

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

121A



FROM: Paul McDonnell, Treasurer/Tax Collector

**SUBMITTAL DATE:
FEB 14 2008**

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 171, Item 730.
Last assessed to: Edythe Marie Davis, Trustee of the Davis Family Trust, as to an undivided 13.000% interest;
(Continued on Page 2)

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Global Discoveries, Ltd., assignee for Angeline Wilson and Connie M. Collins (deceased), Trustees of the Angeline Wilson Revocable Living Trust dated July 13, 1999, last assessee's for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 664110050-7;

(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 21, 2005 public auction sale. The deed conveying title to the purchasers at the auction was recorded April 22, 2005. 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 14, 2005, 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

FINANCIAL DATA	Current F.Y. Total Cost:	\$46,318.86	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

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

BY: Christopher M. Hans

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL
BY: TAWNYA LIEU
DATE: 2-14-08

Departmental Concurrence

Consent
 Policy

 Consent
 Policy

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

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

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

9.18

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SUBJECT: (Continued)

Olga Noble and Edythe M. Davis, as joint tenants, as to an undivided 13.000% interest; Angeline Wilson and Connie M. Collins, Trustees of the Angeline Wilson Revocable Living Trust dated July 13, 1999, as to an undivided 18.000% interest; Robert Fogel and Jacqueline Fogel, Trustees of the Fogel Family Trust dated 4/23/92, as to an undivided 15.000% interest; Norman John Faw, an unmarried man, as to an undivided 25.000% interest; and Bernard P. Rothermel, a single man, as to undivided 16.000% interest.

RECOMMENDED MOTION: (Continued)

- 2) Approve the claim from Global Discoveries, Ltd., assignee for Robert Fogel and Jacqueline Fogel, Trustees of the Fogel Family Trust dated 4/23/92, last assessee's for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 664110050-7;
- 3) Approve the claim from Norman John Faw, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 664110050-7;
- 4) Approve the claim from Bernard P. Rothermel, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 664110050-7;
- 5) Deny the claim from Connie M. Collins;
- 6) Authorize and direct the Auditor-Controller to issue warrants to Global Discoveries, Ltd., assignee for Angeline Wilson, Trustee of the Angeline Wilson Revocable Living Trust dated July 13, 1999 in the amount of \$11,266.75, Global Discoveries, Ltd., assignee for Robert Fogel and Jacqueline Fogel, Trustees of the Fogel Family Trust dated 4/23/92 in the amount of \$9,388.96, Norman John Faw in the amount of \$15,648.26 and Bernard P. Rothermel in the amount of \$10,014.89 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.

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

- 1) Global Discoveries, Ltd., assignee for Angeline Wilson and Connie M. Collins (deceased), Trustees of the Angeline Wilson Revocable Living Trust dated July 13, 1999 based on an Assignment of Right to Collect Excess Proceeds dated October 5, 2005 and November 15, 2005 and a Trustee's Deed upon Sale recorded October 28, 1999 as Instrument No.1999-474730.
- 2) Claim from Global Discoveries, Ltd., assignee for Robert Fogel and Jacqueline Fogel, Trustees of the Fogel Family Trust dated 4/23/92, based on an Assignment of Right to Collect Excess Proceeds dated May 23, 2005, and a Trustee's Deed upon Sale recorded October 28, 1999 as Instrument No.1999-474730.
- 3) Claim from Norman John Faw based on a Trustee's Deed upon Sale recorded October 28, 1999 as Instrument No.1999-474730.
- 4) Claim from Bernard P. Rothermel based on a Trustee's Deed upon Sale recorded October 28, 1999 as Instrument No.1999-474730.
- 5) Claim from Connie M. Collins.

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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 Angeline Wilson, Trustee of the Angeline Wilson Revocable Living Trust dated July 13, 1999 be awarded excess proceeds in the amount of \$11,266.75, Global Discoveries, Ltd., assignee for Robert Fogel and Jacqueline Fogel, Trustees of the Fogel Family Trust dated 4/23/92 in the amount of \$9,388.96, Norman John Faw in the amount of \$15,648.26 and Bernard P. Rothermel in the amount of \$10,014.89. The claim from Connie M. Collins is denied since she filed with Global Discoveries, Ltd. as assignee representing her interest and has since passed away. Since there are no other claimants the amount of \$16,274.18 will remain unclaimed. 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.