

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

955 A



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:
MAY 11 2010

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 179, Item 47.
Last assessed to: Philip R. Williams, a married man.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve the claim from Global Discoveries, Ltd., assignee for Philip R. Williams, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 347420027-7;
- 2) Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd., assignee for Philip R. Williams in the amount of \$18,149.16, 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: 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.

(Continued on page two)


Don Kent, Treasurer/Tax Collector

FORM APPROVED COUNTY COUNSEL
BY: Dale A. Gardner 5/11/10 DATE

| | | | | |
|-----------------------|-------------------------------|-------------|-------------------------|---------|
| FINANCIAL DATA | Current F.Y. Total Cost: | \$18,149.16 | In Current Year Budget: | NO |
| | Current F.Y. Net County Cost: | \$0 | Budget Adjustment: | N/A |
| | Annual Net County Cost: | \$0 | For Fiscal Year: | 2009-10 |

| | | |
|--|----------------------------------|--------------------------|
| SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale | Positions To Be Deleted Per A-30 | <input type="checkbox"/> |
| | Requires 4/5 Vote | <input type="checkbox"/> |

C.E.O. RECOMMENDATION:

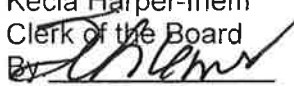
APPROVE
BY: 
Christopher M. Hans

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Benoit, seconded by Supervisor Stone and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None
Date: June 8, 2010
xc: Treasurer, Auditor

Kecia Harper-Ihem
Clerk of the Board
By: 
Deputy

Prev. Agn. Ref.: _____ **District:** 5 **Agenda Number:** _____

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

9.24

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

BOARD OF SUPERVISORS

Form 11:

Page 2

The Treasurer-Tax Collector has received one claim for excess proceeds:

- 1) Claim from Global Discoveries, Ltd., assignee for Philip R. Williams based on an Assignment of Right to Collect Excess Proceeds dated August 13, 2008 and a Grant Deed recorded December 1, 1994 as Instrument No. 451035.

Pursuant to Section 4675 (a) & (b) of the California Revenue and Taxation Code, it is the recommendation of this office that Global Discoveries, Ltd., assignee for Philip R. Williams be awarded excess proceeds in the amount of \$18,149.16. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.

CLAIM SUMMARY

To: Riverside County Treasurer and Tax Collector

Assessors Parcel Number: 347-420-027-7
Last Assessee: WILLIAMS PHILIP R
Sale Date: 3/17/2008
Tax Sale Number: TC179
Item Number: 47
Deadline Date: 5/12/2009

RECEIVED
08 AUG 19 AM 7:39
RIVERSIDE COUNTY
TREASURER/TAX COLLECTOR

Dear Treasurer/Tax Collector:

1. Claimant(s): Global Discoveries, Ltd.

The following proof of claim(s) for excess proceeds and documents are attached:

1. Gant Deed granting interest to Philip R. Williams, as instrument #451035, recorded 12/1/1994.
2. Assignment of Excess Proceeds signed by Philip R. Williams
3. Claim Form(s) signed by Global Discoveries
4. Photo ID for Assignor available upon request

Upon approval, claimant(s) request that the Treasurer and Tax Collector issue its warrant(s) as follows:

- One warrant in the amount of \$18,149.16 or 100% of the claimant's share of the excess proceeds made payable to Global Discoveries, Ltd. and mailed to P.O. Box 1748, Modesto, California 95353-1748.

Please address questions regarding the attached claim(s) to Jed Byerly, Chief Operating Officer, at (209) 593-3913, or e-mail to jed@globaldiscoveries.com.

The Client(s) and the staff of Global Discoveries, Ltd., thank you in advance for your timely review and approval of the attached claim(s).

RECORDING REQUESTED BY:

AND WHEN RECORDED MAIL TO:
NAME Philip R. Williams
STREET ADDRESS 14760 AMOROSE STREET
CITY LAKE ELSINORE CA 92530
STATE ZIP

RECEIVED FOR RECORD
AT 8:00 O'CLOCK
DEC 1 1994
Notary Public
Christine S. Leduc
Fees \$ 9

THIS SPACE FOR RECORDER'S USE ONLY

GRANT DEED

ASSESSOR'S PARCEL NO: 347-420-012
TITLE ORDER NO:
ESCROW NO:

The undersigned Grantor(s) declare(s) that the DOCUMENTARY TRANSFER TAX IS: \$ EXEMPT County, \$ EXEMPT City computed on the full value of the interest of property conveyed, or computed on the full value less the value of liens or encumbrances remaining thereon at the time of sale OR transfer is exempt from tax for the following reason:

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, Grantor/Seller RICHARD SHOEMAKER & SHERI L. SHOEMAKER, (who acquired title as Sheri Williams a single woman) hereby GRANT(S) to Grantee/Buyer PHILIP R. WILLIAMS, A MARRIED MAN

all that real property situated in the UNINCORPORATED AREA OF LAKE ELSINORE (name of city or unincorporated area) County of RIVERSIDE State of California, described as:

SEE ATTACHED DESCRIPTION EXHIBIT A

Dated November 26, 1994

STATE OF CALIFORNIA
COUNTY OF Riverside
On 11-30-94 before me Christine S. Leduc

personally appeared Richard Shoemaker and Sheri L. Shoemaker

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature Christine S. Leduc



(This area for official notary seal)

MAIL TAX STATEMENTS TO: NAME ADDRESS CITY, STATE & ZIP

THIS FORM FURNISHED COURTESY OF ORANGE COAST TITLE COMPANIES

5-10747

12 1 94

THIS MICROFILM COPYRIGHTED 1994 BY SECURITY UNION TITLE INSURANCE COMPANY, ORANGE MICROGRAPHICS DIVISION.

EXHIBIT A

Lots 27 thru 40 inclusive of Block 7, Lots 27 thru 40 inclusive of Block 9 and Lots 27 thru 40 inclusive of Block 11 all in the Mutual Benefit Tract, in the County of Riverside, State of California, as per Map recorded in Book 8, page 80 of Maps, in the Office of the County Recorder of said County.

EXCEPT all oil, gas, minerals and other hydrocarbon substances below a depth of 500.00 feet from the surface of said land, without, however, the right of surface entry to recover the same

5-1-0375

12 1 94

THIS MICROFILM COPIED FROM 1994
BY SECURITY UNION TITLE INSURANCE
COMPANY, ORANGE MICRO-
FILMS DIVISION.

ASSIGNMENT OF RIGHT TO COLLECT EXCESS PROCEEDS

To expedite processing of this claim, we would strongly suggest you use this form. For this form to be valid it must be completed in its entirety and documentation establishing the assignor as a "party of interest" must be provided at the time this document is filed with the Treasurer-Tax Collector.

As a party of interest (defined in Section 4675 of the California Revenue and Taxation Code), I, the undersigned, do hereby assign to GLOBAL DISCOVERIES, LTD. my right to apply for and collect the excess proceeds which you are holding and to which I am entitled from the sale of assessment number 347-420-027-7, Tax Sale Number TC179, Item 47 sold at public auction on 3/17/2008. I understand that the total of excess proceeds available for refund is \$ 18,149.16+/-, and that I AM GIVING UP MY RIGHT TO FILE A CLAIM FOR THESE FUNDS. I HAVE NOT SOLD MY RIGHTS TO THE EXCESS PROCEEDS, I AM MERELY NAMING GLOBAL DISCOVERIES, LTD. FOR THEIR ASSISTANCE IN COLLECTION OF THE EXCESS PROCEEDS. I certify under penalty of perjury that I have disclosed to the assignee all facts of which I am aware relating to the value of this right I am assigning.

Philip R. Williams (Signature of Party of Interest/Assignor) (Date)

Philip R. Williams (Name Printed)

Tax ID/SS#

30365 Ainsworth Place (Address)

Lake Elsinore, CA 92530 (City/State/Zip)

STATE OF CALIFORNIA) ss. COUNTY OF RIVERSIDE)

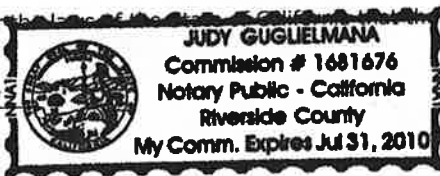
(Area Code/Telephone Number)

On August 13, 2008, before me, JUDY GUGLIELMANA, a Notary Public

in and for said state and county, personally appeared Philip R. Williams who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Judy Guglielmana (Signature of Notary)



(This area for official seal)

I, the undersigned, certify under penalty of perjury that I have disclosed to the party of interest (assignor), pursuant to Section 4675 of the California Revenue and Taxation Code, all facts of which I am aware relating to the value of the right he is assigning, that I have disclosed to him the full amount of excess proceeds available, and that I HAVE ADVISED HIM OF HIS RIGHT TO FILE A CLAIM ON HIS OWN WITHOUT ASSIGNING THAT RIGHT.

Jed Byerly (Signature of Assignee)

Jed Byerly, Chief Operating Officer (Name Printed)

Tax ID/SS# 77-0558969

Global Discoveries, Ltd. (Address)

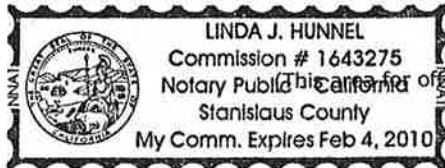
STATE OF CALIFORNIA) ss. COUNTY OF Stanislaus)

P.O. Box 1748 Modesto, California 95353-1748 (City/State/Zip)

Phone: (209) 593-3913

On August 18, 2008, before me, the undersigned, a Notary Public in and for said State and County, personally appeared Jed Byerly who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Linda J. Hunnel (Signature of Notary)



CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX DEFAULTED PROPERTY

To: Riverside County Treasurer and Tax Collector

Assessor's Parcel No: 347-420-027-7
Tax Sale Number: TC179
Item Number: 47
Date of Sale: 3/17/2008

The undersigned claimant, Global Discoveries, Ltd., claims \$18,149.16+/- or 100% of the claimant's share of the actual amount of excess proceeds from the sale of the property referenced above.

Global Discoveries, Ltd., claims its status as a party of interest pursuant to Section 4675 of the California Revenue and Taxation Code based upon the attached documentation:

Please refer to Claim Summary and attached Documents

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 18th day of August, 2008 at Modesto, California.

By: [Signature]
Jed Byerly, Chief Operating Officer
Global Discoveries, Ltd. Tax ID # 77-0558969
P.O. Box 1748
Modesto, CA 95353-1748
(209) 593-3913

CERTIFICATE OF ACKNOWLEDGEMENT OF NOTARY PUBLIC

State of California)

County of Stanislaus)

On August 18, 2008 before me, Linda J. Hunnel Notary Public, personally appeared
(Date) (here insert name and title of the officer)

Jed Byerly, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/~~she~~/~~they~~ executed the same in his/~~her~~/~~their~~ authorized capacity(ies), and that by his/~~her~~/~~their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

[Signature] (seal)
Signature of Notary Public

