

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

431A



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:
'AUG 18 2014

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 189, Item 428. Last assessed to: Guadalupe Garcia Maria, a single individual. District 4/4 [\$17,267] Fund 65595 Excess Proceeds from Tax Sale.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Global Discoveries, Ltd., assignee for Guadalupe Garcia Maria, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 610174020-5;

(continued on page two)

BACKGROUND:

Summary

(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	\$ 17,267	\$ 0	\$ 17,267	\$ 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:

Karen L. Johnson

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Tavaglione, Stone and Ashley
Nays: None
Absent: Benoit
Date: September 23, 2014
xc: Treasurer, Auditor

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Prev. Agn. Ref.:

District: 4/4

Agenda Number:

9-12

FORM APPROVED COUNTY COUNSEL 7/17/14
DATE
BY: GREGORY P. PRIAMOS
Departmental Concurrence

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

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

FORM 11: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 189, Item 428. Last assessed to: Guadalupe Garcia Maria, a single individual. District 4/4 [\$17,267] Fund 65595 Excess Proceeds from Tax Sale.

DATE:

PAGE: Page 2 of 2

RECOMMENDED MOTION:

2. Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd., assignee for Guadalupe Garcia Maria in the amount of \$17,267.98, 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)

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 15, 2011 public auction sale. The deed conveying title to the purchasers at the auction was recorded May 18, 2011. 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 2, 2011, 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.

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

1. Claim from Global Discoveries, Ltd., assignee for Guadalupe Garcia Maria based on an Assignment of Right to Collect Excess Proceeds dated February 21, 2012 and a Grant Deed recorded December 12, 1985 as Instrument No. 279724.

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 Guadalupe Garcia Maria be awarded excess proceeds in the amount of \$17,267.98. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion.

Impact on Citizens and Businesses

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

ATTACHMENTS (if needed, in this order):

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

CLAIM SUMMARY

Date: February 24, 2012

To: Riverside County Treasurer and Tax Collector

Assessors Parcel Number: 610174020-5

Last Assessee: MARIA GUADALUPE GARCIA

Sale Date: 3/15/2011

TC: 189

Item Number: 428

Deadline: 5/18/2012

RECEIVED
2012 MAR 14 AM 9:26
RIVERSIDE COUNTY
TREAS-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. Grant Deed granting interest to Guadalupe Garcia Maria, a single individual as Document Number: 1985-279724, Recorded in Riverside County on 12/12/1985.
2. Declaration of one and the Same Person
3. Assignment of Rights To Collect Excess Proceeds signed by Guadalupe Garcia Maria
4. Claim form(s) signed by Global Discoveries
5. Photo ID for Assignor: Guadalupe Garcia Maria

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

- One warrant in the amount of \$17,267.98 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).

Certified Tracking Number: 7009-3410-0001-7917-8856



22752

Order No.
Escrow No.
Loan No.

Recording Requested By:

WHEN RECORDED MAIL TO:

Guadalupe Garcia Maria
P.O. Box 564
Mecca, CA 92254

RECEIVED FOR RECORD
AT 11:30 O'CLOCK A.M.

DEC 12 1985

Recorded in Official Records
of Riverside County, California
Willie E. Jones
RECORDER
File #

MAIL TAX STATEMENTS TO:

Guadalupe Garcia Maria
P.O. Box 564
Mecca, CA 92254

SPACE ABOVE THIS LINE FOR RECORDER'S USE

DOCUMENTARY TRANSFER TAX NO MONETARY CONSIDERATION

..... Computed on the consideration or value of property conveyed; OR
..... Computed on the consideration or value less liens or encumbrances
remaining at time of sale.

Signature of Deed Grantor or Agent determining tax - Firm Name

GRANT DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

IGNACIO GARCIA MARIA, an Individual and BARBARA GOMEZ, a Single Individual

hereby GRANT(S) to GUADALUPE GARCIA MARIA, a Single Individual

the real property in the City of Indio
County of Riverside

State of California, described as

Lot 9 of North Indio Ranchos No. 4, as shown by map on file in Book 34, page 56 of
Maps.

Better known as 82-685 Smoketree Ave., Indio, California

Dated NOVEMBER 4, 1985

STATE OF CALIFORNIA
COUNTY OF RIVERSIDE

On NOVEMBER 4, 1985

before me, the undersigned, a Notary Public in and for said State, personally appeared IGNACIO GARCIA MARIA
AND BARBARA GOMEZ

personally known to me (or proved to me on the basis of satisfactory
evidence) to be the person(s) whose name(s) I have subscribed to the
within instrument and acknowledged to me that he/she/they executed
the same.

WITNESS my hand and official seal.

Signature Betty J. Howard

Form 210

MAIL TAX STATEMENTS AS DIRECTED ABOVE

Ignacio Garcia Maria
IGNACIO GARCIA MARIA
Barbara Gomez
BARBARA GOMEZ



(This area for official notarial seal)

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. PLEASE SEE REVERSE SIDE OF THIS DOCUMENT FOR FURTHER INSTRUCTIONS.

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 610174020-5, Tax Sale Number, Item 428 sold at public auction on 3/15/2011. I understand that the total of excess proceeds available for refund is \$ 17,267.98+/-, and that I AM GIVING UP MY RIGHT TO FILE A CLAIM FOR THEM. FOR VALUABLE CONSIDERATION RECEIVED I HAVE SOLD THIS RIGHT OF COLLECTION (assignment) TO THE ASSIGNEE. 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.

Guadalupe Garcia Maria Guadalupe Garcia Maria
(Signature of Party of Interest/Assignor) (Date) 2-21-2012 (Name Printed)

Tax ID/SS# [REDACTED] 47600 Sunflower Street
(Address)

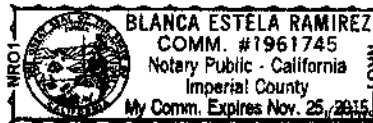
Indio, CA 92201
(City/State/Zip)

STATE OF CALIFORNIA)ss.
COUNTY OF RIVERSIDE) 760-574-2265
(Area Code/Telephone Number)

On 02/21/2012, before me, the undersigned, a Notary Public in and for said State, personally appeared GUADALUPE GARCIA MARIA Who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to 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.

Blanca Ramirez
(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.

[Signature]
(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 _____, before me, the undersigned, a Notary Public in and for said State, 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.

WITNESS my hand and official seal

[Signature]
(Signature of Notary)

See attached acknowledgment

(This area for official seal)

[REDACTED]

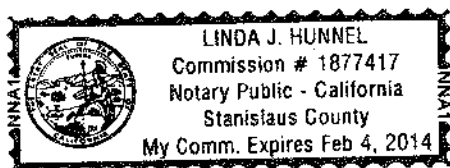
State of California

County of Stanislaus

On February 27, 2007 before me, Linda J. Hannel, Notary Public
Date Here Insert Name and Title of the Officer

personally appeared

Name(s) of Signer(s)



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:

Signature of Notary Public

Place Notary Seal and/or Stamp Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document:

Document Date:

Number of Pages:

Signer(s) Other Than Named Above:

Capacity(ies) Claimed by Signer(s)

Signer's Name:

Signer's Name:

- ☐ Corporate Officer — Title(s): _____
☐ Individual
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer is Representing:

- ☐ Corporate Officer — Title(s): _____
☐ Individual
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing:

CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX DEFAULTED PROPERTY

To: Riverside County Treasurer and Tax Collector

Assessor's Parcel No: 610174020-5

Item Number: 428

Default Number: TC 189

Date of Sale: 3/15/2011

The undersigned claimant, Global Discoveries, Ltd., claims \$17,267.98+/- 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 27th day of February, 2012 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)

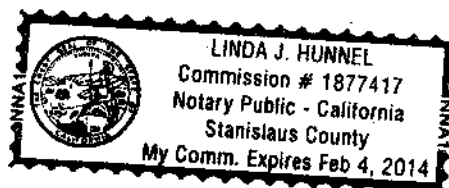
On February 27, 2012 before me, Linda J. Hunnel, Notary Public, personally appeared
(Date) (here insert name and title of the officer)

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



DECLARATION
OF ONE AND THE SAME PERSON

I, Guadalupe Garcia Maria, do hereby declare:

1. I am over the age of 18 and a resident of Indio, CA. The facts set forth herein are true of my own personal knowledge. If called to testify as a witness in a judicial proceeding, I could, and would, testify truthfully and competently thereto.
2. I am one and the same person as Maria Guadalupe Garcia, Maria G. Garcia and Maria Garcia.
3. I am one and the same person as Guadalupe Maria Garcia, Guadalupe M. Garcia and Guadalupe Garcia.
4. I am one and the same person as Guadalupe Garcia Maria, Guadalupe G. Maria and Guadalupe Maria.
5. I am one and the same person who is mentioned on the referenced Grant Deed as Document Number: 279724, Recorded in Riverside County on 12/12/1985.
6. I assigned the excess proceeds to Global Discoveries, Ltd., for Riverside County Assessors Parcel Number 610174020-5, on 2-21-2012.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 21 day of February, 2012, at Riverside, CA

x Guadalupe Garcia Maria
Guadalupe Garcia Maria

JURAT

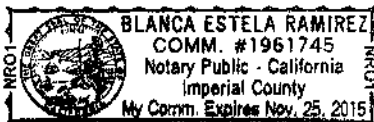
State of CALIFORNIA

County of RIVERSIDE

Subscribed and sworn to (or affirmed) before me on this

21 day of FEBRUARY, 20 12, by
Date Month Year
GUADALUPE GARCIA MARIA
Name of Signer

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



Signature

Blanca Estela Ramirez
Signature of Notary Public

(Place Notary Seal Above)

GD Number: 15539-164108