

FORM APPROVED COUNTY COUNSEL
 BY: GREGORY P. PRIAMOS DATE: 11/3/14

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

530A



**SUBMITTAL DATE:
 NOV 03 2014**

FROM: Don Kent, Treasurer/Tax Collector

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 185, Item 72. Last assessed to: Alvin Roach and Dorothy J. Roach, husband and wife as joint tenants. District 5/5 [\$58,429] Fund 65595 Excess Proceeds from Tax Sale.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Global Discoveries, Ltd., assignee for Alvin C. Roach, heir to the Estate of Alvin Roach, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 342181002-1;

(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, 2010 public auction sale. The deed conveying title to the purchasers at the auction was recorded April 26, 2010. 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 3, 2010, 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	\$ 58,429	\$ 0	\$ 58,429	\$ 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: 5/5

Agenda Number:

9-15

Departmental Concurrence

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

FORM 11: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 185, Item 72. Last assessed to: Alvin Roach and Dorothy J. Roach, husband and wife as joint tenants. District 5/5 [\$58,429] Fund 65595 Excess Proceeds from Tax Sale.

DATE: NOV 03 2014

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RECOMMENDED MOTION:

2. Approve the claim from Global Discoveries, Ltd., assignee for Ernest L. Roach, heir to the Estate of Alvin Roach, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 342181002-1;
3. Authorize and direct the Auditor-Controller to issue warrants to Global Discoveries, Ltd., assignee for Alvin C. Roach, heir to the Estate of Alvin Roach in the amount of \$29,214.87 and Global Discoveries, Ltd., assignee for Ernest L. Roach, heir to the Estate of Alvin Roach in the amount of \$29,214.86 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 two claims for excess proceeds:

1. Claim from Global Discoveries, Ltd., assignee for Alvin C. Roach, heir to the Estate of Alvin Roach based on an Assignment of Right to Collect Excess Proceeds dated May 13, 2010, a Grant Deed recorded July 31, 1968 as Instrument No. 73830, First and Final Report of Co-Administrators and Petition for Distribution on Waiver of Account, (Probate Code Section 10954) and for Allowance of Statutory Attorney's Fees Filed March 25, 2005, and the death certificates of Alvin Roach and Dorothy James Roach.
2. Claim from Global Discoveries, Ltd., assignee for Ernest L. Roach, heir to the Estate of Alvin Roach based on an Assignment of Right to Collect Excess Proceeds dated May 14, 2010, a Grant Deed recorded July 31, 1968 as Instrument No. 73830, First and Final Report of Co-Administrators and Petition for Distribution on Waiver of Account, (Probate Code Section 10954) and for Allowance of Statutory Attorney's Fees Filed March 25, 2005, and the death certificates of Alvin Roach and Dorothy James Roach.

Pursuant to Section 4675 (a) & (b) & (f) of the California Revenue and Taxation Code, it is the recommendation of this office that Global Discoveries, Ltd., assignee for Alvin C. Roach, heir to the Estate of Alvin Roach be awarded excess proceeds in the amount of \$29,214.87 and Global Discoveries, Ltd., assignee for Ernest L. Roach, heir to the Estate of Alvin Roach be awarded excess proceeds in the amount of \$29,214.86. 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 heirs of the last assessee of the property.

ATTACHMENTS (if needed, in this order):

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