

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

216  
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**FROM:** Paul McDonnell, Treasurer/Tax Collector

**SUBMITTAL DATE:**

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 167, Item 172.  
Last assessed to: William E. Griffin and Lucille L. Griffin, husband and wife as joint tenants.

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

- 1) Approve the claim from Global Discoveries, Ltd., agent for Motte & Sons, Inc., Retirement Trust, John D. Motte, Tr., for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 326193015-2;
- 2) Deny the claim from Lucille L. Griffin, last assessee;

**(Continued on Page 2)**

**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.

Continued on page two)

Paul McDonnell, Treasurer/Tax Collector

FORM APPROVED COUNTY COUNSEL  
JUL 28 2005  
Horn

**FINANCIAL DATA**

Current F.Y. Total Cost:	\$5,241.72	In Current Year Budget:	NO
Current F.Y. Net County Cost:	\$0	Budget Adjustment:	N/A
Annual Net County Cost:	\$0	For Fiscal Year:	2005-06

**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

Dep't Recomm.:  Consent  Policy

Per Exec. Ofc.:  Consent  Policy

Prev. Agn. Ref.: | District: 5 | Agenda Number:

**ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD**

9.16

BOARD OF SUPERVISORS

Form 11:

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**RECOMMENDED MOTION:** (Continue)

- 3) Deny the claim from Riverside County, Department of Child Support Services;
- 4) Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd., agent for Motte & Sons, Inc., Retirement Trust, John D. Motte, Tr., in the amount of \$5,241.72, 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.

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

- 1) Claim from Global Discoveries, Ltd., agent for Motte & Sons, Inc., Retirement Trust, John D. Motte, Tr. based on an Assignment of Right to Collect Excess Proceeds dated December 10, 2003 and based on an Assignment Deed of Trust December 19, 1997 as Instrument No. 465234.
- 2) Claim from Lucille L. Griffin based on a Grant Deed recorded on August 12, 1996 as Instrument No. 302374 and the Death Certificate of William E. Griffin.
- 3) Claim from Riverside County, Department of Child Support Services based on an Abstract of Support Judgment recorded March 13, 2000 as Instrument No. 2000-091684.

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 Motte & Sons, Inc., Retirement Trust, John D. Motte, Tr., be awarded excess proceeds in the amount of \$5,241.72. Since the amount claimed by Global Discoveries, Ltd., agent for Motte & Sons, Inc., Retirement Trust, John D. Motte, Tr., exceeds the amount of the excess proceeds available, there are no funds available for consideration for the claim from Lucille L. Griffin, last assessee. Riverside County, Department of Child Support Services is denied because the lien filed is not associated with 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 7001 2510 0007 0060 795, 7001 2510 0007 0060 796 & 7001 2510 0007 0060 797.