

17# 2065

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

722
(2065)



**SUBMITTAL DATE:
AUG 24 2016**

FROM: Don Kent, Treasurer-Tax Collector

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 203, Item 134. Last assessed to: Joseph C. Bates, Sr., a single man as his sole and separate property. District 1 [\$9,090]. Fund 65595 Excess Proceeds from Tax Sale.

RECOMMENDED MOTION: That the Board of Supervisors:
1. Approve the claim from Joseph C. Bates, Sr., last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 342040036-6;
(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 May 5, 2015 public auction sale. The deed conveying title to the purchasers at the auction was recorded June 18, 2015. 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 22, 2015, 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	\$ 9,090	\$ 0	\$ 9,090	\$ 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: 16/17

C.E.O. RECOMMENDATION: APPROVE

County Executive Office Signature *Stephanie Persi*
Stephanie Persi

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Tavaglione, seconded by Supervisor Ashley and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Washington, Benoit and Ashley
Nays: None
Absent: None
Date: September 27, 2016
xc: Treasurer, Auditor

Kecia Harper-Ihem
Clerk of the Board
By: *[Signature]*
Deputy

Prev. Agn. Ref.: | District: 1 | Agenda Number:

9-9

FORM APPROVED COUNTY COUNSEL
DATE 7/24/16
BY: GREGORY P. PRIAMOS

Departmental Concurrence

Positions Added
Change Order
A-30
4/5 Vote

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

FORM 11: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 203, Item 134. Last assessed to: Joseph C. Bates, Sr., a single man as his sole and separate property. District 1 [\$9,090]. Fund 65595 Excess Proceeds from Tax Sale.

DATE: AUG 24 2016
PAGE: Page 2 of 2

RECOMMENDED MOTION:

2. Authorize and direct the Auditor-Controller to issue a warrant to Joseph C. Bates, Sr. in the amount of \$9,090.20, 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 Joseph C. Bates, Sr. based on a Grant Deed recorded May 4, 2006 as Instrument No. 2006-0324722.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that Joseph C. Bates, Sr. be awarded excess proceeds in the amount of \$9,090.20. 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 the last assessee of the property.

ATTACHMENTS (if needed, in this order):

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

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

To: Don Kent, Treasurer-Tax Collector

Re: Claim for Excess Proceeds

TC 203 Item 134 Assessment No.: 342040036-6

Assessee: BATES, JOSEPH C SR

Situs:

Date Sold: May 5, 2015

Date Deed to Purchaser Recorded: June 18, 2015

Final Date to Submit Claim: June 20, 2016

RECEIVED

AUG 31 2015 JF

TREASURER-TAX COLLECTOR

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$ 9,090.20 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. _____; 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.

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 31 day of August, 2015 at River Side California
County, State

Joseph C. Bates
Signature of Claimant

Signature of Claimant

JOSEPH C. BATES
Print Name

Print Name

1133E. Gladwick St.
Street Address

Street Address

CARSON, CA, 90746
City, State, Zip

City, State, Zip

323-719-9951
Phone Number

Phone Number

County Administrative Center- 4th Floor
4080 Lemon Street, P.O. Box 12005
Riverside, CA 92502-2205
(951) 955-3900
(951) 955-3990 - Fax



Palm Desert Office
38-686 El Cerrito Road
Palm Desert, CA 92211

E-mail: ttc@co.riverside.ca.us
www.countytreasurer.org

**COUNTY OF RIVERSIDE
TREASURER-TAX COLLECTOR**

Temecula Office
40935 County Center Drive, Suite C
Temecula, CA 92591

July 22, 2015

BATES, JOSEPH C
1133 E GLADWICK ST
CARSON, CA 90746-3824

Re: EXCESS PROCEEDS FROM SALE OF TAX DEFAULTED PROPERTY

Assessment No.: 342040036-6 item: 134

Situs Address:

Assessee: Bates, Joseph C Sr

Date Sold: May 5, 2015

Date Deed to Purchaser Recorded: June 18, 2015

Final Date to Submit Claim: June 20, 2016

Dear Sir or Madame:

The property referenced above was declared subject to the Tax Collector's power of sale for non-payment of taxes and later sold. Parties of Interest, as defined in Section 4675 of the California Revenue and Taxation Code (e.g., the last assessee and any lienholders of record), have a right to file a claim for any excess proceeds that remain after the tax liens and the costs of the sale have been satisfied. Our records show that you may be a party of interest, and we are enclosing for your convenience a claim form and a return envelope. Please note that your claim must be filed within one year of the date the deed to the purchaser was recorded (shown above). By law, we cannot accept claims after one year from this recording date. Claims submitted will be evaluated by our legal counsel and awarded in accordance with state law. The submission of a claim merely initiates that review.

The enclosed form is relatively simple and we must stress that most applicants will be able to fill it out without help. However, if you need help, please feel free to contact our office by mail, telephone or in person and we will help you without charge. You may telephone us at (951) 955-3336.

If you prefer to have an agent file your claim for you, or if you should decide to sell your claim (often referred to as "assignment") so that the purchaser of the claim may receive the funds, please advise us and we will send the proper form.

Please note also that the statutory procedures and the County's internal procedures dictate that most claims will not be processed until at least twenty (20) months following the date of recordation of the tax deed.

Sincerely,

DON KENT
TREASURER-TAX COLLECTOR

By Jennifer Pazienci
Deputy

RECORDING REQUESTED BY:

Joseph C. Bates, Sr.

When Recorded Mail Document to:

Joseph C. Bates, Sr.
22850 Poppy Hill Drive
Perris, California 92570

Mail Tax Statement To:

Joseph C. Bates, Sr.
22850 Poppy Hill Drive
Perris, California 92570

DOC # 2006-0324722

05/04/2006 08:00A Fee: 7.00

Page 1 of 1

Recorded in Official Records
County of Riverside

Larry W. Ward
Assessor, County Clerk & Recorder



M	S	U	PAGE	SIZE	DA	PCOR	NOCOR	SMF	MISC.
	1		1			✓			
					10				SL
A	R	L			COPY	LONG	REFUND	NCHG	EXAM

DTT \$0.00

GRANT DEED

17
C
SL

The undersigned grantor(s) declare(s)

Documentary transfer tax is \$Gift City tax \$ -0-

- computed on full value of property conveyed, or
- computed on full value less value of lines or encumbrances remaining at time of sale,
- Unincorporated Area

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

SHARON G. MASSEY, Administrator of the Estate of CHARLENE MASSEY, deceased. (LASC Case No. BPO67176)

hereby GRANT(S) to

JOSEPH C. BATES, SR., a single man as his sole and separate property

the following described real property in the City of Perris, County of Riverside, State of California:

1.69 ACRES M/L IN PAR 2 RS 014/073

APN: 342040036-6 ✓

Dated: April 6, 2006

Sharon G. Massey
SHARON G. MASSEY, Administrator of the Estate of
CHARLENE MASSEY, deceased.

STATE OF CALIFORNIA }
COUNTY OF LOS ANGELES } S.S.

On this 6th day of April, 2006, before me, AZITA KERENDIAN, Notary Public, personally appeared SHARON G. MASSEY, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in his/her/their authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person(s) acted, executed the instrument.



Witness my hand and official seal.

Signature *Azita Kerendian*

MAIL TAX STATEMENT AS DIRECTED ABOVE