

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

130A



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

**SUBMITTAL DATE:**

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 179, Item 261.  
Last assessed to: The Estate of Mable Washington.

AUG 07 2012

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

- 1) Approve the claim from the City of Blythe for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 869080016-2;
- 2) Approve the claim from the County of Riverside, Public Administrator for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 869080016-2;

**(Continued on Page 2)**

**BACKGROUND:** (Continued on page two)

  
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Don Kent, Treasurer-Tax Collector

<b>FINANCIAL DATA</b>	<b>Current F.Y. Total Cost:</b>	\$21,584.06	<b>In Current Year Budget:</b>	NO
	<b>Current F.Y. Net County Cost:</b>	\$ 0	<b>Budget Adjustment:</b>	N/A
	<b>Annual Net County Cost:</b>	\$ 0	<b>For Fiscal Year:</b>	2012-13

<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:   
Karen L. Johnson

**County Executive Office Signature**

**Prev. Agn. Ref.:** | **District:** 4/4 | **Agenda Number:**

9.19

FORM APPROVED COUNTY COUNSEL  
BY: Dale A. Gardner DATE: 8/7/12  
Departmental Concurrence

Policy  
 Consent  
 Policy  
 Consent

Dept's Recomm.:  
 Per Exec. Ofc.:

BOARD OF SUPERVISORS

Form 11:

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**RECOMMENDED MOTION:** (Continued)

- 3) Deny the claim from Global Discoveries, Ltd., assignee for Wayman Cavers, heir to the Estate of Mable Washington, last assessee;
- 4) Deny the claim from Global Discoveries, Ltd., assignee for Angela S. Cavers, heir to the Estate of Mable Washington, last assessee;
- 5) Authorize and direct the Auditor-Controller to issue warrants to the City of Blythe in the amount of \$730.41 and the County of Riverside, Public Administrator, in the amount of \$20,853.65 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)

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 17, 2008 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 12, 2008. 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 9, 2008, 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 four claims for excess proceeds:

- 1) Claim from the City of Blythe based on a Certificate of Substandard Building recorded July 2, 2002 as Instrument No. 2002-366320.
- 2) Claim from the County of Riverside, Public Administrator based on an Order Granting Application to Reopen Petition of Public Administrator to Proceed Summarily under Probate Code Section 7621, 7660-7666.
- 3) Claim from Global Discoveries, Ltd., assignee for Wayman Cavers, heir to the Estate of Mable Washington based on an Assignment of Right to Collect Excess Proceeds dated April 7, 2008, an Affidavit-Death of Joint Tenant recorded January 4, 1990 as Instrument No. 004312, Affidavit's for Collection of Personal Property under California Probate Code Section 13101-13106 and the death certificates of Mabel Elizabeth Washington and Dana Norressia Cavers.
- 4) Claim from Global Discoveries, Ltd., assignee for Angela S. Cavers, heir to the Estate of Mable Washington based on an Assignment of Right to Collect Excess Proceeds dated April 7, 2008, an Affidavit-Death of Joint Tenant recorded January 4, 1990 as Instrument No. 004312, Affidavit's for Collection of Personal Property under California Probate Code Section 13101-13106 and the death certificates of Mabel Elizabeth Washington and Dana Norressia Cavers.

Pursuant to Section 4675 (a) & (b) & (e) of the California Revenue and Taxation Code, it is the recommendation of this office that the City of Blythe be awarded excess proceeds in the amount of \$730.41 and the County of Riverside, Public Administrator be awarded excess proceeds in the amount of \$20,853.65. Since the claim from the City of Blythe and County of Riverside, Public Administrator exceeds the amount of excess proceeds available there are no monies available for consideration for the claims from Global Discoveries, Ltd., assignee for Wayman Cavers and Angela S. Cavers heirs to the Estate of Mable Washington. 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.