

FORM APPROVED COUNTY COUNSEL  
 BY: GREGORY P. PRIAMOS  
 DATE: 10/8/14

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

520a



**SUBMITTAL DATE:  
 OCT 08 2014**

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

**SUBJECT:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 182, Item 315. Last assessed to: Robert Holmes and Susan Holmes, as joint tenants. District 4/4 [\$4,963] Fund 65595 Excess Proceeds from Tax Sale.

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

1. Approve the claim from Global Discoveries, Ltd, assignee for Robert Holmes and Susan Holmes, last assesseees for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 800350002-2;

(continued on page two)

**BACKGROUND:**

**Summary**

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 16, 2009 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 05, 2009. 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 4, 2009, 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)

*Don Kent*

Don Kent  
 Treasurer-Tax Collector

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 4,963	\$ 0	\$ 4,963	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	

**SOURCE OF FUNDS:** Fund 65595 Excess Proceeds from Tax Sale  
**Budget Adjustment:** N/A  
**For Fiscal Year:** 14/15

**C.E.O. RECOMMENDATION:**

**APPROVE**

BY: *Samuel Wong 12/2/14*  
 Samuel Wong

County Executive Office Signature

**MINUTES OF THE BOARD OF SUPERVISORS**

- Positions Added
- Change Order
- A-30
- 4/5 Vote

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

**9-13**

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

**FORM 11:** Recommendation for Distribution of Excess Proceeds for Tax Sale No. 182, Item 315. Last assessed to: Robert Holmes and Susan Holmes, as joint tenants. District 4/4 [\$4,963] Fund 65595 Excess Proceeds from Tax Sale.

**DATE:** OCT 08 2014

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**RECOMMENDED MOTION:**

2. Deny the claims from Riverside County Treasurer-Tax Collector;
3. Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd, assignee for Robert Holmes and Susan Holmes in the amount of \$4,963.19 no sooner than ninety days from the date of this order, unless an appeal has been filed in Superior Court, pursuant to the California Revenue and Taxation Code Section 4675.

**BACKGROUND:**

**Summary (continued)**

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

1. Claim from Global Discoveries, Ltd, assignee for Robert Holmes and Susan Holmes based on an Assignment of Right to Collect Excess Proceeds dated April 4, 2009 and a Corporation Grant Deed recorded September 28, 1998 as Instrument No. 414558.
2. Claim from Riverside County Treasurer-Tax Collector based on a Certificate of Lien recorded November 19, 2007 as Instrument No. 0701582.
3. Claim from Riverside County Treasurer-Tax Collector based on a Certificate of Lien recorded November 6, 2008 as Instrument No. 0590733.

Pursuant to Section 4675 (a) & (b) & (e) of the California Revenue and Taxation Code, it is the recommendation of this office that Global Discoveries, Ltd, assignee for Robert Holmes and Susan Holmes be awarded excess proceeds in the amount of \$4,963.19. The claims from Riverside County Treasurer-Tax Collector be denied since the liens filed are not associated with the last assessees. 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.

**Impact on Citizens and Businesses**

Excess proceeds are being released to the last assessees of the property.

**ATTACHMENTS (if needed, in this order):**

A copy of the Excess Proceeds Claim forms and supporting documentation are attached.