

FORM APPROVED COUNTY COUNSEL
 BY: *G.P. Priamos* 10/21/15
 GREGORY P. PRIAMOS DATE

125A



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

FROM: Don Kent, Treasurer-Tax Collector

SUBMITTAL DATE:
OCT 21 2015

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 199, Item 428. Last assessed to: Elvira Noriega, an unmarried woman. District 4 [\$532]. Fund 65595 Excess Proceeds from Tax Sale.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from the Riverside County Treasurer-Tax Collector for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 845122009-1;

(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 February 4, 2014 public auction sale. The deed conveying title to the purchasers at the auction was recorded March 21, 2014. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on April 22, 2014 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	\$ 532	\$ 0	\$ 532	\$ 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: 15/16

C.E.O. RECOMMENDATION: APPROVE

BY: *Samuel Wong 12/13/15*
 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: 4 | Agenda Number:

9-17

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

FORM 11: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 199, Item 428. Last assessed to: Elvira Noriega, an unmarried woman. District 4 [\$532]. Fund 65595 Excess Proceeds from Tax Sale.

DATE: OCT 21 2015

PAGE: Page 2 of 2

RECOMMENDED MOTION:

2. Authorize and direct the Auditor-Controller to issue a warrant to the Riverside County Treasurer-Tax Collector in the amount of \$532.32, 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.
3. Authorize and direct the Treasurer-Tax Collector to transfer the unclaimed excess proceeds in the amount of \$14,907.09 to the county general fund pursuant to Revenue and Taxation Code Section 4674.

BACKGROUND:

Summary (continued)

Revenue and Taxation Code 4676 (b) states that the county shall make reasonable effort to obtain the name and last known mailing address of the parties of interest. Then, if the address of the party of interest cannot be obtained, the county shall publish notice of the right to claim excess proceeds in a newspaper of general circulation in the county as per Revenue and Taxation Code 4676 (c). The Treasurer-Tax Collector's Office has made it a policy to take the following actions to locate the rightful party of the excess proceeds.

- Examined title reports to notify all parties of interest attached to the parcel.
- Researched all last assessee's through the County's Property Tax System for any parties of interest.
- Used Accurint (people finder) to notify any new addresses that may be listed for our parties of interest.
- Advertised in newspapers for three consecutive weeks in the Desert Sun, Palo Verde Valley Times and the Press Enterprise referring any parties of interest to file a claim for the excess proceeds.
- Sent out a certified mailing within 90 days as required by Revenue and Taxation Code 4675.

According to Revenue and Taxation Code 4675 (a) Any party of interest in the property may file with the county a claim for the excess proceeds, in proportion to his or her interest held with others of equal priority in the property at the time of the sale, at any time prior to the expiration of the one year following the recordation of the Tax Collector's deed to the Purchaser, which was recorded on March 21, 2014.

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

1. Claim from the Riverside County Treasurer-Tax Collector based on a Certificate of Lien recorded May 22, 2008 as Instrument No. 2008-0278251 and outstanding taxes due and owing.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that the Riverside County Treasurer-Tax Collector be awarded excess proceeds in the amount of \$532.32. Since there are no other claimants the unclaimed excess proceeds in the amount of \$14,907.09 will be transferred to the county general fund. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion. Notice of this recommendation was sent to the claimant by certified mail.

Impact on Citizens and Businesses

Excess proceeds are being released to a lien holder and transferred to the county general fund.

ATTACHMENTS (if needed, in this order):

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

CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY
(SEE REVERSE SIDE FOR FURTHER INSTRUCTIONS)

RECEIVED
2014 JUL 22 AM 8:40
RIVERSIDE COUNTY
TREAS-TAX COLLECTOR

To: Don Kent, Treasurer-Tax Collector

Re: Claim for Excess Proceeds

TC 199 Item 428 Assessment No.: 845122009-1

Assessee: HERNANDEZ, ELVIRA NORIEGA

Situs: 218 N MAIN ST BLYTHE 92225

Date Sold: February 4, 2014

Date Deed to Purchaser Recorded: March 21, 2014

Final Date to Submit Claim: March 23, 2015

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$ 53232 from the sale of the above mentioned real property. I/We were the lienholder(s), property owner(s) **[check in one box]** at the time of the sale of the property as is evidenced by Riverside County Recorder's Document No. See attached, recorded on _____. A copy of this document is attached hereto. I/We are the rightful claimants by virtue of the attached assignment of interest. I/We have listed below and attached hereto each item of documentation supporting the claim submitted.


NOTE: YOUR CLAIM WILL NOT BE CONSIDERED UNLESS THE DOCUMENTATION IS ATTACHED.

See attached.

If the property is held in Joint Tenancy, the taxsale process has severed this Joint Tenancy, and all Joint Tenants will have to sign the claim unless the claimant submits proof that he or she is entitled to the full amount of the claim, the claimant may only receive his or her respective portion of the claim.

I/We affirm under penalty of perjury that the foregoing is true and correct.

Executed this 22nd day of JULY, 2014 at Riverside, CA.
County, State


Signature of Claimant

Signature of Claimant

Print Name

Print Name

Return to
DON KENT
County Treasurer-Tax Collector
P.O. Box 12005
Riverside, California 92502-2205

Street Address

City, State, Zip

City, State, Zip

Phone Number

Phone Number

THIS IS TO INFORM YOU THAT A TAX LIEN HAS BEEN FILED WITH RESPECT TO UNSECURED PROPERTY

When recorded, mail to:

EL VIRA N HERNANDEZ
411 S 4TH ST
BL YTHE CA CA 922250000

Doc #. 2008-0278251
05/22/2008 08:00A Fee: NC
Page 1 of 1

Recorded in Official Records
County of Riverside
== Larry W Ward ==

Assessor, County Clerk and Recorder
This document was electronically prepared and recorded by the County of Riverside

CERTIFICATE OF LIEN

(Recorded pursuant to Revenue and Taxation Code Section 2191.3 et seq. and without acknowledgement pursuant to Government Code Section 27282)

STATE OF CALIFORNIA | SS
COUNTY OF RIVERSIDE

No. 0349070

I, Paul McDonnell, Tax Collector of the County of Riverside, State of California, hereby certify that there are, on record in my office, unpaid taxes which were duly assessed, computed and levied for the fiscal year shown below pursuant to Section 2151 et seq. of the Revenue and Taxation Code.

The person(s) shown below is (are) liable to said County for the unpaid amounts set forth below plus any other penalties and charges which may accrue pursuant to law.

NAME AND ADDRESS

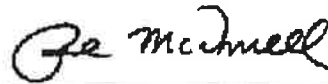
HERNANDEZ EL VIRA N
411 S 4TH ST
BL YTHE CA CA 922250000

Fiscal Year	Tax Rate Area	Assessment Number	Tax	Penalty	Cost	Recording Fee
2006-2007	003-000	052527727-1	\$125.72	\$12.57		\$13.00

Upon recordation of this certificate of lien, the total amount required to be paid constitutes a lien upon all personal property and real property now owned or subsequently acquired by the person(s) named herein before the date on which this lien expires.

This lien has the force, effect and priority of judgement lien for ten years from the recording of this instrument, unless sooner released or otherwise discharged.

Executed on 05/17/2008



Paul McDonnell, Tax Collector

ASMTNBR: 052527727-1 YR: 2006 INPUT/PAY-DT: 02/04/2014 BAL-DUE: 355.81
PARENT: 848163012-1 TRA: 003-000 BILLNBR: 006905796 TAX CODE 0-00

ASSESSEE: HERNANDEZ, ELVIRA N
SITUS: 411 S 4TH ST BLYTHE 92225
PRCLDESC: LOT 29 MB 041/020 BRUCE PARK 2
ID INFO: DUE TO CONVEYANCE NBR: 0804332 EFFECTIVE DATE: 11/01/2006
CONVEY: STT 0804332 11/2006

VALUE(S): LND: 7537 STR: 55696

* * * PRESS PA1 FOR MORE DATA * * *
* * * * * E N F O R C E M E N T A C T I O N S * * * * *

CTY: 33 LIEN NBR: 0349070 DOC: 000020080278251
PRNT: 02/29/2008 RECD: 05/22/2008 RELD:
NAME: HERNANDEZ, ELVIRA N
ADDRESS: 411 S 4TH ST BLYTHE CA 922250000

* * * PRESS PA1 FOR MORE DATA * * *
INPUT/PAY-DT: 02/04/2014
* * * * * C H A R G E S A N D P A Y M E N T H I S T O R Y * * * * *

TAX CODE 0-00

DATE	DESCRIPTION	COLNBR	AMOUNT	BALANCE DUE
08/02/2007	TAXES		125.72	125.72
12/11/2007	DELQ PENALTY		12.57	138.29
02/29/2008	LIEN FEES		23.00	161.29
02/29/2008	MISC FEES		58.75	220.04
02/04/2014	ACCRUED PENALTY		135.77	355.81

INQUHIST 052527727-1 2006

10/01/2015 10:29:00 PAGE: 1

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* * * * *

* * * * *

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NAME: HERNANDEZ, ELVIRA N
ADDRESS: 411 S 4TH ST BLYTHE CA 922250000

*** PRESS PA1 FOR MORE DATA ***

INPUT/PAY-DT: 02/04/2014

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02/29/2008	MISC FEES		58.75	220.04
02/04/2014	ACCRUED PENALTY		135.77	355.81

INQUIRY 000154192-6 2006

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ASMTNBR: 000154192-6 YR: 2006 INPUT/PAY-DT: 02/04/2014 BAL-DUE: 176.51
PARCEL: 845-122-010-1 TRA: 003-004 BILLNBR: 200608153 TAX CODE 0-00

ASSESSEE: HERNANDEZ, ELVIRA NORIEGA
DBA NAME: AMAPOLA CAFE
SITUS: 218 N MAIN ST BLYTHE 92225
ASMTDESC: 2000DISCFC
PRCLDESC: LOTS 20 & 21 BLK 11 MB 006/026 BLYTHE CITY
CONVEY: 9999998 12/2004

VALUE(S): FIX: 4900 BPP: 2000

* * * PRESS PA1 FOR MORE DATA * * *

INPUT/PAY-DT: 02/04/2014

* * * * * C H A R G E S A N D P A Y M E N T H I S T O R Y * * * * *

TAX CODE 0-00

DATE	DESCRIPTION	COLNBR	AMOUNT	BALANCE DUE
06/01/2006	TAXES		72.94	72.94
09/01/2006	DELQ PENALTY		7.29	80.23
02/04/2014	ACCRUED PENALTY		96.28	176.51

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INQUHIST 000154192-6 2006

10/01/2015 10:28:39 PAGE: 1

ASMTNBR: 000154192-6 YR: 2006 INPUT/PAY-DT: 02/04/2014 BAL-DUE: 176.51
PARCEL: 845-122-010-1 TRA: 003-004 BILLNBR: 200608153 TAX CODE 0-00

ASSESSEE: HERNANDEZ, ELVIRA NORIEGA
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* * * * * C H A R G E S A N D P A Y M E N T H I S T O R Y * * * * *

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