

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

953A



FROM: Don Kent, Treasurer/Tax Collector

SUBMITTAL DATE:
JUN 02 2014

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 192, Item 941. Last assessed To: Pine Crest Holdings LLC. District 4/5 [\$87,169] Fund 65595 Excess Proceeds from Tax Sale.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Pine Crest Holdings LLC for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 644240020-6;

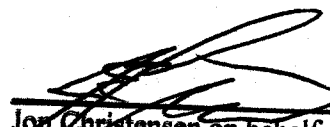
(continued on page two)


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)


Jon Christensen on behalf of Don Kent,
Treasurer-Tax Collector

FORM APPROVED COUNTY COUNSEL
BY:  DALE A. GARDNER
DATE: 6/12/14
Departmental Concurrence

| FINANCIAL DATA | Current Fiscal Year | Next Fiscal Year | Total Cost | Original Cost | POLICY (CONSULT per Exec. Office) |
|------------------------|---------------------|------------------|------------|---------------|---|
| COST | \$ 87,169 | \$ 0 | \$ 87,169 | \$ 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

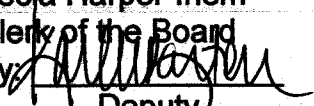
BY:  7/8/14
Samuel Wong

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: Jeffries
Date: July 15, 2014
xc: Treasurer, Auditor

Kecja Harper-Ihem
Clerk of the Board
By: 
Deputy

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

Prev. Agn. Ref.: District: 4/5 **Agenda Number:**

9-17

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 941. Last assessed To: Pine Crest Holdings LLC. District 4/5 [\$87,169] Fund 65595 Excess Proceeds from Tax Sale.

DATE: JUN 02 2014

PAGE: Page 2 of 2

RECOMMENDED MOTION:

2. Authorize and direct the Auditor-Controller to issue a warrant to Pine Crest Holdings LLC in the amount of \$87,169.35, 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)

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

1. Claim from Pine Crest Holdings LLC based on a Trustee's Deed Upon Sale recorded January 10, 2012 as Instrument No. 2012-0011373.

Pursuant to Section 4675 (a) of the California Revenue and Taxation Code, it is the recommendation of this office that Pine Crest Holdings LLC be awarded excess proceeds in the amount of \$87,169.35. 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 FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY
(SEE REVERSE SIDE FOR FURTHER INSTRUCTIONS)

To: Don Kent, Treasurer-Tax Collector

Re: Claim for Excess Proceeds

TC 192 Item 941 Assessment No.: 644240020-6

Assessee: FRAZIER, ERROL D TR & NIKOLAI, LINDA TR

Situs: 13383 MOUNTAIN TOP CT DSRT HOT SPG

Date Sold: March 20, 2012

Date Deed to Purchaser Recorded: May 11, 2012

Final Date to Submit Claim: May 13, 2013

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$ 87,169³⁵ from the sale of the above mentioned real property. I/We were the lienholder(s), property owner(s) [check in one box] at the time of the sale of the property as is evidenced by Riverside County Recorder's Document No. 2012-2011373; recorded on 1-10-2012. A copy of this document is attached here to. I/We are the rightful claimants by virtue of the attached assignment of interest. I/We have listed below and attached hereto each item of documentation supporting the claim submitted.

NOTE: YOUR CLAIM WILL NOT BE CONSIDERED UNLESS THE DOCUMENTATION IS ATTACHED.

I, Joan E Jones, sole member and manager of Pine Crest Holding LLC - (Articles)
do swear under oath that my interest in said property is \$87,169³⁵
ENCLOSED: Recorded Trustee Deed. (2) Articles of Organization
w/ minutes + Proof of renewal. (Payments Received 0)

If the property is held in Joint Tenancy, the taxsale process has severed this Joint Tenancy, and all Joint Tenants will have to sign the claim unless the claimant submits proof that he or she is entitled to the full amount of the claim, the claimant may only receive his or her respective portion of the claim.

I/We affirm under penalty of perjury that the foregoing is true and correct.

Executed this 7th day of November, 2012 at Utah County, Utah
County, State

Joan E Jones
Signature of Claimant

JOAN E. JONES
Print Name

2232 Ranch Road
Street Address

Eagle Mtn, UT 84005
City, State, Zip

801-455-4422
Phone Number

[Signature]
Signature of Claimant

[Signature]
Print Name

[Signature]
Street Address

[Signature]
City, State, Zip

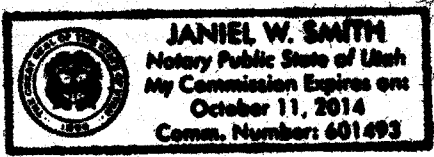
[Signature]
Phone Number

Notarized Signatures
Attached

State of Utah

County of Utah

On this 7th day of November, 2012, personally appeared before me,
Joan E. Jones, proved to me on the basis of satisfactory evidence to be the
person(s) whose name(s) is (are) subscribed to on this instrument, and acknowledged that
he (she) (they) executed the same.



Janiel W. Smith
Notary Public

My commission expires Oct. 11, 2014

Trustee's Deed Upon Sale
1 | Page

DOC # 2012-0011373
01/10/2012 02:27P Fee:18.00
Page 1 of 2 Doc T Tax Paid
Recorded in Official Records
County of Riverside
Larry W. Ward
Assessor, County Clerk & Recorder



22

Recording requested by:

When recorded mail to:

PINE CREST HOLDINGS LLC
2232 RANCH ROAD
EAGLE MOUNTAIN, UT 84005

| S | R | U | PAGE | SIZE | DA | MISC | LONG | RFD | COPY |
|-------------|---|---|------|------|----------|------|------|------|------|
| | | | 2 | | | | | | 4 |
| M | A | L | 465 | 426 | PCOR | NCOR | SMF | NCHG | EXAM |
| DTT: \$7425 | | | | | VDT: 014 | | CTY | UNI | 606 |

Forward tax statements to the address given above

TS No.: CA-10-372556-VF
Order No.: 100411115-CA-GTI

Space above this line for recorders use

Trustee's Deed Upon Sale

A.P.N.: 644-240-020-6

Transfer Tax:

The undersigned grantor declares:

The grantee herein **WASN'T** the foreclosing beneficiary.

The amount of the unpaid debt together with costs was: **\$311,471.84**

The amount paid by the grantee at the trustee sale was: **\$67,100.00**

The documentary transfer tax is: **None**

Said property is in the City of: **DESERT HOT SPRINGS, County of RIVERSIDE**

QUALITY LOAN SERVICE CORPORATION, as Trustee, (whereas so designated in the Deed of Trust hereunder more particularly described or as duly appointed Trustee) does hereby **GRANT** and **CONVEY** to

PINE CREST HOLDINGS LLC

(herein called Grantee) but without covenant or warranty, expressed or implied, all right title and interest conveyed to and now held by it as Trustee under the Deed of Trust in and to the property situated in the county of **RIVERSIDE**, State of California, described as follows:

LOT 20, TRACT NO. 30730-1, IN THE CITY OF DESERT HOT SPRINGS, COUNTY OF RIVERSIDE STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 349, PAGES 36 THROUGH 30 OFFICIAL RECORDS OF RIVERSIDE COUNTY. EXCEPTING THEREFROM ALL OIL, GAS, MINERALS AND OTHER HYDROCARBON SUBSTANCES BELOW A DEPTH OF 500 FEET, WITHOUT RIGHTS OF SURFACE ENTRY, AS RESERVED IN INSTRUMENTS OF RECORD.

This conveyance is made in compliance with the terms and provisions of the Deed of Trust executed by **ERROL D. FRAZIER, A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY**, as trustor, dated **12/11/2006**, and recorded on **12/29/2006** as instrument number **2006-0952044**, in Book xxx, Page xxx of Official Records in the office of the Recorder of **RIVERSIDE**, California, under the authority and powers vested in the Trustee designated in the Deed of Trust or as the duly appointed trustee, default having occurred under the Deed of Trust pursuant to the Notice of Breach and Election to Sell under the Deed of

Trust recorded on 7/9/2010, instrument no 10-0323432, Book xxx, Page xxx, of Official records. Trustee having complied with all applicable statutory requirements of the State of California and performed all duties required by the Deed of Trust including sending a Notice of Default and Election to Sell within ten/thirty days after its recording and a Notice of Sale at least twenty days prior to the Sale Date by certified mail, postage pre-paid to each person entitled to notice in compliance with California Civil Code 2924b

Default occurred as set forth in a Notice of Default and Election to Sell which was recorded in the office of the Recorder of said County.

All requirements of law regarding the mailing of copies of notices or the publication of a copy of the Notice of Default or the personal delivery of the copy of the Notice of Default and the posting and publication of copies of the Notice of Sale have been complied with.

Said property was sold by said Trustee at public auction on 9/15/2011 at the place named in the Notice of Sale, in the County of RIVERSIDE, California, in which the property is situated. Grantee, being the highest bidder at such sale, became the purchaser of said property and paid therefore to said trustee the amount being \$67,100.00 in lawful money of the United States, or by the satisfaction, pro tanto, of the obligations then secured by said Deed of Trust.

Date: 9/20/11

QUALITY LOAN SERVICE CORPORATION

By: Carmelita Nunez
Carmelita Nunez, Assistant Secretary

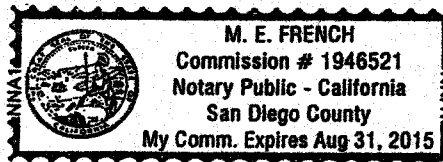
State of: California
County of: San Diego

On 9/20/11 before me, M.E. French a notary public, personally appeared Carmelita Nunez, 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 M.E. French (Seal)
M.E. French



THIS OFFICE IS ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.



LLC

**ARTICLES OF ORGANIZATION
OF
Pine Crest Holdings, LLC**

The undersigned person(s) do hereby adopt the following Articles of Organization for the purpose of forming a Utah Limited Liability Company.

Article I

The name of the limited liability company is to be Pine Crest Holdings, LLC

Article II

**The purpose or purposes for which the company is organized is to engage in:
To buy properties to fix and resell**

The Company shall further have unlimited power to to engage in or to perform any and all lawful acts pertaining to the management of any lawful business as well as to engage in and to do any lawful act concerning any and all lawful business for which a Limited Liability Company may be organized under the Utah Limited Liability Company Act and any amendments thereto.

Article III

The Company shall continuously maintain an agent in the State of Utah for service of process who is an individual residing in said state. The name and address of the initial registered agent shall be:

(Registered Agent Name & Address)
Joan Elizabeth Jones
2232 Ranch Road
Eagle Mountain, UT, 84005

ACCEPTANCE OF APPOINTMENT:

Joan Elizabeth Jones
Registered Agent Signature

The Director of the Division of Corporations and Commercial Code of the Department of Commerce for the State of Utah is appointed the registered agent of the Company for the service of process if the registered agent has resigned, the registered agent's authority has been revoked, or the registered agent cannot be found or served with the exercise of reasonable diligence.

Article IV

Name, Street address & Signature of all members/managers

Manager #1
Joan Elizabeth Jones
2232 Ranch Road
Eagle Mountain, UT 84005
Joan Elizabeth Jones
Signature

DATED 18 August, 2011.

Article V

Management statement

This limited liability company will be managed by its Managers

Article VI

Address of the designated office
2232 Ranch Road
Eagle Mountain, UT 84005

Article VII

The Company shall keep at its designated office or a statement that the company's registered office shall be its designated office, which records include, but are not limited to the following:

Article VII.1

A current list, in alphabetical order, of the names and current business street address of each Organizer who is not a member or manager.

Article VII.2

A copy of the stamped Articles of Organization and all certificates of amendment thereto.

Article VII.3

Copies of all tax returns and financial statements of the Company for the past 3 years. A Limited Liability Company is also required to maintain copies of financial statements, if any, for the three most recent years, as well as a copy of the operating agreement.

Article VIII

The street address of the principal place of business is:

2232 Ranch Road
Eagle Mountain, UT 84005

Article IX

The duration of the company shall be 30 years




State of Utah
Department of Commerce
Division of Corporations & Commercial Code

This certifies that this registration has been filed and approved on 18, August 2011 in the office of the Division and hereby issues this Certification thereof.

A handwritten signature in cursive script that reads "Kathy Berg".

KATHY BERG
Division Director

Under GRAMA {63-2-201}, all registration information maintained by the Division is classified as public record. For confidentiality purposes, the business entity physical address may be provided rather than the residential or private address of any individual affiliated with the entity.

 **IRS** DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
CINCINNATI OH 45999-0023

Date of this notice: 08-18-2011

Employer Identification Number:
[REDACTED]

Form: SS-4

Number of this notice: CP 575 G

For assistance you may call us at:
1-800-829-4933

PINE CREST HOLDINGS
JOAN E JONES SOLE MBR
2232 RANCH ROAD
EAGLE MOUNTAIN, UT 84005

IF YOU WRITE, ATTACH THE
STUB AT THE END OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN [REDACTED]. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

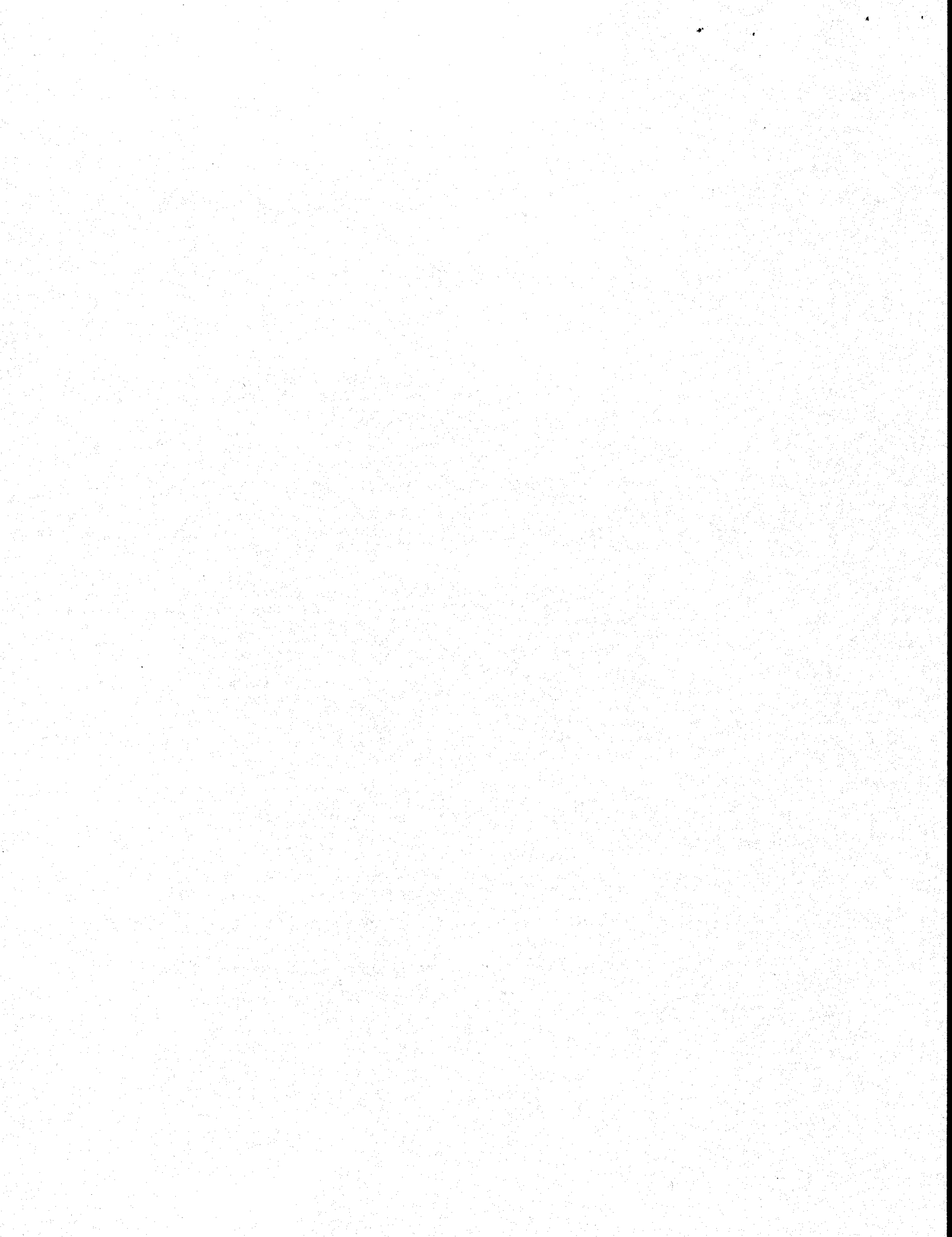
A limited liability company (LLC) may file Form 8832, *Entity Classification Election*, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, *Election by a Small Business Corporation*. The LLC will be treated as a corporation as of the effective date of the S corporation election and does not need to file Form 8832.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

IMPORTANT REMINDERS:

- * Keep a copy of this notice in your permanent records. This notice is issued only one time and the IRS will not be able to generate a duplicate copy for you.
- * Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- * Refer to this EIN on your tax-related correspondence and documents.

If you have questions about your EIN, you can call us at the phone number or write to us at the address shown at the top of this notice. If you write, please tear off the stub at the bottom of this notice and send it along with your letter. If you do not need to write us, do not complete and return the stub. Thank you for your cooperation.





EIN Assistant

Your Progress: 1. Identity 2. Authenticate 3. Addresses 4. Details 5. EIN Confirmation

Summary of your information

Please review the information you are about to submit. If any of the information below is incorrect, you will need to start a new application.

Click the "Submit" button at the bottom of the page to receive your EIN.

Organization Type: LLC

LLC Information

| | |
|--|---------------------|
| Legal name: | PINE CREST HOLDINGS |
| County: | UTAH |
| State/Territory: | UT |
| Start date: | AUGUST 2011 |
| State/Territory where articles of organization are (or will be) filed: | UT |

Addresses

| | |
|--------------------|--|
| Physical Location: | 2232 RANCH ROAD EAGLE MOUNTAIN UT 84005 |
| Phone Number: | 801-455-4422 |

Responsible Party

| | |
|-----------|-----------------------|
| Name: | JOAN E JONES SOLE MBR |
| SSN/ITIN: | [REDACTED] |

Principal Business Activity

| | |
|---------------------------------------|-------------------------|
| What your business/organization does: | REAL ESTATE |
| Principal products/services: | PURCHASE FIX AND RESELL |

Additional LLC Information

| | |
|---|------------------------|
| Owens a 55,000 pounds or greater highway motor vehicle: | NO |
| Involves gambling/wagering: | NO |
| Involves alcohol, tobacco or firearms: | NO |
| Files Form 720 (Quarterly Federal Excise Tax Return): | NO |
| Has employees who receive Forms W-2: | NO |
| Reason for Applying: | STARTED A NEW BUSINESS |

We strongly recommend you print this summary page for your records as this will be your only copy of the application. You will not be able to return to this page after you click the "Submit" button.

**MINUTES OF THE FIRST MEETING
OF THE MANAGERS AND MEMBERS OF
PINE CREST HOLDINGS LLC**

The First Meeting of the Manger and Members of Pine Crest Holdings LLC, a Limited Liability Company (hereafter referred to as the 'Company'), was held at the date and time indicated below by the Managing Manager of Pine Crest Holdings LLC, being physically present, ratified the following:

Present at the meeting was Joan E. Jones, sole Member

The purpose of this company is to engage in any lawful acts or activities for which a Limited Liability Company may be formed under the laws of the State of Utah.

RESOLVED that Joan E. Jones is sole Member and Managing Manager

RESOLVED that the Manager has all authority to open a checking account, savings, credit card, and/or investment account(s) to maximize the return for this company, in any financial institution in the State of Utah and in other locations deemed necessary.

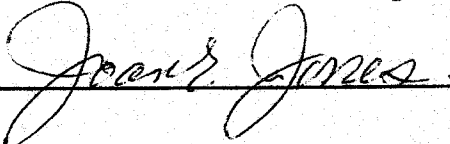
RESOLVED that individual acts of Joan E. Jones, as sole Member/Manager, on behalf of the Company are adopted as acts of the Company, including acts prior to, or subsequent to the organization of the Company are fully approved.

RESOLVED that the fiscal year of this Company shall commence on January 1st and end on December 31st of each year and that the Annual Meeting of the Manager and subsequent Members is scheduled for the first weekend in of the anniversary of the Company and shall be held in Salt Lake City, Utah unless changed by the Manager.

RESOLVED that the Company may at the discretion of the Manager, purchase such Insurance plans for Health, Life and others as deemed appropriate or necessary. Payments for said Plans(s) shall be made directly from the general accounts of the Company.

There being no further business all the above Resolutions are approved.

Dated: 8-20-2011 Time: 3:10pm Location: Eagle Mtn, UT

Joan E. Jones, Manager: 

The following renewals will be updated in our system within seven days
Please print the following receipt for your records

Summary For:

Business Name: PINE CREST HOLDINGS, LLC

Entity Number: 8078548-0160

Business Renewed: 08/10/2012

Business Entity Information

Entity Number: 8078548-0160

Renewal Fee: \$15.00

Entity Name: PINE CREST HOLDINGS,
LLC

Total Fee
Paid: \$15.00

Signature: Joan Elizabeth Jones

RENEWED

POSTAGE REQUIRED.

PLEASE PRESS FIRMLY

e
Envelo
and Internati
s.com

P

US POSTAGE AND FEES PAID
NOV 7 2012 Mailed from ZIP 84045
Flat Rate Envelope, Priority Mail
Commercial Base Price



endicia.com 071V00854220



USPS PRIORITY MAIL®

TREASURER TAX COLLECTOR 9006

Joan Jones
2232 Ranch Rd
Eagle Mountain UT 84005-4118

NOV 13 2012

RECEIVED

SHIP Riverside County Treasurer
TO: Attn : Adrian Potenciano - *TAX SALE OPERATIONS*
PO Box 12005
Riverside, CA 92502-2205

:/Destinataire:

USPS TRACKING #



9405 5102 0088 1543 1811 06

Country of Destination

Part # 156297-435 RI 2011