

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

146 A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:
October 13, 2004

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 167, Item 626.
Last assessed to: John Augustine Walters Jr.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claims from Global Discoveries, Ltd., agent for John Augustine Walters Jr, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 458311008-4;
- 2) Deny the claim Arthur H. Gluskoter;
- 3) Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd., agent for John Augustine Walters Jr, in the amount of \$14,087.74, 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 17, 2003 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 14, 2003. 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 13, 2003, 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.


Paul McDonnell, Treasurer/Tax Collector

FORM APPROVED
COUNTY COUNSEL
DEC 28 2004
Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 14,087.74	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$0	For Fiscal Year:	2004-05

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
 Dept't Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.: **District: 5** **Agenda Number:** 9.75



BOARD OF SUPERVISORS

Form 11:

Page 2

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

- 1) Claim from Global Discoveries, Ltd., agent for John Augustine Walters Jr based on an Assignment of Right to Collect Excess Proceeds dated May 11, 2004 and based on a Grant Deed recorded December 9, 1994 as Instrument No. 460392.
- 2) Claim from Arthur H. Gluskoter based on an Abstract of Judgment recorded on March 31, 1995 as Instrument No. 098804.

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 John Augustine Walters Jr be awarded excess proceeds in the amount of \$14,087.74. The claim from Arthur H. Gluskoter is denied because the lien filed is not our last assessee. 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 7002 0860 0002 8270 213 & 7002 0860 0002 8270 214.