

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

122A



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:
AUG - 6 2009

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 176, Item 442.
Last assessed to: Jerry Curtis Collie a single person.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Global Discoveries, Ltd., assignee for Jack Collie, heir to Jerry Curtis Collie, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 721320015-3;
- 2) Approve the claim from Global Discoveries, Ltd., assignee for Elbert Kenneth Collie, heir to Jerry Curtis Collie, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 721320015-3;

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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 13, 2006 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 3, 2006. 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 5, 2006, 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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Don Kent, Treasurer/Tax Collector

FINANCIAL DATA	Current F.Y. Total Cost:	\$6,044.49	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$0	For Fiscal Year:	2009-10

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:
DALE A. GARDNER
DATE: 8/6/09
Departmental Concurrence

Dep't Recomm.: Consent Policy

Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.:

District: 4

Agenda Number:

9.48

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RECOMMENDED MOTION: (Continued)

- 3) Approve the claim from Global Discoveries, Ltd., assignee for Lajuana M. Collie, surviving spouse of Billy F. Collie for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 721320015-3;
- 4) Authorize and direct the Auditor-Controller to issue warrants to Global Discoveries, Ltd., assignee for Jack Collie in the amount of \$2,014.83, Global Discoveries, Ltd., assignee for Elbert Kenneth Collie in the amount of \$2,014.83 and Global Discoveries, Ltd., assignee for Lajuana M. Collie, surviving spouse of Billy F. Collie in the amount of \$2,014.83, 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 three claims for excess proceeds:

- 1) Claim from Global Discoveries, Ltd., assignee for Jack Collie based on an Assignment of Right to Collect Excess Proceeds dated February 24, 2007, a Grant Deed recorded April 7, 1983 as Instrument No. 65314, an Affidavit for Collection of Personal Property under California Probate Code 13100-13106 and the death certificate of Jerry Curtis Collie.
- 2) Claim from Global Discoveries, Ltd., assignee for Elbert Kenneth Collie based on an Assignment of Right to Collect Excess Proceeds dated February 21, 2007, a Grant Deed recorded April 7, 1983 as Instrument No. 65314, an Affidavit for Collection of Personal Property under California Probate Code 13100-13106 and the death certificate of Jerry Curtis Collie.
- 3) Claim from Global Discoveries, Ltd., assignee for Lajuana M. Collie based on an Assignment of Right to Collect Excess Proceeds dated March 14, 2007, a Grant Deed recorded April 7, 1983 as Instrument No. 65314, an Affidavit for Collection of Personal Property under California Probate Code 13100-13106 and the death certificates of Jerry Curtis Collie and Billy Franklin Collie.

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 Jack Collie be awarded excess proceeds in the amount of \$2,014.83, Global Discoveries, Ltd., assignee for Elbert Kenneth Collie be awarded excess proceeds in the amount of \$2,014.83 and Global Discoveries, Ltd., assignee for Lajuana M. Collie be awarded excess proceeds in the amount of \$2,014.83. 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.