

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

937A



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

**SUBMITTAL DATE:**  
JAN 29 2008

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 167, Item 630.  
Last assessed to: Jerome Louis Le Clair, a widower.

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

- 1) Approve the claim from Global Discoveries, Ltd., assignee for Keith L. LeClair, heir to last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 459263002-7;
- 2) Deny the claim from Trackers USA, agent for Irene Contreras;

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**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 18, 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.

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Paul McDonnell, Treasurer/Tax Collector

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$32,480.14	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$0	For Fiscal Year:	2007-08

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

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

APPROVE  
BY:   
Christopher M. Hans

County Executive Office Signature

Dept Recomm.:  Consent  Policy   
Per Exec. Ofc.:  Consent  Policy

Prev. Agn. Ref.: \_\_\_\_\_ District: 5 Agenda Number: \_\_\_\_\_

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

9.26

FORM APPROVED COUNTY COUNSEL  
BY: DATE: 1-29-08  
Dawn V. Lieu  
Department of Concurrence

BOARD OF SUPERVISORS

Form 11:

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**RECOMMENDED MOTION:** (Continued)

- 3) Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd., assignee for Keith L. LeClair in the amount of \$32,480.14, 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 two claims for excess proceeds:

- 1) Claim from Global Discoveries, Ltd., assignee for Keith L. LeClair based on an Assignment of Right to Collect Excess Proceeds dated June 18, 2003, based on a Grant Deed recorded December 15, 1982 as Instrument No. 216636 and an Affidavit for Collection of Personal Property under California Probate Codes 13100-13106.
- 2) Claim from Trackers USA, agent for Irene Contreras based on the Last Will and Testament of Jerome L. LeClair.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Global Discoveries, Ltd., assignee for Keith L. LeClair be awarded excess proceeds in the amount of \$32,480.14. The claim from Trackers USA, agent for Irene Contreras is denied because Trackers USA did not substantiate their clients claim. 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.