

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

613A



**FROM:** Paul McDonnell  
Treasurer-Tax Collector

**SUBMITTAL DATE:** January 27, 2003

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 159, Item 299.  
Last assessed to: Betty V. Moreno, an unmarried woman.

**RECOMMENDED MOTION:** That the Board of Supervisors:

- 1) Approve the claim from Global Discoveries, LTD. for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 343252023-6;
- 2) Deny the claim from Betty V. Moreno, last assessee;
- 3) Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, LTD. in the amount of \$23,538.69, no sooner then ninety days from the date of this order, unless pursuant to the California Revenue and Taxation Code Section 4675, an appeal has been filed in Superior Court.

**BACKGROUND:** 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 March 12, 2001 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 10, 2001. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on May 31, 2001, 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.

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**Paul McDonnell**  
Treasurer-Tax Collector

**FINANCIAL DATA:**

**CURRENT YEAR COST** \$23,538.69  
**NET COUNTY COST** \$ 0

**ANNUAL COST** \$ 0  
**IN CURRENT YEAR BUDGET:** YES  
**BUDGET ADJUSTMENT:** NO **FOR FY:** 2003

**SOURCE OF FUNDS:** Fund 65595 Excess Proceeds from Tax Sale

**C.E.O. RECOMMENDATION:**

**APPROVE**

County Executive Officer Signature

FORM APPROVED  
COUNTY COUNSEL  
APR 7 - 2003

Policy  
 Policy

Consent  
 Consent

Department Recommendation:  
Per Executive Office:

Prev. Agn. ref.

Dist.  
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AGENDA NO.

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BOARD OF SUPERVISORS

Form 11:

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

- 1) Claim from Global Discoveries, LTD. based on a Assignment of Beneficial Interest in the Short Form Deed of Trust and Assignment of Rents. Original Short Form Deed of Trust and Assignment of Rents dated July 8, 1991 and recorded August 1, 1991 as Instrument No. 264080. This Assignment is unrecorded but still has the right to claim based on the original Deed of Trust.
- 2) Claim from Betty V. Moreno, last assessee, based on a Grant Deed dated July 8, 1991 and recorded August 1, 1991 as Instrument No. 264079.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Global Discoveries, LTD. be awarded excess proceeds in the amount of \$23,538.69. Since the amount claimed by Global Discoveries, LTD. exceeds the amount of the excess proceeds available for distribution, there are no funds available for consideration of the claim from Betty V. Moreno. 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 7001 2510 0000 7596 783 & 7001 2510 0000 7596 784.