

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



**ITEM: 19.9
(ID # 12446)**

MEETING DATE:
Tuesday, May 23, 2023

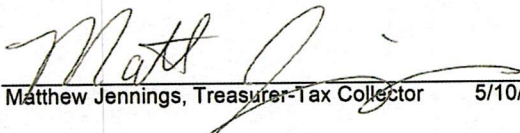
FROM : TREASURER-TAX COLLECTOR:

SUBJECT: TREASURER-TAX COLLECTOR: Public Hearing on the Recommendation for Distribution of Excess Proceeds for Tax Sale No. 212, Item 614. Last assessed to: Antonio Sabusap and Kimberly Ann Sabusap, husband and wife as joint tenants. District 3. [\$27,784-Fund 65595 Excess Proceeds from Tax Sale]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Global Discoveries, Ltd., Assignee for Kimberly Ann Rivera FKA Kimberly Ann Sabusap for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 548200008-9;
2. Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd., Assignee for Kimberly Ann Rivera FKA Kimberly Ann Sabusap in the amount of \$27,784.82, 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.
3. Authorize and direct the Treasurer-Tax Collector to transfer the unclaimed excess proceeds in the amount of \$27,784.82 to the County General Fund pursuant to Revenue and Taxation Code Section 4674,

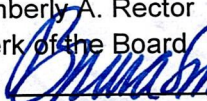
ACTION:Policy


Matthew Jennings, Treasurer-Tax Collector 5/10/2023

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Perez, and Gutierrez
Nays: None
Absent: None
Date: May 23, 2023
xc: Tax-Collector, Auditor Controller

Kimberly A. Rector
Clerk of the Board
By: 
Deputy

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STATE OF CALIFORNIA**

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$27,784	\$ 0	\$27,784	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale.			Budget Adjustment:	N/A
			For Fiscal Year:	22/23

C.E.O. RECOMMENDATION: Approve

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 May 1, 2018 public auction sale. The deed conveying title to the purchasers at the auction was recorded June 26, 2018. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on July 18, 2018, to parties of interest as defined in Section 4675 of said code. Parties of interest have been determined by an examination of Parties of Interest Reports, Assessor's and Recorder's records, as well as other, various research methods used to obtain current mailing addresses for these parties of interest.

Revenue and Taxation Code 4676 (b) states that the county shall make reasonable effort to obtain the name and last known mailing address of the parties of interest. Then, if the address of the party of interest cannot be obtained, the county shall publish notice of the right to claim excess proceeds in a newspaper of general circulation in the county as per Revenue and Taxation Code 4676 (c). The Treasurer-Tax Collector's office has made it a policy to take the following actions to locate the rightful party of the excess proceeds.

1. Examined Parties of Interest Reports to notify all parties of interest attached to the parcel.
2. Researched all last assessee's through the County's Property Tax System for any additional addresses.
3. Used Accurint (people finder) to notify any new addresses that may be listed for our last assessees.
4. Advertised in newspapers for three consecutive weeks in The Desert Sun, Palo Verde Valley Times, and The Press Enterprise referring any parties of interest to file a claim for the excess proceeds.
5. Sent out a certified mailing within 90 days as required by Revenue and Taxation Code 4675 (b).

According to Revenue and Taxation Code 4675 (a) Any party of interest in the property may file with the county a claim for the excess proceeds, in proportion to his or her interest held with others of equal priority in the property at the time of the sale, at any time prior to the expiration

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

of the one year following the recordation of the Tax Collector's deed to the Purchaser, which was recorded on June 26, 2018.

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

1. Claim from Global Discoveries, Ltd., Assignee for Kimberly Ann Rivera FKA Kimberly Ann Sabusap based on an Assignment of Right to Collect Excess Proceeds notarized June 26, 2019 and a Grant Deed recorded December 6, 1996 as Instrument No. 1996-463153.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that Global Discoveries, Ltd., Assignee for Kimberly Ann Rivera FKA Kimberly Ann Sabusap be awarded excess proceeds in the amount of \$27,784.82. Since there are no other claimants the unclaimed excess proceeds in the amount of \$27,784.82 will be transferred to the County General Fund. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion. Notice of this recommendation was sent to the claimant by certified mail.

Impact on Residents and Businesses

Excess proceeds will be released to a last assessee of the property and transferred to the County General Fund.

ATTACHMENTS (if any, in this order):

ATTACHMENT A. Claim Global


Stephanie Perez, Principal Management Analyst 5/17/2023


Kristine Bell-Valdez, Supervising Deputy County Counsel 5/3/2023

CLAIM SUMMARY

Date: June 26, 2019
To: Riverside County Treasurer and Tax Collector
Assessors Parcel Number: 548200008-9
Last Assessee: SABUSAP ANTONIO SABUSAP KIMBERLY ANN
Sale Date: 4/26/2018
TC: TC 212
Item Number: 614
Deadline: 6/26/2019

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 Antonio Sabusap and **Kimberly Ann Sabusap**, husband and wife as Joint Tenants as Document Number: 463153, Recorded on December 6, 1996 in Riverside County, CA.
2. Dissolution of Marriage between Antonio Sabusap and Kimberly Ann Sabusap
 - a. The **45260 Cash Dr., Hemet, CA 92544** address is referenced as Kimberly Ann Sabusap mailing address in the dissolution; this address is one and the same address listed on the above referenced Grant Deed.
 - b. The **45260 Cash Dr., Hemet, CA 92544** property was not distributed to either party within this dissolution; therefore the property remains as 50% ownership to each.
3. Certificate of Marriage for Kimberly Ann Rivera to reference last name; Sabusap to her current name; Rivera.
 - a. **This Vital Record is To Follow**
4. Affidavit signed by Kimberly Ann Rivera declaring under penalty of perjury her identity.
 - a. **Original Document is To Follow**
5. Assignment of Rights To Collect Excess Proceeds signed by Kimberly Ann Rivera f.k.a. Kimberly Ann Sabusap
 - a. **Original Document is To Follow**
6. Claim form(s) signed by Global Discoveries
7. Photo ID for Assignor: Kimberly Ann Rivera
 - a. **Photo ID is To Follow**

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

- One warrant in the amount of \$27,784.82 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, CA 95353-1748.

Please address questions regarding the attached claim(s) to Jed Byerly, Managing Member, at (209) 593-3913, or e-mail to jed@gd-ltd.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: 7018-0040-0000-8203-8508



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 548200008-9. Tax Sale Number TC 212, Item 614 sold at public auction on 4/26/2018. I understand that the total of excess proceeds available for refund is \$ 55,569.64 +/-, and that I AM GIVING UP MY RIGHT TO FILE A CLAIM FOR THEM. FOR VAUABLE 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.

[Signature]
 Signature of Party of Interest/Assignor _____ (Date) _____
 Tax ID/SS# _____

Kimberly Ann Rivera f.k.a. Kimberly Ann Sabusap
 (Name Printed)
634 S. Plumb Street
 (Address)
Aurora, MO, 65605
 (City/State/Zip)
417-229-2607
 (Area Code/Telephone Number)

CERTIFICATE OF ACKNOWLEDGEMENT OF NOTARY PUBLIC

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of Missouri
 County of Lawrence

On 6/25/2019 before me, Michelle Haff-Madeley, personally appeared
 (Date) (here insert name and title of the officer)

Kimberly Rivera, 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 Missouri that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.
[Signature] (seal)
 Signature of Notary Public



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, Managing Member of Global Discoveries Ltd.
 (Name Printed)
P.O. Box 1748
 (Address)
Modesto, CA 95353-1748
 (City/State/Zip)
 Phone: (209) 593-3913

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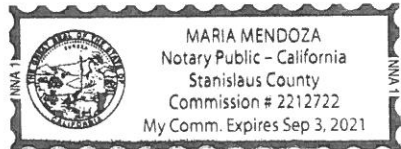
State of California
 County of Stanislaus

On 6/26/19 before me, Maria Mendoza, 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
 117-174 (3/85) (Ret-Perm)



CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX DEFAULTED PROPERTY

To: Riverside County Treasurer and Tax Collector

Assessor's Parcel No: 548200008-9

Tax Sale Number: TC 212

Item Number: 614

Date of Sale: 4/26/2018

The undersigned claimant, Global Discoveries, Ltd., claims \$27,784.82+/- 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 26th day of June, 2019 at Modesto, California.

By: [Signature]
Jed Byerly, Managing Member
Global Discoveries Ltd. Tax ID #
P.O. Box 1748
Modesto, CA 95353-1748

CERTIFICATE OF ACKNOWLEDGEMENT OF NOTARY PUBLIC

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State of California

County of Stanislaus

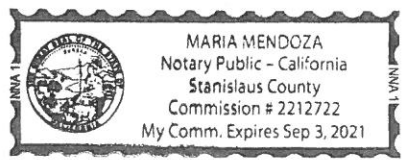
On 6/26/19 before me, Maria Mendoza, Notary Public, personally appeared
(Date) (here insert name and title of the officer)

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



RECORDING REQUESTED BY

ORANGE COAST

SURVEYORS
Monument Fund
\$10.00

463153
RECEIVED FOR RECORD
AT 2:00 O'CLOCK

(T)

AND WHEN RECORDED MAIL TO:
NAME Antonio Sabusap
STREET Kimberly Ann Sabusap
ADDRESS 45260 Cash St.
CITY Hemet, CA 92544
STATE
ZIP

PAID
Doc. Transfer Tax
FRANK K JOHNSON
Riv. Co. Recorder

DEC - 6 1996

Recorded in Official Records
of Riverside County, California
Fees \$ 9

THIS SPACE FOR RECORDER'S USE ONLY

GRANT DEED

The undersigned Grantor(s) declare(s) that the DOCUMENTARY
TRANSFER TAX IS: \$ 11.00 County, \$ City
x 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:
TRA: 071-024 The undersigned declares

Q-152585-2

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

Grantor/Seller W. H. HANBACK, a widower

hereby GRANT(S) to
Grantee/Buyer ANTONIO SABUSAP AND KIMBERLY ANN SABUSAP, husband and wife as
Joint Tenants

all that real property situated in the unincorporated area
(name of city or unincorporated area)
County of Riverside State of California, described as:

See Exhibit "A" attached hereto and made a part hereof for a complete legal
description.

Dated October 30, 1996

W. H. Hanback
W. H. Hanback

STATE OF CALIFORNIA)
COUNTY OF Riverside) ss

On 10/31/96 before me M. Contreras

personally appeared W. H. Hanback

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

M. CONTRERAS
Comm. #1097863
NOTARY PUBLIC CALIFORNIA
RIVERSIDE COUNTY
Comm. Exp. June 28 2100

WITNESS my hand and official seal.

Signature M. Contreras

(This area for official notary seal)

MAIL TAX M. Contreras

STATEMENTS TO: as shown above

NAME ADDRESS CITY, STATE & ZIP

##8/00-81 12/83

THIS FORM FURNISHED COURTESY OF ORANGE COAST TITLE COMPANIES

EXHIBIT "A"

The Westerly 100 feet, measured from the center line of Georgia Avenue, of that portion of the North 123 feet of the South 751 feet of Lot 80 of the Lands of the Fairview Land and Water Company, as shown by Map on file in Book 6 page 307 of Maps, San Diego County Records, lying West of a North and South line drawn 330 feet East of and parallel of 751 feet being measured from the North line of Acacia Avenue as shown on said Map;

EXCEPTING THEREFROM that portion thereof in Georgia Avenue.


Reserving unto the Grantor, her heirs, successors and/or assigns, a non-exclusive easement for road and public utility purposes with the right to convey same to others over, under and across the Southerly 20 feet of the property described herein.

AFFIDAVIT

I, Kimberly Ann Rivera f.k.a. Kimberly Ann Sabusap, do hereby declare:

1. I am over the age of 18 and a resident of Aurora, MO. 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 who is listed on the Grant Deed as Document Number: 463153, Recorded on December 6, 1996 in Riverside County, CA.
3. I assigned the excess proceeds to Global Discoveries, Ltd., for Riverside County Assessors Parcel Number 548200008-9.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 25 day of June, 2019, in Aurora, MO.


Kimberly Ann Rivera f.k.a. Kimberly Ann Sabusap

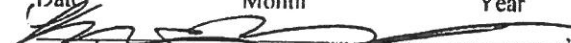
JURAT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of Missouri
County of Lawrence

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

25 day of June, 20 19, by
Date Month Year


Name of Signer

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



Signature 
Signature of Notary Public

USPS Tracking® FAQs > (<https://www.usps.com/faqs/uspstracking-faqs.htm>)

Track Another Package +

Tracking Number: 70180040000082038508

Remove X

Your item was picked up at a postal facility at 8:42 am on July 1, 2019 in RIVERSIDE, CA 92501.

Delivered

July 1, 2019 at 8:42 am
Delivered, Individual Picked Up at Postal Facility
RIVERSIDE, CA 92501

Feedback

Get Updates 

Text & Email Updates



Tracking History



July 1, 2019, 8:42 am

Delivered, Individual Picked Up at Postal Facility
RIVERSIDE, CA 92501

Your item was picked up at a postal facility at 8:42 am on July 1, 2019 in RIVERSIDE, CA 92501.

June 28, 2019, 9:44 am

Available for Pickup
RIVERSIDE, CA 92501

June 28, 2019, 8:52 am

Arrived at Unit
RIVERSIDE, CA 92501

June 27, 2019, 2:27 pm

Arrived at USPS Regional Facility
MORENO VALLEY CA DISTRIBUTION CENTER

June 27, 2019

In Transit to Next Facility

June 26, 2019, 10:19 pm

Arrived at USPS Regional Facility
SACRAMENTO CA DISTRIBUTION CENTER

Product Information

Feedback
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FAQs (<https://www.usps.com/faqs/uspstracking-faqs.htm>)