

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

628 A



FROM: Paul McDonnell, Treasurer/Tax Collector

SUBMITTAL DATE:

DEC 14 2005

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 167, Item 225.
Last assessed to: Lillian Bolden Horner, as her sole and separate property.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Global Discoveries, Ltd., agent for Janet Brown, heir to Lillian Bolden Horner for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 347310004-6;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd., agent for Janet Brown in the amount of \$35,773.55, 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.

(Continued on page two)

Paul McDonnell
Paul McDonnell, Treasurer/Tax Collector

FORM APPROVED
COUNTY COUNSEL

Departmental Concurrence

DEC 14 2005

| | | | | |
|-----------------------|-------------------------------|--------------|-------------------------|---------|
| FINANCIAL DATA | Current F.Y. Total Cost: | \$ 35,773.55 | 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
Paul McDonnell

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**

9.5

BOARD OF SUPERVISORS

Form 11:

Page 2

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

- 1) Claim from Global Discoveries, Ltd., agent for Janet Brown, heir to Lillian Bolden Horner based on an Assignment of Right to Collect Excess Proceeds dated December 8, 2003, based on a Quitclaim Deed recorded June 11, 1979 as Instrument No. 119730 and an Affidavit for Collection of Personal Property under California Probate Codes 13100-13106.

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 Janet Brown be awarded excess proceeds in the amount of \$35,773.55. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.