

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



ITEM
9.28
(ID # 2911)

MEETING DATE:

Tuesday, January 24, 2017

FROM : TREASURER-TAX COLLECTOR:

SUBJECT: TREASURER-TAX COLLECTOR: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 203, Item 330. Last assessed to: Carla G. Ferguson, Michael Waer and Michelle L. Waer, husband and wife, all as joint tenants. District 3 [\$23,256-Fund 65595 Excess Proceeds from Tax Sale].

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Sierra Dawn Estates Homeowners' Association, Inc. for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 442243009-0;
2. Approve the claim from Carla G. Ferguson aka Carla Ferguson for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 442243009-0;
3. Authorize and direct the Auditor-Controller to issue warrants to Sierra Dawn Estates Homeowners' Association, Inc. in the amount of \$6,966.72 and to Carla G. Ferguson aka Carla Ferguson in the amount of \$16,289.59, 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.


Doug Kent, Treasurer-Tax Collector 12/19/2016

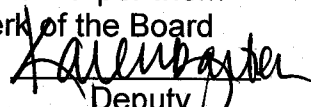
FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 23,256	\$ 0	\$ 23,256	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale.			Budget Adjustment:	No
			For Fiscal Year:	16/17

C.E.O. RECOMMENDATION:

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Washington and Ashley
Nays: None
Absent: Tavaglione
Date: January 24, 2017
xc: Treasurer

Kecia Harper-Ihem
Clerk of the Board
By: 
Deputy

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STATE OF CALIFORNIA**

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.

The Treasurer-Tax Collector has received two claims for excess proceeds:

1. Claim from Sierra Dawn Estates Homeowners' Association, Inc. based on a Notice of Delinquent Assessment recorded May 12, 2011 as Instrument No. 2011-0209604, an Amendment to Notice of Delinquent Assessment recorded October 11, 2011 as Instrument No. 2011-0447896 and a Request for Notice Pursuant to Civil Code 2924b(f) recorded July 11, 2013 as Instrument No. 2013-0335899.
2. Claim from Carla G. Ferguson aka Carla Ferguson based on a Grant Deed recorded October 30, 2003 as Instrument No. 2003-857701, a Lot Owner Agreement recorded April 16, 2004 as Instrument No. 2004-0278062, a Quitclaim Deed recorded October 7, 2010 as Instrument No. 2010-0483255 and a Quitclaim Deed recorded October 7, 2010 as Instrument No. 2010-0483256.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that Sierra Dawn Estates Homeowners' Association, Inc. be awarded excess proceeds in the amount of \$6,966.72 and Carla G. Ferguson aka Carla Ferguson be awarded excess proceeds in the amount of \$16,289.59. 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 Residents and Businesses

Excess proceeds are being released to a lien holder and the last assessee of the property.

ATTACHMENTS (if any, in this order):

ATTACHMENT A. Claim SierraDawnEstatesHOA

ATTACHMENT B. Claim Ferguson