at the auction was recorded June 20, 2013. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on July 17, 2013 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	\$ 7,132	\$ 0	\$ 7,132	\$ 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 3/12/15*  
 Samuel Wong

County Executive Office Signature

**MINUTES OF THE BOARD OF SUPERVISORS**

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

Prev. Agn. Ref.:

District: 1

Agenda Number:

9-50

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

**FORM 11:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 196, Item 121. Last assessed to: Ismael Aviles, a Married Man as His Sole and Separate Property and Juan D. Villalva, a Single Man, as Joint Tenants. District 1 [\$7,132] Fund 65595 Excess Proceeds from Tax Sale.

**DATE:** JAN 12 2015

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**RECOMMENDED MOTION:**

2. Approve the claim from Juan D. Villalva, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 319091003-4;
3. Authorize and direct the Auditor-Controller to issue warrants to Ismael Aviles in the amount of \$3,566.42 and Juan D. Villalva in the amount of \$3,566.41 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 Ismael Aviles based on a Grant Deed recorded February 15, 2005 as Instrument No. 2005-0122488.
2. Claim from Juan D. Villalva based on a Grant Deed recorded February 15, 2005 as Instrument No. 2005-0122488.

Pursuant to Section 4675 (a) of the California Revenue and Taxation Code, it is the recommendation of this office that Ismael Aviles be awarded excess proceeds in the amount of \$3,566.42 and Juan D. Villalva be awarded excess proceeds in the amount of \$3,566.41. 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 Excess Proceeds Claim forms and supporting documentation are attached.