



Board of County Commissioners Agenda Request

25
Agenda Item #

Requested Meeting Date: September 9, 2014

Title of Item: Application for Cancellation of Forfeiture

<input type="checkbox"/> REGULAR AGENDA <input checked="" type="checkbox"/> CONSENT AGENDA <input type="checkbox"/> INFORMATION ONLY	Action Requested: <input checked="" type="checkbox"/> Approve/Deny Motion <input type="checkbox"/> Adopt Resolution (attach draft) <i>*provide copy of hearing notice that was published</i>	<input type="checkbox"/> Direction Requested <input type="checkbox"/> Discussion Item <input type="checkbox"/> Hold Public Hearing*
Submitted by: Kirk Peysar		Department: Auditor
Presenter (Name and Title): Kirk Peysar		Estimated Time Needed: NA
Summary of Issue: Application for cancellation of forfeiture for parcel in Palisade. See Attached		
Alternatives, Options, Effects on Others/Comments: 		
Recommended Action/Motion: Approve application for cancellation of forfeiture - Pt Vacated Perry Street, Palisade.		
Financial Impact: Is there a cost associated with this request? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No What is the total cost, with tax and shipping? \$ Is this budgeted? <input type="checkbox"/> Yes <input type="checkbox"/> No <i>Please Explain:</i>		

Application for Cancellation of Forfeiture

In Aitkin County

Name and Address of Applicant:

Aitkin County Auditor
209 2nd Street NW Room 202
Aitkin MN 56431

Applicant Is:

County Auditor
 Property Owner
 Owner's Agent

Legal Description of Property Forfeited:

(Attach additional sheet if needed)

Pt Vacated Perry Street
(Peary Street)

Certificate of Forfeiture for Property Described Above:

Date of Execution: August 8 2014
(Month) (Day) (Year)

Date of Recording: August 11 2014
(Month) (Day) (Year)

Place of Recording: Aitkin Co Recorder's Office 424212
(Office) (Document Number)

Reason for Cancellation: Exemption Administrative Error
(Explain in detail — attach additional sheet if needed)

See Attached

Applicant's Request:

Applicant requests that the certificate of forfeiture for the property described above be canceled, and that the county auditor be ordered to record this application for cancellation of forfeiture as a certificate of cancellation pursuant to Minnesota Statutes, Sections 279.33 and 279.34, which will void the tax forfeiture of the property described above.

Applicant's Signature: Kurt Peterson, County Auditor

Date of Signature: 8 14 2014
(Month) (Day) (Year)

Return Application along with a duplicate copy to:

MN Department of Revenue, Property Tax Division
Mail Station 3340, St. Paul MN 55146-3340

Approval by County Board and County Auditor

Certification of Approval:

The county board, by resolution, and the county auditor approve the application and recommend its acceptance by the Department of Revenue.

Resolution Number: _____

Meeting Date: _____

Clerk's Signature

Date of Signature

County Auditor's Signature

Date of Signature

Order of the Department of Revenue - State of Minnesota

REJECTION

ACCEPTANCE

Upon examination of the contents of the application, it is ordered that the application be rejected.

Upon examination of the contents of the application, it is ordered that the application be accepted, that the certificate of forfeiture be canceled, and that the county auditor record this application for cancellation of forfeiture as a certificate of cancellation pursuant to Minnesota Statutes, Sections 279.33 and 279.34, which will void the tax forfeiture of the property described in the application.

Commissioner of Revenue

By: _____

Reason for Rejection:

Commissioner of Revenue

By: _____

County Auditor's Number: _____

Department of Revenue's Number: _____

Date Application Received by the
Department of Revenue: _____

Reason for Cancellation

This part of vacated Peary Street was left as a separate parcel instead of connecting and transferring with adjacent lot. According to MS 507.17 Every conveyance of real estate which abuts upon a vacated street, alley, or other public right-of-way shall be construed to include that part of such right-of-way or street which, either by operation or presumption of law, attaches thereto upon such vacation , unless such conveyance expresses a contrary intention.

This vacated part of Peary Street abuts Lot 6 Block 1 of Palisade and should have been attached and transferred with said lot when it was sold.