

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



ITEM
9.18
(ID # 5991)

MEETING DATE:

Tuesday, January 23, 2018

FROM : TREASURER-TAX COLLECTOR:

SUBJECT: TREASURER-TAX COLLECTOR: Public Hearing on the Recommendation for Distribution of Excess Proceeds for Tax Sale No. 207, Item 968. Last assessed to: Kenny Bedoya, a single woman, District 4. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Deny the claim from Andre Williams for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 715272034-7;
2. Deny the claim, 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 \$3,588.11 to the county general fund pursuant to Revenue and Taxation Code Section 4674.

ACTION: Policy

Jon Christensen, Treasurer-Tax Collector 1/10/2018

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Jeffries, 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, Perez and Ashley
Nays: None
Absent: None
Date: January 23, 2018
xc: Treasurer

Kecia Harper-Ihem
Clerk of the Board

By:
Deputy

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS:			Budget Adjustment:	N/A
			For Fiscal Year:	17/18

C.E.O. RECOMMENDATION: Approve

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 24, 2016 public auction sale. The deed conveying title to the purchasers at the auction was recorded July 14, 2016. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on August 10, 2016, 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.

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.

1. Examined title reports to notify all parties of interest attached to the parcel.
2. Researched all last assessee's through the County's Property Tax System for any additional addresses.
3. Used Accurint (people finder) to notify any new addresses that may be listed for our last assessees.
4. 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.
5. 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

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

of the one year following the recordation of the Tax Collector's deed to the Purchaser, which was recorded on July 14, 2016.

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

1. Claim from Andre Williams based on written statement dated April 15, 2017.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that Andre Williams be denied since he was not a party of interest at the time of the sale. Since there are no other claimants, the unclaimed excess proceeds in the amount of \$3,588.11 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 Residents and Businesses

The excess proceeds are being transferred to the county general fund.

ATTACHMENTS (if any, in this order):

ATTACHMENT A. Claim Williams


Stephanie Persi 1/17/2018

CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY RECEIVED

To: Don Kent, Treasurer-Tax Collector

2017 APR 25 AM 7:20

Re: Claim for Excess Proceeds

RIVERSIDE COUNTY
TREAS-TAX COLLECTOR

TC 207 Item 968 Assessment Number: 715272034-7

Assessee: BEDOYA, KENNY

Situs: NONE

Date Sold: May 24, 2016

Date Deed to Purchaser Recorded: July 14, 2016

Final Date to Submit Claim: July 14, 2017

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$_____ 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 15 day of APRIL, 2017 at SAN Diego / CALIF.
County State

Andre Williams
Signature of Claimant

Andre Williams
Signature of Claimant

ANDRE WILLIAMS
Print Name

ANDRE WILLIAMS
Print Name

P.O. Box 532362
Street Address

P.O. Box 532362
Street Address

SAN Diego, CA 92153
City, State, Zip

SAN Diego, CA 92153
City, State, Zip

760 494-0644
Phone Number

760 494 0644
Phone Number

COUNTY OF RIVERSIDE
TREASURER - TAX COLLECTOR
County Administrative Center-4th Floor
4080 Lemon Street, P.O. Box 12005
Riverside, CA 92502-2205



Satellite Offices

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

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

951-955-3900
951-955-3990 - Fax
www.countytreasurer.org
E-mail: ttc@rivcottc.org



RECORDING INFORMATION: TC: 207 ITEM: 968 - EPRC
ANDRE WILLIAMS
PO BOX 532362
SAN DIEGO CA 92153-2362



7114 7344 2820 2557 2163

August 10, 2016

EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY

Assessment Number 715272034-7 TC: 207 ITEM: 968
Situs Address: NONE
Assessee: BEDOYA, KENNY
Date Sold: May 24, 2016
Deed to Purchaser Recorded: July 14, 2016
Final Date to Submit Claim: July 14, 2017

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 indicate that you may be a party of interest, and we have enclosed a claim form for your convenience. Please note that your claim must be filed within one year from the date the deed to the purchaser was recorded (shown above). By law, we cannot accept claims after the one year period 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.

In addition, please note 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
TAX SALE OPERATIONS

April 25, 2017

ANDRE WILLIAMS
P.O. Box 532362
SAN DIEGO, CA 92153
TEL 760 494 0644

RIVERSIDE COUNTY TAX COLLECTOR

EXCESS PROCEEDS 715 272 0347

I OWN THIS PROPERTY FOR OVER 30 YEARS.
IN THIS SECTION I OWN OTHER
PROPERTIES FOR OVER 30 YEARS UNDER
THE NAMES OF ANDRE WILLIAMS,
CONSTANCE WILLIAMS AND
BEST FINANCIAL CONSULTANTS.

THE TAX BILLS FOR THIS ONE
PROPERTY ALWAYS ARRIVED HERE
IN THE LAST SEVERAL YEARS
ADDRESSED TO KENNY BEDOYA.
I WOULD CALL YOU AND WAS
TOLD I SHOULD IGNORE IT AND
IT WAS AN ERROR.

YOUR ENCLOSED LETTER SHOWS I MAY
HAVE A LEGAL CLAIM (OR FUNDS).
IS THIS BECAUSE I AM AN OWNER,
A LIEN HOLDER OR SOMETHING ELSE ???
PLEASE, ANSWER THIS QUESTION.
POSSIBLY AN ADVOCATE IN YOUR
LEGAL COULD HELP ME.
THANK YOU. Andre Williams