



COUNTY OF DEL NORTE

981 H STREET, SUITE 150
CRESCENT CITY CA 95531-3415

TREASURER-TAX COLLECTOR
Dawn M. Langston

Telephone: 707-464-7283
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AGENDA ITEM REQUEST FORM

AGENDA DATE: October 24, 2006

TO: HONORABLE BOARD OF SUPERVISORS

FROM: Dawn M. Langston, Treasurer-Tax Collector

SUBJECT: Request for Approval to Sign Agreement and Adopt Resolution Approving Sale of Tax-Defaulted Property by Chapter 8 Sale

RECOMMENDATION FOR BOARD ACTION:

Approve and Authorize the Chair to sign an Agreement to Purchase Tax-Defaulted Property subject to the power of sale by agreement. Adopt Resolution of Approval by Board of Supervisors Approving the Sale of Tax-Defaulted Property by Chapter 8 Sale.

SUMMARY:

On November 18, 2003, the Wildlife Conservation Board approved the acquisition of up to 387 acres and allocated funds for the purchase of Pacific Shores Subdivision property.

The Wildlife Conservation Board, a division of the California Department of Fish and Game, has made a new application to Del Norte County to acquire 4 parcels, as shown on Exhibit A attached hereto, under a Chapter 8 Agreement Sale for \$7,800. All parcels lie within the boundaries of the Pacific Shores Subdivision. The purpose for acquisition is to preserve and protect plant and wildlife habitat and open space.

Attached is the executed Agreement to Purchase Tax-Defaulted Property.

FINANCING: Tax Collector's budget; Wildlife Conservation Board

OTHER AGENCY INVOLVEMENT: None.

SIGNATURES REQUIRED: Clerk of the Board of Supervisors

COPY DISTRIBUTION:

COUNTY COUNSEL REVIEW/SIGN OFF: *AB*
PERSONNEL REVIEW/SIGN OFF:
CAO REVIEW/SIGN OFF:

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**BOARD OF SUPERVISORS
COUNTY OF DEL NORTE
STATE OF CALIFORNIA**

RESOLUTION NO. 2006-_____

**A RESOLUTION APPROVING THE SALE OF TAX-DEFAULTED PROPERTY
TO WILDLIFE CONSERVATION BOARD
BY CHAPTER 8 SALE**

Pursuant to the Request for Approval to Sign Agreement to Sell Tax-Defaulted Property Subject to the Power of Sale by Agreement, we resolve that approval for said sale is hereby granted. The Tax Collector is directed to sell the properties described in said Request as provided for by law pursuant to Chapter 8 of Part 6 of Division 1 of the California Revenue and Taxation Code.

PASSED AND ADOPTED this 24th day of October, 2006, by the following polled vote.

AYES:

NOES:

ABSENT:

Sarah M. Sampels, Chairman
Board of Supervisors

ATTEST:

SHERRI ADAMS, Clerk of the Board
Of Supervisors, County of Del Norte,
State of California

AGREEMENT TO PURCHASE TAX-DEFAULTED PROPERTY

This agreement is made this _____ day of _____, 2006, by and between the Board of Supervisors of Del Norte County, State of California, and the State of California, acting by and through its Department of Fish and Game, Wildlife Conservation Board, as a Taxing Agency ("PURCHASER"), pursuant to the provisions of Division 1, Part 6, Chapter 8, of the Revenue and Taxation Code.

The real property situated within said county, hereinafter set forth and described in this agreement, is tax-defaulted and is subject to the power of sale by the tax collector of said county for the nonpayment of taxes, pursuant to provisions of law.

It is mutually agreed as follows:

1. That, as provided by Revenue and Taxation Code §3800, the cost of giving notice of this agreement shall be paid by the PURCHASER, and
2. That the PURCHASER agrees to pay the sum of \$7,800 for the real property described in Exhibit "A" within 14 days after the date this agreement becomes effective. Upon payment of said sum to the tax collector, the tax collector shall execute and deliver a deed conveying title to said property to PURCHASER.
3. That the PURCHASER agrees to use the parcel(s) for public purpose under the following intent: acquiring for public purposes, with the intent to use the Property for preserving and protecting plant and wildlife habitat and open space.
4. That if said purchaser is a taxing agency as defined in Revenue and Taxation Code Section 121 or any other agency that receives its revenue share under the provisions of Division 1, Part 8, chapter 3 of the Revenue and Taxation Code, it will not share in the distribution of the payment required by the Agreement as defined by Section 3791 and 3720 of the Revenue and Taxation Code.

If all or any portion of any individual parcel described in this agreement is redeemed prior to the effective date of this agreement, this agreement shall be null and void as to that individual parcel. This agreement shall also become null and void and the right of redemption restored upon the PURCHASER'S failure to comply with the terms and conditions of this agreement.

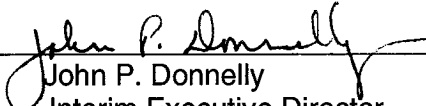
The undersigned hereby agree to the terms and conditions of this agreement and are duly authorized to sign for said agencies.

ATTEST:

State of California
Department of Fish & Game
Wildlife Conservation Board

(Purchaser)

(seal)

By: 
John P. Donnelly
Interim Executive Director


ATTEST:

BOARD OF SUPERVISORS
Del Norte County

Donna Walsh
Clerk of the Board of Supervisors

By: _____
Chairman

This agreement was submitted to me before execution by the Board of Supervisors and I have compared the same with the records of Del Norte County relating to the real property described therein.


Dawn M. Langston
Del Norte County Tax Collector

Pursuant to the provisions of Revenue and Taxation Code §3775, the Controller agrees to the selling price herein before set forth and, pursuant to the provisions of Section 3795, approves the foregoing agreement this _____ day of _____.

STEVE WESTLY, CALIFORNIA STATE CONTROLLER

By: _____

EXHIBIT A

**Pacific Shores Subdivision
Tax-Defaulted Property
Group E**

Sale No.	Description	First Year Delinquent	Default No	Purchase Price	Legal Description
1	107-021-10	1997-98	61	\$ 1,000.00	LOT 3, BLOCK 1, PACIFIC SHORES SUBDIVISION
2	107-061-16	2000-01	65	\$ 2,400.00	LOT 13, BLOCK 4, PACIFIC SHORES SUBDIVISION
3	107-263-18	2000-01	81	\$ 2,200.00	LOT 12, BLOCK 73, PACIFIC SHORES SUBDIVISION
4	108-231-21	2000-01	99	\$ 2,200.00	LOT 1, BLOCK 49, PACIFIC SHORES SUBDIVISION

TOTAL PURCHASE PRICE \$ 7,800.00