

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

140A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:
February 10, 2004

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 163, Item 198.
Last assessed to: Earl Hall and Velma Hall, husband and wife as joint tenants.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Global Discoveries, LTD., agent for Earl Hall, last assessee, for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 315120004-6;
- 2) Deny the claim from Trackers U.S.A., agent for Shira L. Williams.
- 3) Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, LTD., agent for Earl Hall, in the amount of \$22,658.28, no sooner than 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 11, 2002 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 3, 2002. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on June 3, 2002, 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

FORM APPROVED COUNTY COUNSEL
APR 27 2004
BY [Signature]

Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 22,658.28	In Current Year Budget:	YES
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	NO
	Annual Net County Cost:	\$0	For Fiscal Year:	2003

SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

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

County Executive Office Signature

- Policy
 - Policy
 - Consent
 - Consent
- Dep't Recomm.:
Per Exec. Ofc.:

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., agent for Earl Hall based on Assignment of Right to Collect Excess Proceeds dated February 9, 2004 and based on a Grant Deed dated April 25, 1977 and recorded May 2, 1977 as Instrument No. 75644.
- 2) Claim from Trackers U.S.A., agent for Shira L. Williams based on Partial Assignment of Rights to Claim Excess Proceeds from Sale of Tax Deeded Property dated April 28, 2003 by Shira L. Williams, based on a Tax Deed to Purchaser of Tax-Defaulted Property dated March 17, 1998 and recorded on April 9, 1998 as Instrument No. 135648.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Global Discoveries, LTD., agent for Earl Hall be awarded excess proceeds in the amount of \$22,658.28. The claim from Trackers U.S.A., agent for Shira L. Williams is denied because of the Rescission of Tax Deed to Purchaser of Tax-Defaulted Property dated June 29, 1998 and recorded on June 30, 1998 as Instrument No. 266825. 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 0003 9005 555 & 7001 2510 0003 9005 556.