

JUL 26 2010



TREASURER - TAX COLLECTOR
PUBLIC ADMINISTRATOR

RECEIVED
MICHAEL J. SMITH

Treasurer-Tax Collector
Public Administrator
ROY GIVEN
Assistant

July 23, 2010

Town of Fairfax
Attention: Michael Rock
142 Bolinas Road
Fairfax, CA 94930

RE: Purchase of Tax Defaulted Property

Dear Michael Rock:

The sale of tax-defaulted property parcel #003-161-07 to the Town of Fairfax was approved by the Marin County Board of Supervisors and the State Controller's Office.

Attached is a completed signed copy of the Agreement to Purchase Tax-Defaulted Property and the deed to the property.

If you should have any questions, please do not hesitate to contact me at 499-6141.

Very truly yours,

MICHAEL J. SMITH
Treasurer-Tax Collector

A handwritten signature in cursive script that reads "Chris Sciocchetti".

Chris Sciocchetti
Chief Deputy Tax Collector

Enclosures

RECORDING REQUESTED BY: *Return*
MICHAEL J. SMITH *To*
TAX COLLECTOR, ROOM 202
attention: Chris Sciccheth



2010-0032788

Recorded | REC FEE 0.00
Official Records
County of
Marin
JOAN C. THAYER
Assessor-Recorder

MAIL TAX STATEMENTS TO:

Town of Fairfax
142 Bolinas Road
Fairfax, CA 94930

10:24AM 09-Jul-2010 | Page 1 of 1

Doc. Tran. Tax – computed on full value of property conveyed: \$ N/A

Chris Sciccheth
Signature of Declarant

TAX DEED TO PURCHASER OF TAX-DEFAULTED PROPERTY

On which the legally levied taxes were a lien for fiscal year 02-03

Default Year

and for nonpayment were duly declared to be in default. 8974

Default Number

This deed, between the Tax Collector of Marin County ("SELLER") and Town of Fairfax ("PURCHASER"), conveys to the PURCHASER, free of all encumbrances of any kind existing before the sale, except those referred to in Revenue and Taxation Code §3712, the real property described herein, which the SELLER sold to the PURCHASER Town of Fairfax on June 18, 2010 pursuant to a statutory power of sale in accordance with the provisions of Division 1, Part 6, Chapter 8, Revenue and Taxation Code, for the sum of \$5,700.00.

No taxing agency objected to the sale.

In accordance with law, the SELLER hereby grants to the PURCHASER that real property situated in said county, State of California, last assessed to: FORD, EVELYN J described as follows:
003-161-07 Assessor's Parcel Number

LOT 49, in Block 4 as shown upon that certain map entitled, "Map of No. 1 of the Cascades", filed for record on August 4, 1914 in Book 4 of Maps at page 74, in the office of the County Recorder of the County of Marin, State of California.

EXECUTED ON July 8, 2010, By

Roy Given

Roy Given, Marin County Assistant Treasurer-Tax Collector

State of California) ss.
County of Marin)

On July 8, 2010, before me, Jennifer L. Walter, Notary Public, personally appeared Roy Given, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person 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.

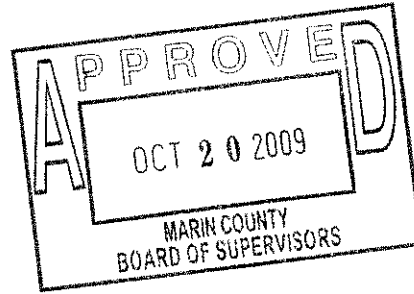
Jennifer L. Walter
Signature of Notary Public



**TREASURER - TAX COLLECTOR
PUBLIC ADMINISTRATOR**

MICHAEL J. SMITH
Treasurer-Tax Collector
Public Administrator
ROY GIVEN
Assistant

October 20, 2009



Board of Supervisors
County of Marin
3501 Civic Center Drive, Room 329
San Rafael, CA 94903

Subject: Agreement to Purchase Tax Defaulted Property

Dear Board Members:

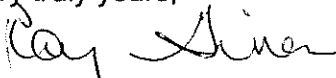
Recommendation: Request your Board approve the attached Agreement with the Town of Fairfax to purchase tax defaulted parcel 003-161-07 in the amount of \$5,700 provided for your approval.

Summary: This parcel is being sold pursuant to Revenue and Taxation Code Chapter 8 public agency sale provisions. Parcel 003-161-07 is a lot located in the portion of Rancho Canada De Herrera in the Town of Fairfax in Marin County. This parcel will be used to preserve public open space. This office approves this sale and requests your Board's approval of the attached agreement.

Fiscal Impact: In that this is a purchase for public purpose, the parcel will be removed as taxable from future tax rolls. The purchase price of \$5,700 recovers prior year unpaid taxes, penalties and tax sale costs.

Reviewed By: Auditor Controller N/A
 County Counsel N/A
 Human Resources N/A

Very truly yours,


ROY GIVEN
Assistant Treasurer-Tax Collector

MICHAEL J. SMITH
Treasurer-Tax Collector

cc: Bryon Karow, Assistant Auditor-Controller
James Flageollet, County Counsel

CA-8

AGREEMENT TO PURCHASE TAX-DEFAULTED PROPERTY

This Agreement is made this 20th day of October, 2009, by and between the Board of Supervisors of MARIN County, State of California, and TOWN OF FAIRFAX ("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.

TERMS AND CONDITIONS

It is mutually agreed as follows:

1. That as provided by Section 3800 of the Revenue and Taxation Code, the cost of giving notice of this agreement shall be paid by the PURCHASER,
2. That the PURCHASER agrees to pay the sum of \$5,700 for the real property described in Exhibit "A" within 60 days after the date of 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 for public purpose under the following intent:

To acquire and hold in
perpetuity as public open
space.

APN: 003-161-07

If all or any portion of any individual parcel listed in Exhibit "A" 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 to redemption restored upon the PURCHASER'S failure to comply with the terms and conditions of this agreement.

10/29/2009
A.S.

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

ATTEST:

Town of Fairfax
(Purchaser)

By Michael Beck
Town Manager

(Seal)

ATTEST: BOARD OF SUPERVISORS

[Signature]
Clerk of the Board of Supervisors

By MARIN COUNTY

By Miniam K. Martinez
DEPUTY CLERK, BOARD OF SUPERVISORS
COUNTY OF MARIN

By Harold Brown, Jr.
Harold C. Brown, Jr.
President, Board of Supervisors

Pursuant to the provisions of Section 3775 of the Revenue and Taxation Code, the governing body of the City of _____ hereby agrees to the sale price as provided in this agreement.

ATTEST: TOWN OF FAIRFAX

[Signature]
Deputy

By Michael Beck
Town Manager

Pursuant to the provisions of Section 3775 of the Revenue and Taxation Code, the Controller agrees to the selling price hereinbefore set forth and pursuant to the provisions of Section 3795 approves the foregoing agreement this 2ND day of FEBRUARY, 2010.

JOHN CHIANG, CALIFORNIA STATE CONTROLLER

By [Signature]

GEORGE LOLAS, Assistant Chief
Division of Accounting and Reporting

Exhibit "A"

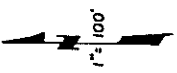
<u>Description</u>	<u>First Year Delinquent</u>	<u>Default Number</u>	<u>Purchase Price</u>
003-161-07	2003	03-8974	\$5,700

All that certain real property situated in the City of Fairfax, County of Marin, State of California, described, as follows:

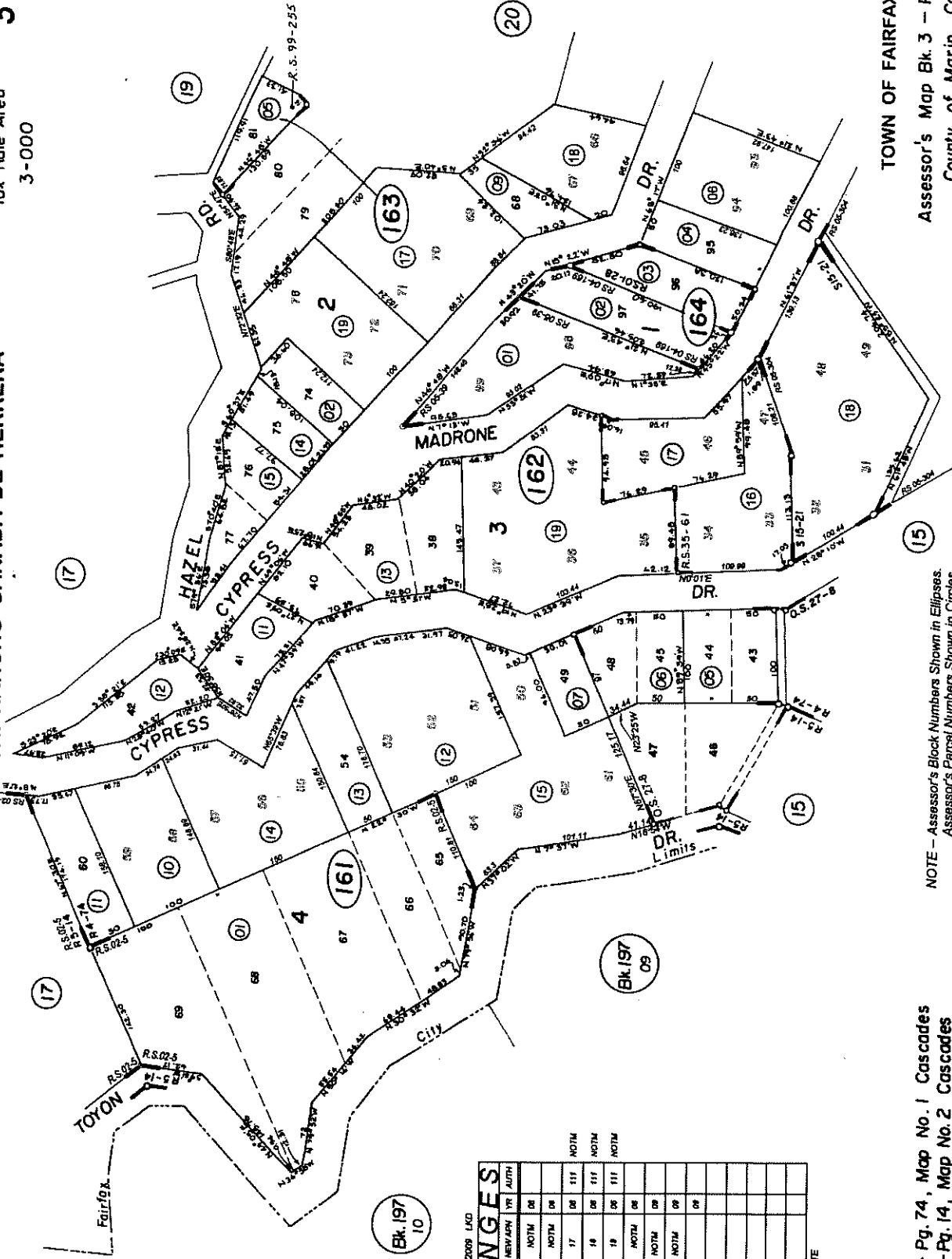
LOT 49, in Block 4 as shown upon that certain map entitled, "Map of No. 1 of the Cascades", filed for record on August 4, 1914 in Book 4 of Maps at page 74, in the office of the County Recorder of the County of Marin, State of California.

3-16

Tax Rate Area
3-000



PTN. RANCHO CANADA DE HERRERA



8/10/2009 LKD

CHANGES	BLK	PRIOR ADRY	NEW ADRY	YR	AUTH
102	16	NOTM	06		
103	08 & 16	17	06	111	NOTM
104	19 & 11	16	06	111	NOTM
105	12 & 13	18	06	111	NOTM
106	01	NOTM	06		
107	10, 12, 14, 15	NOTM	09		
108	06	NOTM	09		
109					
110					
111					
112					
113					
114					
115					
116					
117					
118					
119					
120					

MAP PAGE UPDATE

NOTE - Assessor's Block Numbers Shown in Ellipses
Assessor's Parcel Numbers Shown in Circles.

R.M. Bk. 4 - Pg. 74, Map No. 1 Cascades
R.M. Bk. 5 - Pg. 14, Map No. 2 Cascades

TOWN OF FAIRFAX

Assessor's Map Bk. 3 - Pg. 16
County of Marin, Calif.

Bk. 197
10

Bk. 197
09