

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

961A



**FROM:** Don Kent, Treasurer/Tax Collector

**SUBMITTAL DATE:**  
FEB 04 2010

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 176, Item 256.  
Last assessed to: William M. Scott and Mae A. Scott, husband and wife.


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

- 1) Approve the claim from William K. Scott AKA William Keith Scott, Executor to the Estate of William Martin Scott AKA William M. Scott, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 528142041-3;
- 2) Deny the claim from Global Discoveries, Ltd. assignee for Julie Fors, heir to the Estate's of William M. Scott and Mae A. Scott, last assessee's ;

**(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 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

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$17,228.71	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

<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**

FORM APPROVED COUNTY COUNSEL  
BY: Dale A. Gardner 2/4/10

DATE: 2/4/10  
Departmental Concurrence  
DALE A. GARDNER

Dept't Recomm.:  Consent  Policy

Per Exec. Ofc.:  Consent  Policy

**Prev. Agn. Ref.:**

**District: 5**

**Agenda Number:**

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

9.18

BOARD OF SUPERVISORS

Form 11:

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**RECOMMENDED MOTION:** (Continued)

- 3) Authorize and direct the Auditor-Controller to issue a warrant to William K. Scott AKA William Keith Scott, Executor to the Estate of William Martin Scott AKA William M. Scott in the amount of \$17,228.71, 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 William K. Scott AKA William Keith Scott based on a Corporation Grant Deed recorded July 23, 1973 as Instrument No. 96283, the Last Will and Testament of William Martin Scott and the death certificate's of Mae A. Scott and William Martin Scott.
- 2) Claim from Global Discoveries, Ltd. assignee for Julie Fors based on an Assignment of Right to Collect Excess Proceeds dated October 30, 2006, a Corporation Grant Deed recorded July 23, 1973 as Instrument No. 96283, a Declaration for Collection of Personal Property under California Probate Code Section 13100-13106 dated October 30, 2006 for Mae A. Scott and William M. Scott and the death certificate's of Mae A. Scott and William Martin Scott.

Pursuant to Section 4675 (a) & (f) of the California Revenue and Taxation Code, it is the recommendation of this office that William K. Scott AKA William Keith Scott, Executor to the Estate of William Martin Scott AKA William M. Scott be awarded excess proceeds in the amount of \$17,228.71. The claim from Global Discoveries, Ltd. assignee for Julie Fors, heir to the Estate's of William M. Scott and Mae A. Scott be denied since the Executor is William Keith Scott. 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.