

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



**ITEM: 19.30
(ID # 21759)**

MEETING DATE:
Tuesday, May 23, 2023

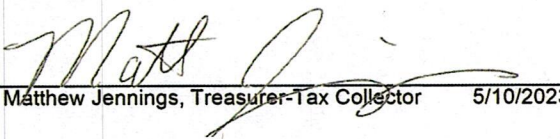
FROM : TREASURER-TAX COLLECTOR:

SUBJECT: TREASURER-TAX COLLECTOR: Public Hearing on the Recommendation for Distribution of Excess Proceeds for Tax Sale No. 214, Item 622. Last assessed to: W. Don Lawson, a married man as his sole and separate property and Ruben Grijalva, a single man, as joint tenants. District 4. [\$42,181-Fund 65595 Excess Proceeds from Tax Sale]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Global Discoveries, Ltd., Assignee for W. Don Lawson, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 611410034-4;
2. Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd., Assignee for W. Don Lawson in the amount of \$42,181.56 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 \$42,181.55 to the County General Fund pursuant to Revenue and Taxation Code Section 4674.

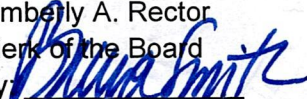
ACTION:Policy


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

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 42,181	\$ 0	\$ 42,181	\$ 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 June 4, 2019 public auction sale. The deed conveying title to the purchasers at the auction was recorded August 13, 2019. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on August 27, 2019, 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 title reports to notify all parties of interest attached to the parcel.
2. Researched all last assessees through the County's Property Tax System for any additional addresses.
3. Used Accurant (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 4676 (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 of the one year following the recordation of the Tax Collector's deed to the Purchaser, which was recorded on August 13, 2019.

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

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

1. Claim from Global Discoveries, Ltd., Assignee for W. Don Lawson based on an Assignment of Right to Collect Excess Proceeds notarized September 26, 2019 and a Grant Deed recorded July 30, 2004 as Instrument No. 2004-0592257.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that Global Discoveries, Ltd., Assignee for W. Don Lawson be awarded excess proceeds in the amount of \$42,181.56. Since there are no other claimants, the unclaimed excess proceeds in the amount of \$42,181.55 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 the last assessee of the property and transferred to the County General Fund

ATTACHMENTS (if any, in this order):

ATTACHMENT A. Claim Global


Stephanie P. C., Principal Management Analyst 5/17/2023


Kristine Bell-Valdez, Supervising Deputy County Counsel 5/4/2023

CLAIM SUMMARY

Date: September 19, 2019
To: Riverside County Treasurer and Tax Collector
Assessors Parcel Number: 611410034-4
Last Assessee: LAWSON W DON GRIJALVA RUBEN
Sale Date: 5/30/2019
TC: TC 214
Item Number: 622
Deadline: 8/13/2020

RECEIVED
2019 OCT -7 PM 12:20
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 W. Don Lawson, a married man as his sole and separate property and Ruben Grijalva a single man, as joint tenants, as Document Number: 2004-0592257, Recorded on 7/30/2004 in Riverside County, CA.
2. **Interspousal Grant Deed** granting interest to W. Don Lawrence a married man as his sole and separate property, as Document Number: 2004-0592258, Recorded on 7/30/2004 in Riverside County, CA.
3. Original Supporting Documentation showing W. Don Lawson reporting to the **78206 VARNER RD. #D135 PALM DESERT, CA 92211** address; which is one and the same address that Riverside county recognizes as the Tax mailing address for the above referenced parcel
4. Affidavit signed by W. Don Lawson under penalty of perjury declaring his identity as well as all his name variations
5. Assignment of Rights To Collect Excess Proceeds signed by W. Don Lawson
6. Claim form(s) signed by Global Discoveries
7. Photo ID for Assignor: W. Don Lawson

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

- One warrant in the amount of \$42,610.50 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: 7018-0680-0002-1911-2745



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 611410034-4 Tax Sale Number, Item 622 sold at public auction on 5/30/2019. I understand that the total of excess proceeds available for refund is \$ 85,221.00+/-, 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 of W. Don Lawson) (Date) 9/10/19 (Name Printed) W. Don Lawson (Address) 49140 Jordan St (City/State/Zip) Indio, CA, 92201 (Area Code/Telephone Number) 760-279-6820

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 California County of Riverside On Sept. 10th 2019 before me, Ashley Stucki, Notary Public, personally appeared W. Don Lawson (here insert name and title of the officer)

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

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 California County of Stanislaus On 9/26/19 before me, Maria Mendoza, Notary Public, personally appeared Jed Byerly (here insert name and title of the officer)

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. Maria Mendoza (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: 611410034-4
Tax Sale Number: TC 214
Item Number: 622
Date of Sale: 5/30/2019

The undersigned claimant, Global Discoveries, Ltd., claims \$42,610.50+/- 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 25th day of Sept, 2019 at Modesto, California.

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

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State of California

County of Stanislaus

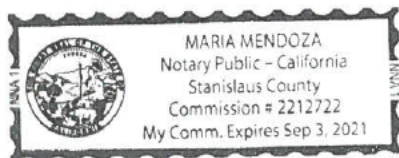
On 9/26/19 before me, Maria Mendoza, Notary Public, personally appeared
(Date) (here insert name and title of the officer)

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:
SOUTHLAND TITLE - INLAND EMPIRE (Title)

AND WHEN RECORDED MAIL TO:

Don Lawson et al.
73960 Hwy 111 Suite 4
Palm Desert, CA 92260

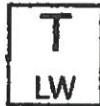
Order No.: 64601626
Escrow No.: iwps11257-CM
A.P.N.: 611-410-034-4

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GRANT DEED

20



THE UNDERSIGNED GRANTOR(S) DECLARE(S)
DOCUMENTARY TRANSFER TAX IS \$216.70

- computed on full value of property conveyed, or
- computed on full value less value of liens or encumbrances remaining at time of sale.
- unincorporated area City of Indio

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
Indio Industrial Park, a California Corporation

hereby GRANT(S) to W. Don Lawson, a married man as his sole and separate property
and Ruben Grijalva, a single man, as joint tenants.

the following described real property in the County of Riverside, State of California
Parcel 3 of Parcel Map 14267, in the City of Indio, County of Riverside, State of California, as
per Map recorded in Book 76, Page 27 and 28 of Parcel Maps, in the Office of the County
Recorder of said County.

Dated: June 4, 2004

STATE OF CALIFORNIA

COUNTY OF Riverside) ss.

On July 9, 2004 before me
Carin L. Moon
a Notary Public in and for said County and State, personally
appeared Sherman A. Smith

Indio Industrial Park, a California
Corporation

Sherman A. Smith
By: Sherman A. Smith, Secretary

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 Carin
Signature of Notary

(This area for official notary seal)

MAIL TAX STATEMENTS AS DIRECTED ABOVE

**ILLEGIBLE NOTARY SEAL DECLARATION
GOVERNMENT CODE 27361.7**

I CERTIFY UNDER PENALTY OF PERJURY THAT THE NOTARY SEAL ON THE DOCUMENT WHICH THIS STATEMENT IS ATTACHED, READS AS FOLLOWS:

NAME OF NOTARY: Carin L. Moon

COUNTY WHERE BOND IS FILED: Riverside

DATE COMMISSION EXPIRES: November 19, 2006

PLACE OF EXECUTION OF THIS DECLARATION: San Bernardino

DATE: 7-28-04

COMMISSION NUMBER: 1385910

SOUTHLAND TITLE


JENNIFER ELLIS
TITLE ASSISTANT

AFFIDAVIT

I, W. Don Lawson, 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, W. Don Lawson am one and the same person who is listed on Grant Deed as Document Number: 2004-0592257, recorded on 7/30/2004 in Riverside County, CA.
3. I, W. Don Lawson am one and the same person as W. Lawson, Willard Don Lawson and Don W. Lawson and Don Lawson.
4. I assigned the excess proceeds to Global Discoveries, Ltd., for Riverside County Assessors Parcel Number 611410034-4.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 10th day of Sept., 2019, in Riverside, County, CA.

x 
W. Don Lawson

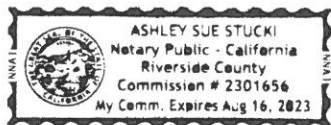
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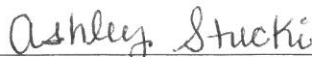
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State of California
County of Riverside

Subscribed and sworn to (or affirmed) before me on this
10th day of September, 2019, by
Date Month Year
W. Don Lawson
Name of Signer

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



Signature 
Signature of Notary Public

(Place Notary Seal Above)