

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

538A



FROM: Don Kent, Treasurer/Tax Collector

**SUBMITTAL DATE:
NOV 03 2014**

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 192, Item 172. Last assessed to: William C. Tygard, an unmarried man. District 1/1 [\$41,377] Fund 65595 Excess Proceeds from Tax Sale.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Global Discoveries, Ltd., assignee for Household Finance Corporation of California for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 297034002-5;

(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 20, 2012 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 11, 2012. 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 6, 2012, 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
Treasurer-Tax Collector

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 41,377	\$ 0	\$ 41,377	\$ 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

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

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

Departmental Concurrence

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

Prev. Agn. Ref.: _____ District: 1/1 Agenda Number: _____

9-23

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

FORM 11: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 192, Item 172. Last assessed to: William C. Tygard, an unmarried man. District 1/1 [\$41,377] Fund 65595 Excess Proceeds from Tax Sale.

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RECOMMENDED MOTION:

2. Deny the claim from Robert Weekes, agent for William C. Tygard;
3. Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd. assignee for Household Finance Corporation of California in the amount of \$41,377.59, no sooner than ninety days from the date of the 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 Household Finance Corporation of California based on an Assignment of Right to Collect Excess Proceeds dated April 18, 2012 and a Deed of Trust recorded August 20, 2004 as Instrument No. 2004-0660285.
2. Claim from Robert Weekes, agent for William C. Tygard based on an Authorization for Agent to Collect Excess Proceeds dated February 25, 2013 and a Grant Deed recorded December 12, 2001 as Instrument No. 2001-617212.

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. agent for Household Finance Corporation of California be awarded excess proceeds in the amount of \$41,377.59. Since the amount claimed by Global Discoveries, Ltd. assignee for Household Finance Corporation of California exceeds the amount of excess proceeds available, there are no funds available for consideration for the claim from Robert Weekes, agent for William C. Tygard. 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 beneficiary on the deed of trust.

ATTACHMENTS (if needed, in this order):

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