

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



ITEM: 21.10
(ID # 24820)

MEETING DATE:
Tuesday, January 28, 2025

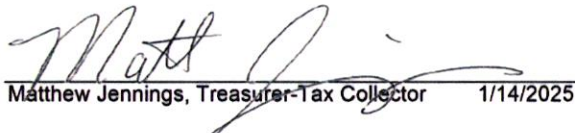
FROM : TREASURER-TAX COLLECTOR

SUBJECT: TREASURER-TAX COLLECTOR: Public Hearing on the Recommendation for Distribution of Excess Proceeds for Tax Sale No. 218, Items 604 & 605. Last assessed to: Desert Recovery, LLC. District 4. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Deny the claims from Floyd J. and Leilani M. Vail, Agents for Desert Recovery, LLC, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcels 675363001 & 675363002; and
2. Authorize and direct the Treasurer-Tax Collector to transfer the unclaimed excess proceeds in the amount of \$87,301.38 to the County General Fund pursuant to Revenue and Taxation Code Section 4674.


ACTION:Policy


Matthew Jennings, Treasurer-Tax Collector 1/14/2025

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Medina, Spiegel, Washington, Perez and Gutierrez
Nays: None
Absent: None
Date: January 28, 2025
xc: Tax Collector

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	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS:			Budget Adjustment:	NO
			For Fiscal Year:	24/25

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 April 26, 2022 public auction sale. The deed conveying title to the purchasers at the auction was recorded July 7, 2022. 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 19, 2022 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 Section 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 Section 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 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 Section 4676 (b).

According to Revenue and Taxation Code Section 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

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

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 July 7, 2022.

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

1. Claims from Floyd J. and Leilani M. Vail, Agents for Desert Recovery, LLC based on a Grant Deed in Lieu of Foreclosure recorded March 3, 2009 as Instrument No. 2009-0101762.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that the claims from Floyd J. and Leilani M. Vail, Agents for Desert Recovery, LLC be denied since at the time the claim was filed and at all relevant times since, the company was Franchise Tax Board suspended, per California Secretary of State Business Search, which deprives it of all rights, privileges, and powers and it has no right or authority to file an administrative claim for the excess proceeds. Since there are no other claimants the unclaimed excess proceeds in the amount of \$87,301.38 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.

EP 218-604	PIN: 675363001	\$ 43,650.69
EP 218-605	PIN: 675363002	\$ 43,650.69
Grand Total:		\$ 87,301.38

Impact on Residents and Businesses

Excess proceeds will be transferred to the County General Fund.

ATTACHMENTS (if any, in this order):

ATTACHMENT A. Claim Vail

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STATE OF CALIFORNIA

Cesar Bernal
Cesar Bernal, PRINCIPAL MGMT ANALYST 1/14/2025

Aaron Gettis
Aaron Gettis, Chief of Deputy County Counsel 5/6/2024

CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY

To: Matthew Jennings, Treasurer-Tax Collector

Re: Claim for Excess Proceeds

TC 218 ITEM 604 Parcel Identification Number: 675363001

Assessee: DESERT RECOVERY

Situs:

Date Sold: April 26, 2022

Date Deed to Purchaser Recorded: July 7, 2022

Final Date to Submit Claim: July 7, 2023

RECEIVED

2023 MAR 17 PM 6:38

RIVERSIDE COUNTY
TREAS-TAX COLLECTOR

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$ 46,122 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 2022-0304238; recorded on 7/7/2022. A copy of this document is attached hereto. 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.

NOTICE OF SALE OF TAX-DEFAULTED PROPERTY
STATE OF CA., SEC OF STATE LLC STATEMENT OF INFO & LLC PROCEEDS ORG
NOTICE INFO, BANK STATEMENT, DRIVERS LIC, PROP TAX STATEMENT
GRANT DEED

If the property is held in Joint Tenancy, the tax sale 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 11 day of MARCH, 2023 at ARIZONA, CO.
County, State

Signature of Claimant

FLOYD J. VAIL

Print Name

473 EASY ST.

Street Address

PAGOSA SPRINGS, CO 81147

City, State, Zip

(760) 835-1041

Phone Number

FJVA12@MSN.COM

Email Address

Signature of Claimant

LEILANI M. VAIL

Print Name

473 EASY ST.

Street Address

PAGOSA SPRINGS, CO 81147

City, State, Zip

(760) 641-8299

Phone Number

LEILANIMVAIL@GMAIL.COM

Email Address

CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY

To: Matthew Jennings, Treasurer-Tax Collector

Re: Claim for Excess Proceeds

TC 218 ITEM 605 Parcel Identification Number: 675363002

Assessee: DESERT RECOVERY

Situs:

Date Sold: April 26, 2022

Date Deed to Purchaser Recorded: July 7, 2022

Final Date to Submit Claim: July 7, 2023

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$ 46,122 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. 2022-0304521; recorded on 7/7/2022. A copy of this document is attached hereto. 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.

NOTICE OF SALE OF TAX-DEFAULTED PROPERTY

STATE OF CA. SEC. OF STATE LLC STATEMENT OF INFO & LLC ARTICLES OF ORG.

INCOME TAX INFO, BANK STATEMENT, DRIVERS LIC., PROP TAX STATEMENT
GRANT DEED

If the property is held in Joint Tenancy, the tax sale 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 11 day of MARCH, 2023 at ARCHULETA, CO
County, State

Signature of Claimant

FLOYD J. VAIL
Print Name

473 EASY ST.
Street Address

PAGOSA SPRINGS, CO 81147
City, State, Zip

(760) 835-1041
Phone Number

FJVAILE@MSN.COM
Email Address

Signature of Claimant

LEILANI M. VAIL
Print Name

473 EASY ST.
Street Address

PAGOSA SPRINGS, CO. 81147
City, State, Zip

(760) 641-8299
Phone Number

LEILANIMVAIL@GMAIL.COM
Email Address

RECORDING REQUESTED BY:
First American Title Company

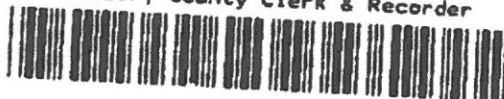
AND WHEN RECORDED MAIL TO:

DESERT RECOVERY LLC
61150 SCENIC DR.
MOUNTAIN CENTER CA. 92561

DOC # 2009-0101762
03/03/2009 08:00A Fee:12.00
Page 1 of 2

Recorded in Official Records
County of Riverside

Larry W. Ward
Assessor, County Clerk & Recorder



S	R	U	PAGE	SIZE	DA	MISC	LONG	RFD	COPY
1			2						
M	A	L	465	426	PCOR	NCOR	SMF	NCHG	EXAM
									033

Title Order No.: 322885 9 Escrow
GRANT DEED IN LIEU OF FORECLOSURE

THE UNDERSIGNED GRANTOR(S) DECLARE(S)

DOCUMENTARY TRANSFER TAX is \$NONE

[X] computed on full value of property conveyed, ()

[X] City of CATHEDRAL CITY

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

JOHNSON GO AND MARY GO, HUSBAND AND WIFE

hereby GRANT(s) to: **DESERT RECOVERY, A California Limited Liability Company**

the real property in the City of Cathedral City, County of Riverside, State of California, described as:
Lots 316 and 317, PALM SPRINGS PANORAMA TRACT UNIT #1 As per map on file recorded in Book 38 pages
83 through 86 inclusive of Maps in the office of the County Recorder of Riverside County, California.

Also Known as: APN 675 363 002-6 AND 675 363 001-5

**THIS DEED IS AN ABSOLUTE CONVEYANCE, GRANTOR HAVING SOLD SAID LAND TO THE GRANTEEES
FOR A FAIR AND ADEQUATE CONSIDERATION, SUCH CONSIDERATION IN ADDITION TO THAT ABOVE
RECITED, BEING A FULL SATISFACTION OF ALL OBLIGATIONS SECURED BY THE NOTE AND TRUST
DEED EXECUTED BY JOHNSON GO AND MARY GO TO COMMERCE TITLE COMPANY, a California
Corporation, AS TRUSTEE NAMING DESERT RECOVERY LLC, AS BENEFICIARY, AND RECORDED ON 2-
23-2005, INSTR. # 2005-0145071, OFFICIAL RECORDS OF RIVERSIDE COUNTY. GRANTORS DECLARE
THIS CONVEYANCE IS FREELY & FAIRLY MADE, THAT THERE ARE NO AGREEMENTS, ORAL OR
WRITTEN, OTHER THAN THIS DEED, BETWEEN GRANTOR AND GRANTEEES WITH RESPECT TO SAID
LAND.**

DATED February 11, 2009

STATE OF CALIFORNIA
COUNTY OF Riverside

On _____

Before me, _____

A Notary Public in and for said State, personally appeared
see attached acknowledgment _____

Johnson Go
JOHNSON GO

Mary Go
MARY GO

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.

(This area for official notarial seal)

MAIL TAX STATEMENTS TO PARTY SHOWN BELOW; IF NO PARTY SHOWN, MAIL AS DIRECTED ABOVE:

ACKNOWLEDGMENT

State of California

County of RIVERSIDE

On 2/26/09 before me, A. ELORDE

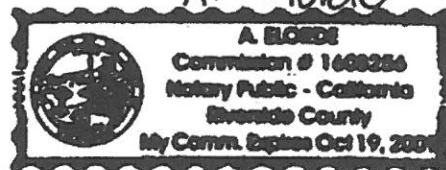
A Notary Public in and for said State personally appeared JOHNSON GO,
AND MARY GO

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 



1608256
exp. 10/19/09
(Seal)

Home

Search

Forms

Help

Business Search

The California Business Search provides access to available information for **corporations, limited liability companies and limited partnerships** of record with the California Secretary of State, with **free PDF copies** of over 17 million imaged business entity documents, including the most recent imaged Statements of Information filed for Corporations and Limited Liability Companies.

Currently, information for Limited Liability Partnerships (e.g. law firms, architecture firms, engineering firms, public accountancy firms, and land survey firms), General Partnerships, and other entity types are **not contained** in the California Business Search. If you wish to obtain information about LLPs and GPs, submit a Business Entities Order paper form to request copies of filings for these entity types. Note: This search is not intended to serve as a name reservation search. To reserve an entity name, select Forms on the left panel and select Entity Name Reservation ? Corporation, LLC, LP.

Basic Search

A Basic search can be performed using an entity name or entity number. When conducting a search by an entity number, where applicable, **remove "C"** from the entity number. Note, **a basic search will search only ACTIVE entities** (Corporations, Limited Liability Companies, Limited Partnerships, Cooperatives, Name Reservations, Foreign Name Reservations, Unincorporated Common Interest Developments, and Out of State Associations). The basic search performs a contains ?keyword? search. The Advanced search allows for a ?starts with? filter. To search entities that have a status other than active or to refine search criteria, use the **Advanced** search feature.

Advanced Search

An Advanced search is required when searching for publicly traded disclosure information or a status other than active.

An Advanced search allows for searching

[Skip to main content](#) State

DESERT RECOVERY, LLC
(199713610048)



Request
Certificate

Initial Filing Date	05/16/1997
Status	Suspended - FTB
Standing - SOS	Good
Standing - FTB	Not Good
Standing - Agent	Good
Standing - VCFCF	Good
Inactive Date	05/01/2018
Formed In	CALIFORNIA
Entity Type	Limited Liability Company - CA
Principal Address	61150 SCENIC DRIVE MOUNTAIN CENTER, CA 92561
Mailing Address	61150 SCENIC DRIVE MOUNTAIN CENTER, CA 92561
! Statement of Info Due Date	05/31/2019
Agent	Individual FLOYD JAMES VAIL 61150 SCENIC DRIVE MOUNTAIN CENTER, CA 92561



View History



Request Access



Secretary of State
Statement of Information
(Limited Liability Company)

LLC-12

18-A45354

FILED

In the office of the Secretary of State
of the State of California

FEB 02, 2018

This Space For Office Use Only

IMPORTANT — Read instructions **before completing this form.**

Filing Fee – \$20.00

Copy Fees – First page \$1.00; each attachment page \$0.50;
Certification Fee – \$5.00 plus copy fees

1. Limited Liability Company Name (Enter the exact name of the LLC. If you registered in California using an alternate name, see instructions.)

DESERT RECOVERY, LLC

2. 12-Digit Secretary of State File Number

199713610048

3. State, Foreign Country or Place of Organization (only if formed outside of California)

CALIFORNIA

4. Business Addresses

a. Street Address of Principal Office - Do not list a P.O. Box

61150 Scenic Drive

City (no abbreviations)

Mountain Center

State

CA

Zip Code

92561

b. Mailing Address of LLC, if different than item 4a

61150 Scenic Drive

City (no abbreviations)

Mountain Center

State

CA

Zip Code

92561

c. Street Address of California Office, if Item 4a is not in California - Do not list a P.O. Box

61150 Scenic Drive

City (no abbreviations)

Mountain Center

State

CA

Zip Code

92561

5. Manager(s) or Member(s)

If no **managers** have been appointed or elected, provide the name and address of each **member**. At least one name **and** address must be listed. If the manager/member is an individual, complete Items 5a and 5c (leave Item 5b blank). If the manager/member is an entity, complete Items 5b and 5c (leave Item 5a blank). Note: The LLC cannot serve as its own manager or member. If the LLC has additional managers/members, enter the name(s) and addresses on Form LLC-12A (see instructions).

a. First Name, if an individual - Do not complete Item 5b

Floyd

Middle Name

James

Last Name

Vail

Suffix

b. Entity Name - Do not complete Item 5a

c. Address

61150 Scenic Drive

City (no abbreviations)

Mountain Center

State

CA

Zip Code

92561

6. Service of Process (Must provide either Individual **OR** Corporation.)

INDIVIDUAL – Complete Items 6a and 6b only. Must include agent's full name and California street address.

a. California Agent's First Name (if agent is **not** a corporation)

Floyd

Middle Name

James

Last Name

Vail

Suffix

b. Street Address (if agent is **not** a corporation) - **Do not enter a P.O. Box**

61150 Scenic Drive

City (no abbreviations)

Mountain Center

State

CA

Zip Code

92561

CORPORATION – Complete Item 6c only. Only include the name of the registered agent Corporation.

c. California Registered Corporate Agent's Name (if agent is a corporation) – Do not complete Item 6a or 6b

7. Type of Business

a. Describe the type of business or services of the Limited Liability Company

Real Estate

8. Chief Executive Officer, if elected or appointed

a. First Name

Floyd

Middle Name

James

Last Name

Vail

Suffix

b. Address

61150 Scenic Drive

City (no abbreviations)

Mountain Center

State

CA

Zip Code

92561

9. The Information contained herein, including any attachments, is true and correct.

02/02/2018

Floyd James Vail

Manager, Member

Date

Type or Print Name of Person Completing the Form

Title

Signature

Return Address (Optional) (For communication from the Secretary of State related to this document, or if purchasing a copy of the filed document enter the name of a person or company and the mailing address. This information will become public when filed. SEE INSTRUCTIONS BEFORE COMPLETING.)

Name:

Company:

Address:

City/State/Zip: