

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



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

**SUBMITTAL DATE:**

JUN 24 2010

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 171, Items 731 through 734.  
Last assessed to: Advantage Publications Inc., a California Corporation.

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

- 1) Approve the claims from Annabelle R. Wilson, Conservator for Rhoda Tidewell for payment of excess proceeds from the Tax Collector's public auction sale associated with parcels 664210013-3, 664210014-4, 664210021-0 and 664210022-1;
- 2) Approve the claims from Global Discoveries, Ltd., assignee for Kelly Morgan FKA Kelly Marcotte for payment of excess proceeds from the Tax Collector's public auction sale associated with parcels 664210013-3, 664210014-4, 664210021-0 and 664210022-1;
- 3) Authorize and direct the Auditor-Controller to issue warrants to Annabelle R. Wilson, Conservator for Rhoda Tidewell in the amount of \$58,732.22 and Global Discoveries, Ltd., assignee for Kelly Morgan FKA Kelly Marcotte in the amount of \$46,992.84, 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:** (Continued on page two)

  
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Don Kent, Treasurer-Tax Collector

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$105,725.06	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2010-11

<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:   
DALEA GARDNER  
DATE: 6/24/10  
Departmental Concurrence

Consent     Policy  
 Consent     Policy

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

**Prev. Agn. Ref.:**

**District: 5**

**Agenda Number:**

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

9.17

BOARD OF SUPERVISORS

Form 11:

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**BACKGROUND:** (Continued)

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.

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

- 1) Claim from Annabelle R. Wilson, Conservator for Rhoda Tidewell, based on an Assignment of Deed of Trust recorded April 30, 1992 as Instrument No. 156150 and an Order Appointing Probate Conservator filed March 7, 2006 in Los Angeles County.
- 2) Claim from Global Discoveries, Ltd., assignee for Kelly Morgan FKA Kelly Marcotte based on an Assignment of Right to Collect Excess Proceeds dated April 21, 2006 and a Deed of Trust with Assignment of Rents recorded September 19, 1994 as Instrument No. 360335.

Pursuant to Section 4675 (a) & (e) of the California Revenue and Taxation Code, it is the recommendation of this office that Annabelle R. Wilson, Conservator for Rhoda Tidewell be awarded excess proceeds in the amount of \$58,732.22 and Global Discoveries, Ltd., assignee for Kelly Morgan FKA Kelly Marcotte be awarded excess proceeds in the amount of \$46,992.84. 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.

EP171	Item 731	\$ 21,181.13
EP171	Item 732	\$ 21,181.13
EP171	Item 733	\$ 31,681.40
EP171	Item 734	\$ 31,681.40
<b>TOTAL</b>		<b>\$ 105,725.06</b>