UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN

ARKONA, LLC, and all those similarly situated within Cheboygan County, and DIANNE KOSBAB and all those similarly situated within Monroe County
Plaintiffs

v.

COUNTY OF CHEBOYGAN, by its BOARD OF COMMISSIONERS, BUFFY JO WELDON, in her official and personal/individual capacities, LINDA A. CRONAN, in her personal/individual capacity, COUNTY OF MONROE, by its BOARD OF COMMISSIONERS, and KAY SISUNG, in her official and personal/individual capacities
Defendants
_______________________________/

Case No.: 19-cv-12372
Hon. Thomas L. Ludington

FIRST AMENDED COMPLAINT
JURY DEMANDED

**** CLASS ACTION ****

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FIRST AMENDED CLASS ACTION COMPLAINT

NOW COMES Plaintiff ARKONA, LLC, both individually and as class representative, by and through counsel, and complains unto this Court as follows:

PARTIES

1. Plaintiff ARKONA, LLC is named in its individual capacity and as a proposed class representative by being the former owner of real property within Cheboygan County which was foreclosed upon due to a tax delinquency but was injured by the ensuing unconstitutional similar acts or actions of Cheboygan County and treasurer(s) via the unconstitutional retention of surplus or excess equity.

2. Defendant COUNTY OF CHEBOYGAN is named as a legal entity formed and/or existing under the laws of the State of Michigan and is controlled or operated by its duly-designated BOARD OF COMMISSIONERS.

3. Defendant BUFFY JO WELDON is the public official serving as county treasurer for Cheboygan County and is sued in both her official and personal/individual capacities.

4. Defendant BUFFY JO WELDON, in her official capacity, is the Foreclosing Governmental Unit (FGU) of Cheboygan County, see **Exhibit E**, by the affirmative, voluntary, and discretionary decision of Defendant COUNTY OF CHEBOYGAN via its own county policy pursuant to MCL 211.78. See **Exhibit F.**

5. Defendant LINDA A. CRONAN is the former public official who previously served as the county treasurer for Cheboygan County and is sued in her personal/individual capacity only.

6. Plaintiff DIANNE KOSBAB is named in her individual capacity and as a proposed class representative by being the former owner of real property within Monroe County which was foreclosed upon due to a tax delinquency but was injured by the ensuing unconstitutional similar acts or actions of Monroe County and its treasurer(s) via the unconstitutional retention of surplus or excess equity.

7. Defendant COUNTY OF MONROE is named as a legal entity formed and/or existing under the laws of the State of Michigan and is controlled or operated by its duly-designated BOARD OF COMMISSIONERS.

8. Defendant KAY SISUNG is the public official serving as county treasurer for Cheboygan County and is sued in both her official and personal/individual capacities.

9. Defendant KAY SISUNG, in her official capacity, is the Foreclosing Governmental Unit (FGU) of Monroe County, see **Exhibit E**, by the affirmative, voluntary, and discretionary decision of Defendant COUNTY

OF MONROE via its own county policy pursuant to MCL 211.78. See **Exhibit K.**

JURISDICTION

10. This is a civil action brought seeking unpaid "just compensation" and other monetary damages against Defendants for violations of the Fifth, Eighth and Fourteenth Amendments of the United States Constitution.

11. This Court has jurisdiction pursuant to 28 U.S.C. § 1331, which authorizes federal courts to decide cases concerning federal questions; 28 U.S.C. § 1343, which authorizes federal courts to hear civil rights cases; and 28 U.S.C. § 1367, which authorizes supplemental state law claims.

12. Venue is proper in this Court as Defendants, individually and collectively, conduct or conducted their business or live within the Eastern District of Michigan.

GENERAL ALLEGATIONS

The Cheboygan Ore Property

13. Plaintiff ARKONA, LLC purchased (and became the owner of) four large parcels, consisting of more than 400 acres, of real property in Cheboygan County (the "Cheboygan Ore Property") in or around December 2012. **Exhibit A.**

14. Plaintiff ARKONA, LLC paid $362,000 for the Cheboygan Ore Property. **Exhibit A.**

15. Due to certain managerial snags which are not relevant this case, the Cheboygan Ore Property had a tax-plus-penalties[1] delinquency of $39,750. See **Exhibit C**.

16. After having a tax delinquency of approximately $39,750 (which includes the past due tax owed plus additional compounding interest, fees, penalties, and costs), Defendant LINDA A. CRONAN, as the duly-serving treasurer, seized ownership of the Cheboygan Ore Property on behalf of the Defendant COUNTY OF CHEBOYGAN (and/or on behalf of Defendant LINDA A. CRONAN in her official capacity as treasurer of Cheboygan County) and sold the Cheboygan Ore Property at tax auction for $307,000. **Exhibit B and C**.

17. The Cheboygan Ore Property had a state equalized value (SEV) of $252,500. **Exhibit C**.

18. The "SEV" of a parcel (or collection parcels) of real property is fifty-percent of the government believes is fair market value of said property.

[1] The amount of actual tax past due is currently unknown. However, this figure represents approximately 40% in impose interest, nearly $1,000 in other straight-imposed penalties, and possibly other additional costs.

19. By the Cheboygan Ore Property having a state equalized value (SEV) of $252,500 means that the government believed that the Cheboygan Ore Property had a fair market value of at least $505,000.

20. Defendant COUNTY OF CHEBOYGAN and LINDA A. CRONAN, as county treasurer and/or on behalf of her respective county, destroyed Plaintiff ARKONA, LLC's equity when seizing the entirety of the Cheboygan Ore Property for a debt which was a mere fraction of the total value or equity, and had no process, plan, or legal mechanism to return the equity seized in excess of the tax delinquency.

21. Defendant LINDA A. CRONAN, as the county treasurer and/or on behalf of her respective county, destroyed any remaining excess equity when selling the Cheboygan Ore Property at the highly reduced, non-fair market value price of $307,000, and then also kept (and did not return) $267,250 as the difference between the tax auction price and the total tax delinquency owed for the benefit of COUNTY OF CHEBOYGAN.

22. But in total, Plaintiff ARKONA, LLC's equity of $465,250 (i.e. the value of $505,000 minus the tax delinquency of $39,750) was taken or destroyed by Defendants LINDA A. CRONAN and/or COUNTY OF CHEBOYGAN.

23. Defendant BUFFY JO WELDON assumed the office of Cheboygan County Treasurer upon the retirement of Defendant LINDA A. CRONAN.

24. Defendants LINDA A. CRONAN, BUFFY JO WELDON, and/or COUNTY OF CHEBOYGAN refused and refuses to pay just compensation for the taking of excess/equity taken from Plaintiff ARKONA, LLC.

25. No voluntary refund of the excess or surplus equity was or will be provided by Defendants LINDA A. CRONAN, BUFFY JO WELDON, and/or COUNTY OF CHEBOYGAN.

26. No direct condemnation action or process was initiated by Defendants LINDA A. CRONAN, BUFFY JO WELDON, and/or COUNTY OF CHEBOYGAN for the equity ***above*** the total tax delinquency.

Lakeshore Drive Property

27. Plaintiff DIANNE KOSBAB was quitclaimed (and became the owner of) a parcel of vacant real property in Monroe County near Lake Erie (the "Lakeshore Drive Property") in or around July 2011. **Exhibit G.**

28. The Lakeshore Drive Property had a tax-plus-penalties delinquency of $2,500. See **Exhibit I**.

29. After having a tax delinquency of approximately $2,500 (which includes the past due tax owed plus additional compounding interest, fees, penalties, and costs), Defendant KAY SISUNG, as the duly-serving treasurer, seized ownership of the Lakeshore Drive Property on behalf of the Defendant COUNTY OF MONROE (and/or on behalf of Defendant KAY SISUNG in her official capacity as treasurer of Monroe County) and sold the Lakeshore Drive Property at tax auction for $28,250. **Exhibit H and I**.

30. By the Lakeshore Drive Property having a state equalized value (SEV) of $11,000 means that the government believed that the Lakeshore Drive Property had a fair market value of at least $22,000. See **Exhibit I**.

31. Defendant COUNTY OF MONROE and KAY SISUNG, as county treasurer and/or on behalf of her respective county, destroyed Plaintiff DIANNE KOSBAB's equity when seizing the entirety of the Lakeshore Drive Property for a debt which was a mere fraction of the total value or equity, and

had no process, plan, or legal mechanism to return the equity seized in excess of the tax delinquency.

32. Defendant KAY SISUNG, as the county treasurer, destroyed any remaining excess equity when foreclosing on the Lakeshore Drive Property and then selling the same for $28,250, and then also kept (and did not return) $25,750 as the difference between the value of said property and the total tax delinquency owed for the benefit of COUNTY OF MONROE. See **Exhibit J.**

33. But in total, Plaintiff DIANNE KOSBAB's equity of $25,750 (i.e. a value of $28,250 minus the tax delinquency of $2,500) was taken or destroyed by Defendants KAY SISUNG and/or COUNTY OF MONROE.

34. Defendants KAY SISUNG and/or COUNTY OF MONROE refused and refuses to pay just compensation for the taking of excess/equity taken from Plaintiff DIANNE KOSBAB.

35. No voluntary refund of the excess or surplus equity was or will be provided by Defendants KAY SISUNG and/or COUNTY OF MONROE.

36. No direct condemnation action or process was initiated by Defendants KAY SISUNG and/or COUNTY OF MONROE for the equity *above* the total tax delinquency.

CLASS ALLEGATIONS

37. This action is brought by Plaintiffs ARKONA, LLC and DIANNE KOSBAB, individually and as class representatives, on behalf of all other property owners from Cheboygan County and Monroe County during the relevant statutorily-limited time period who were subject to the unconstitutional processes which resulted in the taking and/or unconstitutional forfeiture of their surplus or excess equity beyond the tax debt owe and due.

38. The proposed class consists of all eligible property owners who, within during the relevant statutorily-limited time period, had property seized by a county treasurer from Monroe and Cheboygan Counties which was worth and/or which was sold at tax auction for more than the total tax delinquency and was not refunded the excess equity.

39. The number of injured individuals who have been constitutionally injured is sufficiently numerous to make class action status the most practical method to secure redress for injuries sustained and class wide equitable relief.

40. There are clear questions fact raised by Plaintiffs ARKONA, LLC and DIANNE KOSBAB's claims common to, and typical of, those raised by the Class they seek to represent, including

a. Defendants COUNTY OF CHEBOYGAN and COUNTY OF MONROE and their respective treasurers are and have been acting to voluntarily enforce an unconstitutional statute which each has willingly assumed to undertake pursuant to discretion granted by MCL 211.78;

b. Each class member's property, prior to foreclosure, was worth and/or was sold, after foreclosure, for more than the total tax delinquency owed to the respective county;

c. Each class member's property had a fair market value greater than the total tax delinquency owed to the respective county;

d. The county treasurers destroyed thousands of dollars of equity when selling each class member's property and then keeping the excess sales proceed (i.e. the difference between the tax sale price or fair market value and the total tax delinquency owed) for the benefit of their respective county; and

e. The county treasurers refuse to pay just compensation, failed to initiate any form of condemnation proceedings, or has filed to have or undertake a process to return the surplus equity.

41. There are clear questions of law raised by Plaintiff ARKONA, LLC and DIANNE KOSBAB's claims common to, and typical of, those raised by the Class it seeks to represent, including—

a. whether Defendants committed an unconstitutional taking by refusing to pay just compensation when seizing property in the form of equity and/or monies beyond the amount of unpaid taxes and administrative expenses, costs and interest owed in a tax delinquency, and have appropriated property in the form of excess or surplus equity for public use without the payment of just compensation in violation of the Fifth and Fourteenth Amendments to the United States Constitution and Article X, Section 2 of the Michigan Constitution;

b. whether Defendants committed an inverse condemnation by destroying equity via the seizure process and/or the later sale of property at a highly reduced, below fair market price and then retaining the remaining proceeds from the sale of tax foreclosed property that exceeded the amount of the tax delinquency in accordance with MCL 211.78m(8)(h); and

c. if deemed a forfeiture, whether Defendants violated the Excessive Fines Clause of the United States Constitution, by retaining proceeds from the sale of tax foreclosed property that exceeded the amount of the tax delinquency in accordance with MCL 211.78m(8)(h).

42. The violations of law and resulting harms alleged by the named Plaintiff are typical of the legal violations and harms suffered by all Class members.

43. Plaintiffs ARKONA, LLC and DIANNE KOSBAB, as Class representatives, will fairly and adequately protect the interests of the Class members and will vigorously prosecute the suit on behalf of the Class; and is represented by sufficiently experienced counsel.

44. The maintenance of the action as a class action will be superior to other available methods of adjudication and will promote the convenient administration of justice, preventing possible inconsistent or varying adjudications with respect to individual members of the Class and/or one or more of the Defendants.

45. Defendants have respectively acted, failed to act, and/or are continuing to act on grounds generally against Plaintiffs ARKONA, LLC and DIANNE KOSBAB and all members of the Class in the same manner.

46. The violations of law and resulting harms alleged by Plaintiffs ARKONA, LLC and DIANNE KOSBAB are typical of the legal violations and harms suffered by all Class members.

47. Plaintiffs ARKONA, LLC and DIANNE KOSBAB, as Class representatives, will fairly and adequately protect the interests of the Class members and will vigorously prosecute the suit on behalf of the Class; and is represented by sufficiently experienced counsel.

48. The maintenance of the action as a class action will be superior to other available methods of adjudication and will promote the convenient administration of justice, preventing possible inconsistent or varying adjudications with respect to individual members of the Class and/or one or more of the Defendants.

COUNT I
TAKING – FIFTH/FOURTEENTH AMENDMENT VIOLATION
42 U.S.C. § 1983
(AGAINST ALL DEFENDANTS)

49. The prior paragraphs are restated word for word herein.

50. This claim is being made against all Defendants pursuant to 42 U.S.C § 1983 and § 1988.

51. The Fifth Amendment, made applicable to the states via the Fourteenth Amendment, is a constitutional provision and right requiring the

payment of just compensation upon a taking by Defendants, see *Knick v. Twp. of Scott*, 588 U.S. __ (2019).

52. Defendants have taken Plaintiffs ARKONA, LLC and DIANNE KOSBAB's and the class members' property interests in the form of equity and/or monies beyond the amount of unpaid taxes and administrative expenses, costs and interest owed, and have appropriated property in the form of excess or surplus equity for public use without the payment of just compensation in violation of the Fifth and Fourteenth Amendments to the United States Constitution.

53. By Defendants refusing to take any action for the payment of just compensation at the time of the taking, Defendants have deprived Plaintiffs ARKONA, LLC and DIANNE KOSBAB and the Class of their constitutional right to just compensation in violation of the Fifth and Fourteenth Amendments to the United States Constitution and thus is in violation of federal law and can be remedied by 42 U.S.C. § 1983 and § 1988.

54. The actions described herein is a voluntary policy, custom, and/or practice of Defendants COUNTY OF CHEBOYGAN and COUNTY OF MONROE (or to the extent so deemed, the Office of the Treasurer by naming Defendant BUFFY JO WELDON and/or KAY SISUNG in their official capacities) or its final policymaker sufficient to impose damages and other

relief pursuant to *Monell v. New York City Department of Social Services* and its progeny.

55. Defendants COUNTY OF CHEBOYGAN and COUNTY OF MONROE (or to the extent so deemed, the Office of the Treasurer by naming Defendant BUFFY JO WELDON and/or KAY SISUNG in their official capacities) is liable pursuant to the *Monell* standard as flowing from the execution of the municipality's policy or custom pursuant one or more of the four recognized methodologies, see *Thomas v. City of Chattanooga*, 398 F.3d 426, 429 (6th Cir. 2005).

56. Specifically, the Board of Commissioners of Defendants COUNTY OF CHEBOYGAN and COUNTY OF MONROE made the affirmative, voluntary, and discretionary decision to select and designate its own county's treasurer, rather that the State of Michigan, to act as the Foreclosing Governmental Unit, making the actions herein described as ones undertaken pursuant to an official county policy or custom for purposes of *Monell*, (see ¶¶4 and 9, *supra*; e.g. **Exhibits F and K** ; and MCL 211.78(3)-(6)).

57. The actions of the county treasurer(s) were designed to intentionally or wantonly cause harm to Plaintiffs ARKONA, LLC and DIANNE KOSBAB and the Class due to the utter disregard of Plaintiff

ARKONA, LLC and DIANNE KOSBAB's and the Class' constitutionally protected rights.

58. Defendants have not paid just compensation.

59. Defendants will not now pay just compensation.

60. Defendants do not intend to pay just compensation in the future.

61. Plaintiffs ARKONA, LLC and DIANNE KOSBAB together with the Class have suffered damages which this Court can remedy by an order and/or judgment for an award of damages.

COUNT II
TAKING – FIFTH/FOURTEENTH AMENDMENT VIOLATION
" ARISING DIRECTLY" UNDER THE FIFTH AMENDMENT
(AGAINST ALL DEFENDANTS)

62. The prior paragraphs are restated word for word herein.

63. This claim is being made against all Defendants under the Fifth Amendment directly.

64. The Fifth Amendment, made applicable to the states via the Fourteenth Amendment, is a self-executing constitutional provision requiring the payment of just compensation upon the takings undertaken by Defendants.

65. This claim is brought in the alternative to Count I.

66. Defendants have taken Plaintiffs ARKONA, LLC and DIANNE KOSBAB's and the class members' property interests in the form of equity

and/or monies beyond the amount of unpaid taxes and administrative expenses, costs and interest owed, and have appropriated property in the form of excess or surplus equity for public use without the payment of just compensation in violation of the Fifth and Fourteenth Amendments to the United States Constitution.

67. By Defendants refusing to take any action for the payment of just compensation at time of the taking, Defendants have deprived Plaintiffs ARKONA, LLC and DIANNE KOSBAB and the Class of their constitutional right to just compensation in violation of the Fifth and Fourteenth Amendments to the United States Constitution and thus the violation can be remedied by a direct claim under the Fifth Amendment.

68. Defendants have not paid just compensation.

69. Defendants will not now pay just compensation.

70. Defendants do not intend to pay just compensation in the future.

71. Plaintiffs ARKONA, LLC and DIANNE KOSBAB and the Class have suffered damages which this Court can remedy by an order and/or judgment for an award of damages.

COUNT III
STATE LAW - INVERSE CONDEMNATION
(AGAINST DEFENDANTS COUNTY OF CHEBOYGAN, COUNTY OF MONROE, BUFFY JO WELDON IN HER OFFICIAL CAPACITY AND KAY SISUNG IN HER OFFICIAL CAPACITY)

72. The prior paragraphs are restated word for word herein.

73. Defendants have taken Plaintiffs ARKONA, LLC and DIANNE KOSBAB's and the class members' property interests in the form of equity and/or monies beyond the amount of unpaid taxes and administrative expenses, costs and interest owed, and have appropriated said equity and/or monies for public use without the payment of just compensation.

74. Defendants have taken Plaintiffs ARKONA, LLC and DIANNE KOSBAB's and the class members' property interests in the form of equity and/or monies beyond the amount of unpaid taxes and administrative expenses, costs and interest owed, and have appropriated said equity and/or monies for public use without using any *direct* condemnation processes, including those outlined under the *Uniform Condemnation Procedures Act*, MCL 213.51, et seq.

75. Defendants have not and will not provide Plaintiffs ARKONA, LLC and DIANNE KOSBAB and the members of the Class any ability, right, or opportunity to claim the surplus equity, nor do Defendants provide or have

a process to claim compensation at the time Defendants seized title to their taken property interests.

76. Defendants have not paid just compensation.

77. Defendants will not now pay just compensation.

78. Defendants do not intend to pay just compensation in the future.

79. An inverse condemnation with damages has occurred.

80. Plaintiff ARKONA, LLC and DIANNE KOSBAB and the Class have suffered damages which this Court can remedy by an order and/or judgment for an award of damages.

COUNT IV
STATE LAW – VIOLATION OF MICHIGAN CONST, ART X, SEC 2
(AGAINST DEFENDANTS COUNTY OF CHEBOYGAN, COUNTY OF MONROE, BUFFY JO WELDON IN HER OFFICIAL CAPACITY AND KAY SISUNG IN HER OFFICIAL CAPACITY)

81. The prior paragraphs are restated word for word herein.

82. Defendants have taken Plaintiffs ARKONA, LLC and DIANNE KOSBAB's and the class members' property interests in the form of equity and/or monies beyond the amount of unpaid taxes and administrative expenses, costs and interest owed, and have appropriated said equity and/or monies for public use without the payment of just compensation.

83. Defendants have taken Plaintiffs ARKONA, LLC and DIANNE KOSBAB's and the class members' property interests in the form of equity

and/or monies beyond the amount of unpaid taxes and administrative expenses, costs and interest owed, and have appropriated said equity and/or monies for public use without using any direct condemnation processes, including those outlined under the *Uniform Condemnation Procedures* Act, MCL 213.51, et seq, and was done so in violation of Article X, Section 2 of the Michigan Constitution.

84. Defendants have not and will not provide Plaintiffs ARKONA, LLC and DIANNE KOSBAB and the member of the Class any opportunity to claim the surplus equity, nor do Defendants provide or have a process to claim compensation at the time Defendants seized title to their taken property interests.

85. Defendants have not paid just compensation.

86. Defendants will not now pay just compensation.

87. Defendants do not intend to pay just compensation in the future.

88. Plaintiffs ARKONA, LLC and DIANNE KOSBAB and the Class have suffered damages which this Court can remedy by an order and/or judgment for an award of damages.

COUNT V
EXCESSIVE FINE – *AUSTIN/TIMBS* CLAIM
EIGHTH AMENDMENT VIOLATION
42 USC § 1983
(AGAINST ALL DEFENDANTS)

89. The prior paragraphs are restated word for word herein.

90. This Count is pled to the extent that Defendants argue or assert that Plaintiffs ARKONA, LLC and DIANNE KOSBAB or any class member forfeited or (as it is sometimes falsely described) “involuntarily relinquished” property interests pursuant to *General Property Tax Act*.

91. The Eighth Amendment to the United States Constitution is the part of the United States Bill of Rights prohibiting the government from imposing excessive fines, which the U.S. Supreme Court has applied to action(s) involving forfeitures.

92. By imposing and retaining an excessive fine in the form of the forfeiture of value of the equity interest in property in excess of the tax delinquency, Plaintiffs ARKONA, LLC and DIANNE KOSBAB’s and the class members’ Eighth Amendment rights have been violated, see *Austin v United States*, 509 U.S. 602 (1993).

93. Keeping the value of the equity interest in property in excess of the tax delinquency (which already includes interest, fees, and costs) is punitive and not remedial.

94. The actions described herein is a policy, custom, and/or practice of Defendants COUNTY OF CHEBOYGAN and COUNTY OF MONROE (or to the extent so deemed, the Office of the Treasurer by naming Defendants BUFFY JO WELDON and KAY SISUNG in their official capacity) or its final policymaker sufficient to impose damages and other relief pursuant to *Monell v. New York City Department of Social Services* and its progeny.

95. Defendants COUNTY OF CHEBOYGAN and COUNTY OF MONROE (or to the extent so deemed, the Office of the Treasurer by naming Defendants BUFFY JO WELDON and KAY SISUNG in their official capacity) is liable pursuant to the *Monell* standard as flowing from the execution of the municipality's policy or custom pursuant one or more of the four recognized methodologies, see *Thomas v. City of Chattanooga*, 398 F3d 426, 429 (6th Cir. 2005).

96. The conduct of these named Defendants was reckless and undertaken with complete indifference to Plaintiffs ARKONA, LLC and DIANNE KOSBAB's and the class members' federal rights to be free from violations of the Eighth Amendment to the United States Constitution.

97. Said actions violate the Eighth Amendment to the United States Constitution, and is remedied by a money judgment against Defendants pursuant to 42 U.S.C. § 1983 and § 1988.

98. Plaintiffs ARKONA, LLC and DIANNE KOSBAB and the Class have suffered damages which this Court can remedy by an order and/or judgment for an award of damages.

RELIEF REQUESTED

99. WHEREFORE, Plaintiffs ARKONA, LLC and DIANNE KOSBAB and the class members respectfully request this Court to—

a. Enter an order certifying this case as a class action;

b. Enter an order for damages and/or compensation under any or all legal theories raised in the amount of the surplus equity (i.e., the difference between the tax auction price and the tax bill) or, in the event that the property is sold for less than fair market value, for the return to the delinquent taxpayer of the difference between the full market value and the tax bill;

c. Enter an order of additional damages and/or compensation to reach an amount equaling 125% of the property's fair market value if deemed by this Court that private property consisting of an individual's principal residence was taken for public use pursuant to Article X, Section 2 of the Michigan Constitution;

d. Enter an order for an award of interest as provided for in *Knick v. Twp. of Scott*;

e. Enter an order for an award of nominal and punitive damages awardable under federal law, if applicable;

f. Enter an order for an award of actual reasonable attorney fees and litigation expenses pursuant to all applicable laws, rules, or statutes; and

g. Enter an order for all such other relief the court deems equitable.

JURY DEMAND

100. For all triable issues, a jury is hereby demanded.

Date: September 23, 2019

RESPECTFULLY SUBMITTED:

/s/ Philip L. Ellison
OUTSIDE LEGAL COUNSEL PLC
BY PHILIP L. ELLISON (P74117)
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RECEIVED FOR RECORD
MARY ELLEN TRYBAN, CLERK/REGI
CHEBOYGAN COUNTY, MICHIGA
01/07/2013 2:33:23 PM
RECEIPT# 6390, STATION 1
$17.00 WARRANTY DEED
$1.00 TAX CERTIFICATION

EXHIBIT
A
OUTSIDE LEGAL COUNSEL PLC
www.olcplc.com

6390

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LIBER 1222 PAGE 563

CHEBOYGAN COUNTY
JANUARY 7, 2013
RECEIPT #6390

STATE OF MICHIGAN
REAL ESTATE TRANSFER TAX

$ 398.20-CO
$ 2715.00-ST
STAMP # 8886

WARRANTY DEED

The Grantor(s) CHEBOYGAN ORE, LLC, a Michigan Limited Liability Company, BY: MATTHEW R. CLARKE, whose address is 200 East Main Street, Harbor Springs, MI 49740, convey(s) and warrant(s) to ARKONA, LLC, BY: ANDREW F. HETZEL, JR., SOLE MEMBER, whose address is 2115 US 31 N. Petoskey Mi. 49770, the following described premises situated in the Township of Benton, County of Cheboygan and State of Michigan:

#103-032-300-001-00 + #103-032-300-004-00 + #103-032-400-001-04

PARCEL 2: The SW ¼ of Section 32, T38N, R2E and that part of the NW ¼ of the SE ¼ , lying South and West of US-23, Section 32, T38N, R2E; EXCEPT: Commencing at the Southeast corner of said Section 32; thence North 0*57'59" West 1,768.78 feet along the East line of said Section 32 to the Centerline of US-23; thence 1,572.02 feet along the arc of a 6,366.23 foot radius curve to the left, the central angle of which is 14*08'53" and the long chord of which bears North 51*29'23" West 1,568.03 feet along the Centerline; thence South 35*23'33" West 191.71 feet; thence South 44*12'43" West 550.15 feet to the Point of Beginning; thence South 45*47'17" East 370.00 feet; thence South 44*12'43" West 600.00 feet; thence North 45*47'17" West 600.00 feet; thence North 44*12'43" East 600.00 feet; thence South 45*47'17" East 230.00 feet to the Point of Beginning.

*denotes degrees

#103-031-300-001-02

PARCEL 3: The East ½ of the SW ¼ AND the West ½ of the West ½ of the SE ¼ of Section 31, T38N, R2E, being more particularly described as: Beginning at the South ¼ corner of said Section 31; thence South 87 41'07" East along the South Section line 653.78 feet; thence North 03*35'47" East 2,633.49 feet to the East – West ¼ line; thence North 88 06'00" West along said line 639.49 feet to the Center ¼ corner; thence continuing along said line North 88*09'41" West 1,280.86 feet to the West 1/8th line; thence South 04*30'07" West along said Section line 2,619.47 feet to the South Section line; thence South 87*41'07" East along the South Section line 1,307.57 feet to the Point of Beginning. *denotes degrees

#103-031-300-001-02

PARCEL 4: The East ½ of the SE 1/4 ; AND The East ½ of the West ½ of the SE ¼, Section 31, T38N, R2E.

Tax Code#103-031-300-001-02 & 103-032-300-001-00 & 103-032-300-004-00 & 103-032-400-001-04

for the sum of THREE HUNDRED SIXTY-TWO THOUSAND AND NO/100------($362,000.00)---- DOLLARS, subject to easements and building and use restrictions of record and further subject to the restrictions, reservations and easements of record, if any.

This property may be located within the vicinity of farmland or a farm operation. Generally accepted agricultural and management practices which may generate noise, dust, odors, and other associated conditions may be used and are protected by the Michigan right to farm act.

This grantor grants to the grantee the right to make All division(s) under section 108 of the land division act, Act No. 288 of the Public Acts of 1967.

Dated this 28 day of December, 2012

I hereby certify that for the five years preceding date of said Instrument there are no tax liens or Titles held by the State for any unpaid taxes, except such taxes as may be in the process of collecting.

27245

1/7 20 13 [signature] Cheboygan County Treasurer

GRANTOR:

CHEBOYGAN ORE, LLC, a Michigan Limited Liability Company

BY: [signature]
MATTHEW R. CLARKE

T.C.

LIBER 1222 PAGE 564

STATE OF MICHIGAN)
)ss.
COUNTY OF Emmet)

The foregoing instrument was acknowledged before me this 28 day of December, 2012, by CHEBOYGAN ORE, LLC, a Michigan Limited Liability Company, BY: MATTHEW R. CLARKE.

Lyn A. Wenz, Notary Public
County, Michigan
Acting in County, MI
My commission expires:

LYN A. WENZ
NOTARY PUBLIC, EMMET COUNTY, MI
MY COMMISSION EXPIRES: 1-18-2014
ACTING IN THE COUNTY OF EMMET

ADELE WENZ NOTARY PUBLIC EMMET COUNTY

DRAFTED BY: CTA/C51434 F
DANIEL MARTIN (P47567)
Attorney at Law
214 Water Street, Suite D
Cheboygan, MI 49721
(231) 627-7634

WHEN RECORDED RETURN TO AND SEND SUBSEQUENT TAX BILLS TO: GRANTEE

Notice of Judgment of Foreclosure

Michigan Department of Treasury
3731 (3-04)

Required by section 78k(8) of The General Property Tax Act, 1893 PA 206, as amended, MCL 211.78k(8).

On 02/29/2016 in Civil Action No. 15-8534-CZ in the Circuit Court for the 53RD Circuit, CHEBOYGAN County, entered a Judgment of Foreclosure in the Matter of the Petition of the County Treasurer against the property described below vesting absolute title to the real property described below in the County Treasurer of the County of CHEBOYGAN, as provided by Section 78k of The General Property Tax Act, 1893 PA 206, as amended, MCL 211.78k, if not redeemed by March 31, 2016 . Under the General Property Tax Act, the Judgment of Foreclosure became final and unappealable on March 31, 2016 .

Parcel No. 103-031-300-001-02	Property Forfeited to County Treasurer on March 1, 2015. Certificate of Forfeiture recorded at: Liber 1279 , Page 294
Property Address (if available): MI	Owner ARKONA, LLC

County: CHEBOYGAN Local Unit Name: BENTON TOWNSHIP Local Unit Code: 101

Legal Description of the Property:

SE1/4, SEC 31, T38N,R2E **AND** E1/2 OF SW1/4, SEC 31, T38N,R2E. <<MORE ACCURATELY DESC AS>> BEG AT S1/4 COR OF SEC 31, T38N,R2E; TH S 87D 41M 07S E ALG S SEC LI 653.78FT; TH N 03D 35M 47S E 2633.49FT TO E-W 1/4 LI; TH N 88D 06M 00S W ALG SD LI 639.49FT TO C 1/4 COR; TH CONT ALG SD LI N 88D 09M 41S W 1280.86FT6 TO W 1/8TH LI; TH S 04D 30M 07S W ALG SD LI 2619.47FT TO S SEC LI; TH S 87D 41M 07S E ALG S SEC LI 1307.57FT TO POB. SPLIT ON 01/30/2004 FROM 103-031-300-002-00 & 103-031-300-001-00; 967/862;969/570; 1192/170;1192/175;1222/563

Date 5-2-16	County Treasurer Signature Linda A Cronan
State of Michigan County of CHEBOYGAN Subscribed to and sworn before me on this 2nd day of May, 2016 Notary Public: Buffy J. Welder My Commission Expires: 05/31/2018	Drafted by and when recorded, return to: County Treasurer for the County of CHEBOYGAN Address: CHEBOYGAN COUNTY TREASURER LINDA A. CRONAN P O BOX 70, 870 S MAIN ST CHEBOYGAN MI 49721

RECEIVED FOR RECORD
MARY ELLEN TRYBAN, CLERK/REGISTER
CHEBOYGAN COUNTY, MICHIGAN
05/05/2016 9:06:36 AM

$10.00 RECEIPT# 213, STATION 1
NOTICE OF JUDGMENT/F

R1305 748 1

LIBER 1305 PAGE 748

Notice of Judgment of Foreclosure

Michigan Department of Treasury
3731 (3-04)

Required by section 78k(8) of The General Property Tax Act, 1893 PA 206, as amended, MCL 211.78k(8).

On 02/29/2016 in Civil Action No. 15-8534-CZ in the Circuit Court for the 53RD Circuit, CHEBOYGAN County, entered a Judgment of Foreclosure in the Matter of the Petition of the County Treasurer against the property described below vesting absolute title to the real property described below in the County Treasurer of the County of CHEBOYGAN, as provided by Section 78k of The General Property Tax Act, 1893 PA 206, as amended, MCL 211.78k, if not redeemed by March 31, 2016 . Under the General Property Tax Act, the Judgment of Foreclosure became final and unappealable on March 31, 2016 .

Parcel No. 103-032-300-001-00	Property Forfeited to County Treasurer on March 1, 2015. Certificate of Forfeiture recorded at: Liber 1279 , Page 296
Property Address (if available): 12552 BATES RD CHEBOYGAN MI 49721	Owner ARKONA, LLC

County: CHEBOYGAN Local Unit Name: BENTON TOWNSHIP Local Unit Code: 101

Legal Description of the Property:

N1/2 OF SW1/4, SEC 32, T38N,R2E **AND** SW1/4 OF SW1/4, SEC 32, T38N,R2E.
779/559;1192/175;1222/563

Date 5-2-16	County Treasurer Signature Linda A Cronan
State of Michigan County of CHEBOYGAN Subscribed to and sworn before me on this 2nd day of May, 2016. Notary Public: Brittany Weld My Commission Expires: 05/31/2018	Drafted by and when recorded, return to: County Treasurer for the County of CHEBOYGAN Address: CHEBOYGAN COUNTY TREASURER LINDA A. CRONAN P O BOX 70, 870 S MAIN ST CHEBOYGAN MI 49721

OFFICIAL SEAL OF CHEBOYGAN COUNTY REGISTER OF DEEDS

RECEIVED FOR RECORD
MARY ELLEN TRYBAN, CLERK/REGISTER
CHEBOYGAN COUNTY, MICHIGAN
05/05/2016 9:06:36 AM

$10.00 RECEIPT# 213, STATION 1
NOTICE OF JUDGMENT/F

R1305 749 1

LIBER 1305 PAGE 749

Notice of Judgment of Foreclosure

Michigan Department of Treasury
3731 (3-04)

Required by section 78k(8) of The General Property Tax Act, 1893 PA 206, as amended, MCL 211.78k(8).

On 02/29/2016 in Civil Action No. 15-8534-CZ in the Circuit Court for the 53RD Circuit, CHEBOYGAN County, entered a Judgment of Foreclosure in the Matter of the Petition of the County Treasurer against the property described below vesting absolute title to the real property described below in the County Treasurer of the County of CHEBOYGAN, as provided by Section 78k of The General Property Tax Act, 1893 PA 206, as amended, MCL 211.78k, if not redeemed by March 31, 2016 . Under the General Property Tax Act, the Judgment of Foreclosure became final and unappealable on March 31, 2016 .

Parcel No. 103-032-300-004-00	Property Forfeited to County Treasurer on March 1, 2015. Certificate of Forfeiture recorded at: Liber 1279, Page 297
Property Address (if available): MI	Owner ARKONA, LLC

County: CHEBOYGAN Local Unit Name: BENTON TOWNSHIP Local Unit Code: 101

Legal Description of the Property:

SE1/4 OF SW1/4, SEC 32, T38N,R2E. 1192/175;1222/563

Date 5-2-16	County Treasurer Signature Linda A Cronan
State of Michigan County of CHEBOYGAN Subscribed to and sworn before me on this 2nd day of May, 2016. Notary Public: Buffey J Wilder My Commission Expires: 05/31/2018	Drafted by and when recorded, return to: County Treasurer for the County of CHEBOYGAN Address: CHEBOYGAN COUNTY TREASURER LINDA A. CRONAN P O BOX 70, 870 S MAIN ST CHEBOYGAN MI 49721

OFFICIAL SEAL OF CHEBOYGAN COUNTY REGISTER OF DEEDS

RECEIVED FOR RECORD
MARY ELLEN TRYBAN, CLERK/REGISTER
CHEBOYGAN COUNTY, MICHIGAN
05/05/2016 9:06:36 AM

RECEIPT# 213, STATION 1
$10.00 NOTICE OF JUDGMENT/F

R1305 750 1 LIBER 1305 PAGE 750

Notice of Judgment of Foreclosure

Michigan Department of Treasury
3731 (3-04)

Required by section 78k(8) of The General Property Tax Act, 1893 PA 206, as amended, MCL 211.78k(8).

On 02/29/2016 in Civil Action No. 15-8534-CZ in the Circuit Court for the 53RD Circuit, CHEBOYGAN County, entered a Judgment of Foreclosure in the Matter of the Petition of the County Treasurer against the property described below vesting absolute title to the real property described below in the County Treasurer of the County of CHEBOYGAN, as provided by Section 78k of The General Property Tax Act, 1893 PA 206, as amended, MCL 211.78k, if not redeemed by March 31, 2016 . Under the General Property Tax Act, the Judgment of Foreclosure became final and unappealable on March 31, 2016 .

Parcel No. 103-032-400-001-04	Property Forfeited to County Treasurer on March 1, 2015. Certificate of Forfeiture recorded at: Liber 1279 , Page 298
Property Address (if available): 12875 BATES RD CHEBOYGAN MI 49721	Owner ARKONA, LLC

County: CHEBOYGAN Local Unit Name: BENTON TOWNSHIP Local Unit Code: 101

Legal Description of the Property:

NW1/4 OF SE1/4, SEC 32, T38N,R23 **AND** COM NW COR GOVT LOT 1, SEC 32, T38N R2E; TH N OD 48M W TO SLY R/W HWY US-23 & POB; TH SELY ALG SD R/W 100FT; TH SWLY AT R/A TO SD HWY TO E 1/8 LI; TH S OD 48M E ALG SD 1/8 LI TO S LI GOVT LOT 2; TH WLY ALG SD S LI 100FT; TH N OD 48M W TO PTE THAT IS AT R/A TO POB; TH NELY TO POB. **AND** COM NW COR GOVT LOT 1, SEC 32, T38N,R2E; TH N 89D 11M 23S E ALG E-W 1/4 LI 63.02FT; TH S 30D 13M W 122.30FT TO W LI GOVT LOT 1; TH N OD 48M W 104.80FT TO POB, *EXC: COM AT SE COR SEC 32, T38N,R2E; TH N OD 57M 59S W (CONTINUED)

Date 5-2-16	County Treasurer Signature Linda A Cronan
State of Michigan County of CHEBOYGAN Subscribed to and sworn before me on this 2nd day of May, 2016. Notary Public: [signature] My Commission Expires: 05/31/2018	Drafted by and when recorded, return to: County Treasurer for the County of CHEBOYGAN Address: CHEBOYGAN COUNTY TREASURER LINDA A. CRONAN P O BOX 70, 870 S MAIN ST CHEBOYGAN MI 49721

EXHIBIT C
OUTSIDE LEGAL COUNSEL PLC
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WATCH LIVE AUCTION FEED (HTTPS://WWW.YOUTUBE.COM/USER/MICHIGANTAXSALE/VIDEOS?VIEW=2&FLOW=GRID)

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MICHIGAN COUNTY TAX AUCTIONS

Menu

Lot 1607 : Cheboygan County

Sold for $307,000.00

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425+ Acres And Cabin! Private Estate Type Parcel Near Hammond Bay, Off Us 23. Gravel Quarry Potential.

- **Minimum Bid:** $39,750.00
- **Current Tax:** $8,425.22
- **SEV** $252,500.00

Auction Info: August 06, 2016 at 12:00 PM - Atlanta Eagles Club (http://maps.google.com/?q=10980 M-32 Atlanta, MI 49709)

Bundle This lot is a bundle consisting of 4 tax parcels being sold as a single auction lot. The parcels in this bundle must be purchased together and will not be offered for sale separately. Please see the descriptions below for more information about each parcel in this bundle.

(https://img.tax-sale.info/2016/16/103-031-300-001-02/IMG_1555.JPG)

Parcel Information:

Parcel 1 of 4

425+ Acres And Cabin! Private Estate Type Parcel Near Hammond Bay, Off Us 23. Gravel Quarry Potential.

Parcel ID: 103-031-300-001-02	**Address:** 12552 Bates Road	**Map:** view (http://maps.google.com/?q=45.629636,-84.240187)

LEGAL DESCRIPTION:

Local Unit:	Section:	Town:	Range:
Benton Township	31	38N	2E

SE1/4, SEC 31, T38N,R2E **AND** E1/2 OF SW1/4, SEC 31, T38N,R2E. <<MORE ACCURATELY DESC AS>> BEG AT S1/4 COR OF SEC 31, T38N,R2E; TH S 87D 41M 07S E ALG S SEC LI 653.78FT; TH N 03D 35M 47S E 2633.49FT TO E-W 1/4 LI; TH N 88D 06M 00S W ALG SD LI 639.49FT TO C 1/4 COR; TH CONT ALG SD LI N 88D 09M 41S W 1280.86FT6 TO W 1/8TH LI; TH S 04D 30M 07S W ALG SD

Read Full Description

Parcels are sold "as is" based on the assessed legal description only. All other information on this page, though reliable to the best of our knowledge, is provided as unverified reference and is not guaranteed to be accurate. You should verify this information with your own research and investigation prior to bidding.

Absentee Bidding:

The time has passed to enter an absentee bid for this lot.

Related Links:

Related Documents:

- Catalog Spreadsheet (CSV) (/catalog/getCsv/id/1176)
- Absentee Bid Form (/absenteeBidding)
- Property Transfer Affidavit (/forms/Property-Transfer-Affidavit.pdf)

OFFICIAL SEAL OF CHEBOYGAN COUNTY REGISTER OF DEEDS

RECEIVED FO
MARY ELLEN TRYBAN
CHEBOYGAN COU
09/13/2016

EXHIBIT
D
OUTSIDE LEGAL COUNSEL PLC
www.olcplc.com

$13.00 RECEIPT# 4 , STATION 2
TREAS QUIT CLAIM DEE

A1315 207 1

LIBER 1315 PAGE 207

QUIT CLAIM DEED

Linda Cronan, acting in official capacity as the **CHEBOYGAN COUNTY TREASURER** of PO Box 70, Cheboygan, MI 49721

QUIT CLAIMS to

TIMOTHY GEORGE BAISE, A Married Man, whose address is 1950 BARRY RD, WILLIAMSTON, MI 48895

The following lands situated in BENTON TOWNSHIP, County of Cheboygan, and State of Michigan, to wit:

SE1/4, SEC 31, T38N, R2E **AND** E1/2 OF SW1/4, SEC 31, T38N, R2E. <<MORE ACCURATELY DESC AS>> BEG AT S1/4 COR OF SEC 31, T38N,R2E; TH S 87D 41M 07S E ALG S SEC LI 653.78FT; TH N 03D 35M 47S E 2633.49FT TO E-W 1/4 LI; TH N 88D 06M 00S W ALG SD LI 639.49FT TO C 1/4 COR; TH CONT ALG SD LI N 88D 09M 41S W 1280.86FT TO W 1/8TH LI; TH S 04D 30M 07S W ALG SD LI 2619.47FT TO S SEC LI; TH S 87D 41M 07S E ALG S SEC LI 1307.57FT TO POB.

Further identified as permanent parcel ID number 103-031-300-001-02

The following lands situated in BENTON TOWNSHIP, County of Cheboygan, and State of Michigan, to wit:

N1/2 OF SW1/4, SEC 32, T38N, R2E **AND** SW1/4 OF SW1/4, SEC 32, T38N, R2E.

Further identified as permanent parcel ID number 103-032-300-001-00

The following lands situated in BENTON TOWNSHIP, County of Cheboygan, and State of Michigan, to wit:

SE1/4 OF SW1/4, SEC 32, T38N, R2E.

Further identified as permanent parcel ID number 103-032-300-004-00

The following lands situated in BENTON TOWNSHIP, County of Cheboygan, and State of Michigan, to wit:

NW1/4 OF SE1/4, SEC 32, T38N, R2E **AND** COM NW COR GOVT LOT 1, SEC 32, T38N R2E; TH N 0D 48M W TO SLY R/W HWY US-23 & POB; TH SELY ALG SD R/W 100FT; TH SWLY AT R/A TO SD HWY TO E 1/8 LI; TH S 0D 48M E ALG SD 1/8 LI TO S LI GOVT LOT 2; TH WLY ALG SD S LI 100FT; TH N 0D 48M W TO PTE THAT IS AT R/A TO POB; TH NELY TO POB. **AND** COM NW COR GOVT LOT 1, SEC 32, T38N,R2E; TH N 89D 11M 23S E ALG E-W 1/4 LI 63.02FT; TH S 30D 13M W 122.30FT TO W LI GOVT LOT 1; TH N 0D 48M W 104.80FT TO POB, *EXC: COM AT SE COR SEC 32, T38N,R2E; TH N 0D 57M 59S W 1768.78FT TO C/L OF HWY ROW; TH LONG CHRD BEARING N 51D 29M 23S W 1568.03FT ALG C/L OF HWY; TH S 35D 23M 33S W 191.71FT; TH S 44D 12M 43S W 550.15FT TO POB; TH S 45D 47M 17S 370FT; TH S 44D 12M 43S W 600FT; TH N 45D 47M 17S W 600FT; TH N 44D 12M 43S E 600FT; TH S 45D 47M 17S E 230FT TO POB.

Further identified as permanent parcel ID number 103-032-400-001-04

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, for the sum of $307,000.00 and no other consideration.

This property may be located within the vicinity of farmland or a farm operation. Generally accepted agricultural and management practices which may generate noise, dust, odors, and other associated conditions may be used and are protected by the Michigan Right to Farm Act. If the land is unplatted, the grantor grants the grantee ALL available land divisions.

This instrument is exempt from Michigan Real Estate transfer taxes pursuant to MCL 207.505(h)(i) and MCL 207.526(h)(i) for County and State tax respectively. This form is issued under the authority of MCL 211.78 (m).

Dated September 2, 2016

Linda A Cronan

Linda Cronan
Cheboygan County Treasurer

STATE OF MICHIGAN
COUNTY OF CHEBOYGAN

The foregoing instrument was acknowledged before me this September 2, 2016 by Linda Cronan, acting in official capacity as the Cheboygan County Treasurer, known to me to be the person who executed the same of their own free will.

Rachel G Vallance

Notary Public, Cheboygan County,
My commission expires / /

Drafted by:
Martin J. Spaulding
622 W. Kalamazoo Ave.
Kalamazoo, MI 49007

Rachel G. Vallance
Notary Public, Cheboygan Co. MI
My Commission Expires 12-12-2018

FORECLOSING GOVERNMENTAL UNIT (FGU)

Rev. 02/28/2019

EXHIBIT
E
OUTSIDE LEGAL COUNSEL PLC
www.olcplc.com

COUNTY	ADDRESS	TREASURER	FGU
Alcona	County Building 106 Fifth St. P.O. Box 158 Harrisville, 48740-0158	Cheryl L. Franks 989-724-9420	County
Alger	101 Court Street Munising, 49862	Pamela Johnson Alison Tomma, Deputy 906-387-4535	County
Allegan	113 Chestnut St. P.O. Box 259 Allegan, 49010-0259	Sally L. Brooks Larry Ladenburger, Deputy 269-673-0260	County
Alpena	720 W. Chisholm St. Suite 3 Alpena, 49707	Kim Ludlow Kristi Koperwas, Deputy 989-354-9534	County
Antrim	203 E. Cayuga St. P.O. Box 544 Bellaire, 49615	Sherry A. Comben Wendy Aldrich, Deputy 231-533-8596	County
Arenac	120 N. Grove St. P.O. Box 637 Standish, 48658	Dennis Stawowy Mary Reid, Deputy 989-846-4106	County
Baraga	Court House 16 North Third St. L'Anse, 49946	Anne Koski Jill Tollefson, Deputy 906-524-7773	County
Barry	Court House 220 W. State St. Hastings, 49058	Susan VandeCar Lorie Marcott, Deputy 269-945-1287	County
Bay	515 Center Ave. Suite 103 Bay City, 48708-5994	Richard R. Brzezinski Holly Kukla, Deputy 989-895-4285	County
Benzie	448 Court Place PO Box 377 Beulah, 49617	Michelle Thompson 231-882-0011	County
Berrien	701 Main Street St. Joseph, 49085-1197	Bret E. Witkowski Kathy Culbertson, Deputy 269-982-8645	County
Branch	Court Building 31 Division St. Coldwater, 49036	Ann Vrablic Julia Yearling, Deputy 517-279-4321	STATE
Calhoun	315 W. Green St. Marshall, 49068	Brian Wensauer Jon B. Bartlett, Deputy 269-781-0807	County
Cass	120 N. Broadway St. Ste 113 Cassapolis, 49031	Hope Anderson Diane Klapchuk, Deputy 269-445-4468	County
Charlevoix	County Building 301 State St. Charlevoix, 49720	Marilyn Cousineau Betty Simon, Deputy 231-547-7202	County
Cheboygan	870 S. Main P.O. Box 70 Cheboygan, 49721	Buffy Weldon 231-627-8821	County
Chippewa	319 Court St. Sault Ste. Marie, 49783	Margorie Hank Carmen Fazzari, Deputy 906-635-6308	County

FORECLOSING GOVERNMENTAL UNIT (FGU)

Rev. 02/28/2019

COUNTY	ADDRESS	TREASURER	FGU
Clare	Court House 225 W. Main P.O. Box 564 Harrison, 48625	Jenny Beemer-Fritzinger Janet L. Price, Deputy 989-539-7801	County
Clinton	100 E. State St. Ste. 2400 St. Johns, 48879-0039	Tina Ward Brenda Ondrus, Deputy 989-224-5280	STATE
Crawford	200 W. Michigan Ave. Grayling, 49738	Joseph V. Wakeley Kate Wagner, Deputy 989-344-3204	County
Delta	310 Ludington St. Room 171 Escanaba, 49829	Sherry Godfrey Ann Englund, Deputy 906-789-5117	County
Dickinson	705 S. Stephenson P.O. Box 609 Iron Mountain, 49801	Lorna Carey Natalie Rossi, Deputy 906-774-8130	County
Eaton	1045 Independence Blvd. Charlotte, 48813	Robert Robinson 517-543-4262	County
Emmet	200 Division St. Ste 170 Petoskey, 49770	Marilyn May Mary Mitchell, Deputy 231-348-1715	County
Genesee	1101 Beach St. Flint, 48502-1475	Deb Cherry 810-257-3059	County
Gladwin	401 W. Cedar Gladwin, 48624	Christy VanTiem MarLynn Muma, Deputy 989-426-7251	County
Gogebic	Court House 200 N. Moore St. Bessemer, 49911	Lisa Hewitt Patricia Ikola, Deputy 906-663-4517	County
Grand Traverse	400 Boardman Ave. Traverse City, 49684-257	Heidi Scheppe Annette Counsel, Deputy 231-922-4735	County
Gratiot	214 E. Center St. P.O. Box 17 Ithaca, 48847	Michelle Thomas Ella Martyn, Deputy 989-875-5220	County
Hillsdale	Court House 29 N. Howell St. Hillsdale, 49242	Stephanie Kyser Diana Gow, Deputy 517-437-4700	County
Houghton	401 E. Houghton Ave. Houghton, 49931	Kathleen A. Beattie Judith Carne, Deputy 906-482-0560	County
Huron	County Building, Room 2(P.O. Box 69 Bad Axe, 48413-0069	Debra McCollum Rochelle Peplinski, Deputy 989-269-9238	County
Ingham	County Courthouse Jefferson St., 2nd Floor P.O. Box 215 Mason, 48854	Eric Schertzing John Schlinker, Deputy 517-676-7220	County
Ionia	County Courthouse 100 Main Ionia, 48846-1696	Judith A. Clark Virgene Pung, Deputy 616-527-5329	County

FORECLOSING GOVERNMENTAL UNIT (FGU)

Rev. 02/28/2019

COUNTY	ADDRESS	TREASURER	FGU
Iosco	422 Lake Street Box 538 Tawas City, 48764-0538	Mr. Elite Shellenbarger Catherine Anderson, Deputy 989-362-4409	STATE
Iron	2 South 6th St., Ste. 12 Crystal Falls, 49920-1413	Melanie Camps 906-875-3362	County
Isabella	200 N. Main Street Mt. Pleasant, 48858	Steven W. Pickens Kathleen Schafer, Deputy 989-772-0911, ext 258	County
Jackson	120 W. Michigan Ave. Jackson, 49201	Karen Coffman Diane L. Donaldson, Deputy 517-788-4418	County
Kalamazoo	201 W. Kalamazoo, Rm1(Kalamazoo, 49007	Mary Balkema Gred Vliestra, Deputy 269-384-8124	County
Kalkaska	605 N. Birch St. Kalkaska, 49646	Valerie Thornburg Joyce Owens, Deputy 231-258-3310	County
Kent	300 Monroe N.W. P.O. Box Y Grand Rapids, 49503	Kenneth D. Parrish Steven W. Orchard, Deputy 616-632-7513	County
Keweenaw	Court House 5095 4th St. Eagle River, 49950-9744	Eric Hermanson Susan Cronenworth, Deputy 906-337-1625	STATE
Lake	Court House 800 10th St., Ste. 210 Baldwin, 49304	Brenda L. Kutchinski Julie Hoffman, Deputy 231-745-4622	County
Lapeer	255 Clay, Ste. 303 Lapeer, 48446	Dana M. Miller Wendy Miller, Deputy 810-667-0239	County
Leelanau	8527 E. Government Ctr I Ste. 104 Suttons Bay, 49682	John Gallagher Chris Mikowski, Deputy 231-256-9838	County
Lenawee	301 N. Main Adrian, 49221	Marilyn J. Woods Carol Bowles, Deputy 517-264-4554	County
Livingston	County Courthouse 200 E. Grand River Howell, 48843	Jennifer Nash Matt Mlynarcheck, Deputy 517-546-7010	STATE
Luce	Court House 407 W. Harrie St. Newberry, 49868	Darlene Kisro 906-293-8171	STATE
Mackinac	100 Marley St. St. Ignace, 49781	Jennifer Goudreau Cynthia Oliver, Deputy 906-643-7318	County
Macomb	1 S. Main, 2nd Floor Mt. Clemens, 48043	Lawrence Rocca 586-469-5194	County
Manistee	415 Third Street Manistee, 49660	Russell Pomeroy Mindy Dalke, Deputy 231-723-3173	County
Marquette	232 W. Baraga Ave. Marquette, 49855	Anne Giroux Kamila Fassbender, Deputy 906-225-8425	County

FORECLOSING GOVERNMENTAL UNIT (FGU)

COUNTY	ADDRESS	TREASURER	FGU
Mason	Court House 304 E. Ludington Avenue Ludington, 49431	Shirley J. Smith 231-843-8411	County
Mecosta	400 Elm Street Big Rapids, 49307-1889	Sherry Earnest Cindy Lattimore, Deputy 231-592-0169	STATE
Menominee	839 10th Ave. Menominee, 49858	Diane Lesperance Julie Englund, Deputy 906-863-5548	County
Midland	220 W. Ellsworth Midland, 48640-5194	Catherine L. Lunsford Ann M. Townsend, Chief Deputy 989-832-6720	County
Missaukee	Court House P.O. Box 800 111 S. Canal Street Lake City, 49651	Lori Cox Samantha Nasser, Deputy 231-839-2169	County
Monroe	51 S. Macomb St. Monroe, 48161	Kay Sisung Denine Kamprath, Deputy 734-240-7365	County
Montcalm	Box 368 211 W. Main Street Stanton, 48888	JoAnne Vukin Dorina Kirshman, Deputy 989-831-7334	County
Montmorency	12265 M32 West P.O. Box 789 Atlanta, 49709	Jean M. Klein Susan Cady, Deputy 989-785-8086	County
Muskegon	173 E. Apple Ave Suite 104 Muskegon, 49442	Tony Moulatsiotis Dan Hansen, Deputy 231-724-6217	County
Newaygo	1087 Newell P.O. Box 885 White Cloud, 49349-0885	Holly Moon Sue Schondelmayer, Deputy 231-689-7230	County
Oakland	1200 N. Telegraph Dept. 479 Pontiac, 48341-0479	Andrew Meisner Jim VanLeuven, Deputy 248-858-0624	County
Oceana	100 State Street P.O. Box 227 Hart, 49420	Mary Lou Phillips Betty L. Poort, Deputy 231-873-3980	County
Ogemaw	P.O. Box 56 806 W. Houghton, Rm 10 West Branch, 48661	Dwight McIntyre Cindy Scott, Deputy 989-345-0084	County
Ontonagon	725 Greenland Rd. Ontonagon, 49953	Diana J. Killoran 906-884-4665	County
Osceola	301 West Upton Reed City, 49677	Lori Leuderman Susan K. Stewart, Deputy 231-832-6107	County
Oscoda	311 Morenci P.O. Box 399 Mio, 48647	William Kendall Audry J. Lunning, Deputy 989-826-1113	County
Otsego	County Building 225 W. Main Room 107 Gaylord, 49735	Diann M. Axford 989-731-7560	County
Ottawa	12220 Filmore St Room 155 West Olive, MI 49460	Bradley J. Slagh Cheryl A. Clark, Deputy 616-994-4501	County

FORECLOSING GOVERNMENTAL UNIT (FGU)

Rev. 02/28/2019

COUNTY	ADDRESS	TREASURER	FGU
Presque Isle	151 E. Huron P.O. Box 110 Rogers City, 49779	Bridget L. LaLonde Valerie Peacock, Deputy 989-734-4075	County
Roscommon	500 Lake Street Roscommon, 48653	Rebecca A. Ragan Marcie Dankert, Deputy 989-275-5823	County
Saginaw	111 S. Michigan Ave. Saginaw, 48602	Timothy M. Novak Jana Barry, Deputy 989-790-5225	County
St. Clair	200 Grand River Blvd Suite 101 Port Huron, 48060	Kelly Roberts-Burnett William Kaufman, Deputy 810-989-6915	County
St. Joseph	125 W. Main P.O. Box 220 Centreville, 49032-0220	Judie Ratering Vicky Anders, Deputy 269-467-5527	County
Sanilac	60 W. Sanilac P.O. Box 286 Sandusky, 48471	Trudy M. Nicol Judy Decker, Deputy 810-648-2127	County
Schoolcraft	300 Walnut Room 169 Manistique, 49854	Julie Roscioli Cindy L. Nelson, Deputy 906-341-3622	County
Shiawassee	Court House 208 N. Shiawassee Corunna, 48817	Thomas Dwyer 989-743-2224	STATE
Tuscola	125 W. Lincoln Caro, 48723	Patricia Donovan-Gray Susan Jensen, Deputy 989-672-3890	County
Van Buren	219 Paw Paw Street Suite 101 Paw Paw, 49079-1499	Trisha Nesbitt Karen MacDonald, Deputy 269-657-8228	County
Washtenaw	200 North Main 2nd Floor, Ste., 200 P.O. Box 8645 Ann Arbor, 48107-8645	Catherine McClary Kristen Osborn, Deputy 734-222-6625	County
Wayne	International Center Bldg. 400 Monroe, Ste. 550 Detroit, 48226-2946	Eric R. Sabree Roy Freij, Chief Deputy 313-224-5950	County
Wexford	P.O. Box 293 437 E. Division St. Cadillac, 49601	Jayne E. Stanton Connie Roush, Deputy 231-779-9475	County

CHEBOYGAN COUNTY TREASURER
Linda A. Cronan, Treasurer
COUNTY BUILDING P.O. BOX 70
CHEBOYGAN, MICHIGAN 49721

Telephone: (231) 627-8821
Fax: (231) 627-8415
TDD: (800) 649-3777

December 15, 2004

Michigan Department of Treasury
Bureau of Local Government Services
430 West Allegan Street
Lansing, Michigan 48922
Attn: Frederick Headen

Dear Mr. Headen:

Cheboygan County has elected to retain its current status of opting in to the tax-reversion as revised by Public Act 123 of 1999.

Sincerely,

Linda A. Cronan

Linda A. Cronan

cc: Nancy Stempky
County Administrator

2011R13497

DIANNE KOSBAB - SR

RCVD pm 3:49 JUL 20 '11 MONROE

2011R13497 1

2011R13

QUIT CLAIM DE

RECORDED ON 07/20/2011

SHARON D LEMASTERS-REGI

MONROE COUNTY, MI

RECORDING: 14.00

OFFICIAL SEAL OF MONROE COUNTY REGISTER OF DEEDS

PAGES: 1

EXHIBIT

G

OUTSIDE LEGAL COUNSEL PLC

www.olcplc.com

QUIT CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS: that David P. Kosbab, a married man, whose address is 12756 North Lakeshore, LaSalle, MI 48145 QUIT CLAIMS TO Dianne Kosbab, a married woman, whose address is 12756 North Lakeshore, LaSalle, MI 48145 the following described premises situated in the Township of LaSalle, County of Monroe, State of Michigan to wit:

Lots 34 and 35, Allen Grand View Subdivision, according to the Plat thereof, as recorded in Liber 3, Page 31 of Plats, Monroe County Register of Deeds.

Parcel Number:

Commonly known as: vacant land

For the full consideration of $1.00.

Pursuant to MCL207.526(a), MCL 207.526(i), and MCL 207.526(j).

David P Kosbab

David P. Kosbab

David P. Kosbab sworn to before me on
July 20, 2011.

/s/

Notary Public, Ronald Bruce - RONALD Bruce

County of Wayne

My commission expires 4-14-2012 - 4-14-12

Acting In Monroe County.

When recorded return to:
Dianne Kosbab
6804 Sanderling Lane
Hudson, Florida 34667

Drafted by:
Ronald T. Brucce, Esq.
Bruce, Calkins & Stimpson PLLC
53 South Monroe Street
Monroe, MI 48161

EXHIBIT
H
OUTSIDE LEGAL COUNSEL PLC
www.olcplc.com

RECEIVED: 04/21/201
2016R083
RECORDED: 04/21/201
SHARON D LEMASTERS
OFFICIAL SEAL OF
MONROE COUNTY, MI
PAGES: 1

Notice of Judgment of Foreclosure

Michigan Department of Treasury
3731 (3-04)

Required by section 78k(8) of The General Property Tax Act, 1893 PA 206, as amended, MCL 211.78k(8).

On 02/18/2015 in Civil Action No. 14-36351-CC in the Circuit Court for the 38th Circuit, MONROE County, entered a Judgment of Foreclosure in the Matter of the Petition of the County Treasurer against the property described below vesting absolute title to the real property described below in the County Treasurer of the County of MONROE, as provided by Section 78k of The General Property Tax Act, 1893 PA 206, as amended, MCL 211.78k, if not redeemed by March 31, 2016 . Under the General Property Tax Act, the Judgment of Foreclosure became final and unappealable on March 31, 2016 .

Parcel No. 09 155 035 00	Property Forfeited to County Treasurer on March 1, 2015 Certificate of Forfeiture recorded at: Doc No 2015R07016 Liber ______ Page ______
Property Address: N LAKESHORE DR LA SALLE MI 48145	Owner's Name: KOSBAB DIANNE

County: MONROE Local Unit Name: LASALLE TOWNSHIP Local Unit Code: 09

Legal Description of the Property:

LA34-5 "ALLEN GRAND VIEW SUBDIVISION" LOTS 34 & 35.

Date 04/21/2016	County Treasurer Signature Kay M. Sisung
State of Michigan County of MONROE Subscribed to and sworn before me on this 21 day of April 2016 Notary Public: Dennie M Kampnatt My Commission Expires: 7/24/2018	Drafted by and when recorded, return to County Treasurer for the County of MONROE Address: KAY M. SISUNG MONROE COUNTY TREASURER 51 SOUTH MACOMB STREET MONROE, MI 48161

EXHIBIT
I
OUTSIDE LEGAL COUNSEL PLC
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Tax-Sale.info
MICHIGAN COUNTY TAX AUCTIONS

Lot 4328 : Monroe County

Sold for $28,250.00

Add to favorites | Back to Catalog | 1012 Views

Canal Frontage

- **Minimum Bid:** $2,500.00
- **Current Tax:** $119.19
- **SEV** $11,000.00

Auction Info: August 01, 2016 at 1:00 PM - St. George Cultural Center (http://maps.google.com/?q=2326 N Monroe St Monroe, MI 48162)

Parcel ID: 09 155 035 00

Map: Click here to view GPS Map Link (http://maps.google.com/?q=41.8437422,-83.4032814)

Addresses: N LAKESHORE DR LA SALLE

Legal Description: "ALLEN GRAND VIEW SUBDIVISION" LOTS 34 & 35.

(https://img.tax-sale.info/2016/58/09-155-035-00/DSC00689.JPG)

Parcel Information:

Canal Frontage

Parcel ID: 09 155 035 00	**Address:** N LAKESHORE DR LA SALLE	**Map:** view (http://maps.google.com/?q=41.8437422,-83.4032814)

LEGAL DESCRIPTION:

Local Unit: Lasalle Township	**Section:** 30	**Town:** 7S	**Range:** 9E

"ALLEN GRAND VIEW SUBDIVISION" LOTS 34 & 35.

COMMENTS:

Great place to park your boat and enjoy the summer! Canal frontage leading to Lake Erie. There may be association dues associated with this parcel.

CONDITION & OTHER ATTRIBUTES:

Primary Features:

Includes water frontage

Vacant lot

Access:

Road Surface: Paved

Road Type: Private

Condition:

No additional information.

Utilities:

Hide Full Description

Parcels are sold "as is" based on the assessed legal description only. All other information on this page, though reliable to the best of our knowledge, is provided as unverified reference and is not guaranteed to be accurate. You should verify this information with your own research and investigation prior to bidding.

Absentee Bidding:

The time has passed to enter an absentee bid for this lot.

Related Links:

Related Documents:

- Catalog Spreadsheet (CSV) (/catalog/getCsv/id/1208)
- Absentee Bid Form (/absenteeBidding)
- Property Transfer Affidavit (/forms/Property-Transfer-Affidavit.pdf)
- Manual Authorization Form (/forms/Manual-Authorization-Form.pdf)

Previous Lot (/lot/show/id/90919)

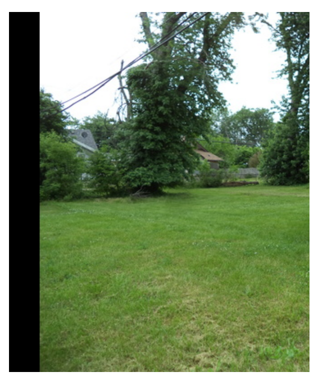
Next Lot (/lot/show/id/90921)

Related Properties:

(/lot/show/id/90899)

Monroe County: Lot 4307 (/lot/show/id/90899)

Minimum Bid: $3,100.00



(/lot/show/id/90918)

Monroe County: (/lot/show/id/909

Minimum Bid: $1,700.0

◇

RETURN TO CATALOG

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8 1 7 8 8 4 0
Tx:4114305
8/24/2016 11:59:00 AM

RECEIVED: 08/24/2016 11:59 AM
2016R16939
RECORDED: 08/24/2016 2:16 PM
SHARON D LEMASTERS
OFFICIAL SEAL OF
MONROE COUNTY, MI
PAGES: 1

EXHIBIT
J
OUTSIDE LEGAL COUNSEL PLC
www.olcplc.com

QUIT CLAIM DEED

Kay Sisung, acting in official capacity as the **MONROE COUNTY TREASURER** of 51 S Macomb St, Monroe, MI 48161

QUIT CLAIMS to

Donna K Stefansky, A Single Woman, whose address is 5025 Westminster Drive, Dundee, MI 48131

The following lands situated in LASALLE TOWNSHIP, County of Monroe, and State of Michigan, to wit:

"ALLEN GRAND VIEW SUBDIVISION" LOTS 34 & 35.

Further identified as permanent parcel ID number 09 155 035 00

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, for the sum of $28,250.00 and no other consideration.

This property may be located within the vicinity of farmland or a farm operation. Generally accepted agricultural and management practices which may generate noise, dust, odors, and other associated conditions may be used and are protected by the Michigan Right to Farm Act. If the land is unplatted, the grantor grants the grantee ALL available land divisions.

This instrument is exempt from Michigan Real Estate transfer taxes pursuant to MCL 207.505(h)(i) and MCL 207.526(h)(i) for County and State tax respectively. This form is issued under the authority of MCL 211.78 (m).

Dated August 22, 2016

Kay Sisung

Kay Sisung
Monroe County Treasurer

STATE OF MICHIGAN
COUNTY OF MONROE

The foregoing instrument was acknowledged before me this August 22, 2016 by Kay Sisung, acting in official capacity as the Monroe County Treasurer, known to me to be the person who executed the same of their own free will.

DENINE M KAMPRATH
Notary Public, State of Michigan
County of Monroe
My Commission Expires Jul. 24, 2018
Acting in the County of Monroe

Denine M Kamprath
Notary Public, Monroe County,
My commission expires 7/24/2018

Drafted by:
Martin J. Spaulding
622 W. Kalamazoo Ave.
Kalamazoo, MI 49007

Monroe County
Board of Commissioners
Monroe County Courthouse
125 East Second Street • Monroe, Michigan 48161-2197
Telephone: 734.240.7003 • Fax: 734.240.7266 • Toll Free: 1.888.354.5500 Ext. 7003

Chairman
Lehr Roe • District 1
Vice-Chairman
Jerry Oley • District 6
Administrative Assistant/
Deputy Clerk
Vickie L. Koczman

EXHIBIT
K
OUTSIDE LEGAL COUNSEL PLC
www.olcplc.com

December 29, 2004

Michigan Department of Treasury
Bureau of Local Government Services
430 West Allegan Street
Lansing, MI 48922

Attn: Frederick Headen

Dear Mr. Headen:

Please be advised that the letter I previously sent to you dated December 15, 2004, stating that the Monroe County Board of Commissioners rescinded the resolution previously adopted on November 23, 1999, to "opt out" of the State of Michigan foreclosing property forfeited to the County pursuant to Section 78(3) of Public Act 206 on November 23, 2004. Please be advised that the commissioners rescinded the aforementioned resolution at their Tuesday, December 14, 2004, Regular Meeting.

I apologize for the error.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Vickie Koczman

Vickie Koczman, Deputy Clerk
Monroe County Board of Commissioners

xc: Kay Sisung, Monroe County Treasurer
Thomas Graham, Lennard, Graham & Goldsmith, PLLC

Monroe County
Board of Commissioners
Monroe County Courthouse
125 East Second Street • Monroe, Michigan 48161-2197
Telephone: 734.240.7003 • **Fax:** 734.240.7266 • **Toll Free:** 1.888.354.5500 Ext. 7003

Chairman
Lehr Roe • District 1
Vice-Chairman
Jerry Oley • District 6
Administrative Assistant/ Deputy Clerk
Vickie L. Koczman

December 15, 2004

Michigan Department of Treasury
Bureau of Local Government Services
430 West Allegan Street
Lansing, MI 48922

Attn: Frederick Headen

Dear Mr. Headen:

At a Regular Meeting of the Monroe County Board of Commissioners held on Tuesday, December 14, 2004, the Board rescinded the resolution previously adopted on November 23, 1999, to "opt out" of the State of Michigan foreclosing property forfeited to the County pursuant to Section 78(3) of Public Act 206.

Attached please find the resolution adopted on November 23, 1999 and the resolution adopted on December 14, 2004.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Vickie Koczman

Vickie Koczman, Deputy Clerk
Monroe County Board of Commissioners

Attachments

xc: Kay Sisung, Monroe County Treasurer
Thomas Graham, Lennard, Graham & Goldsmith, PLLC

RESOLUTION RESCINDING THE RESOLUTION ELECTING TO HAVE THE STATE OF MICHIGAN
FORECLOSE PROPERTY FORFEITED TO THE COUNTY
TREASURER PURSUANT TO SECTION 78 (30 OF PUBLIC ACT NO. 206 OF
THE MICHIGAN PUBLIC ACTS OF 1893, AS AMENDED

At a regular meeting of the Board of Commissioners of the County of Monroe, Michigan, held on the 14th day of December, 2004, at 5:00 p.m, Eastern Standard Time, in the County Commissioner's Chambers in Monroe, Michigan there were:

Present: Roe, Zorn, Mentel, Mell, Sisk, Oley, Ansel, Albert-Green, Scott

Absent: None

The following preambles and resolution were offered by Zorn and seconded by Scott.

WHEREAS, in 1999 the provisions of Section 78, Subsection (3) of Act No. 206 [MCL 211.78 (3)] of the Michigan Public Acts of 1893, as amended (Act 206), permitted a County to elect to have property forfeited to its county treasurer pursuant to Act 206, foreclosed by the State of Michigan; and

WHEREAS, the Board of Commissioners of the County of Monroe with the consent of the Monroe County Treasurer adopted a resolution electing to have the State of Michigan foreclose property forfeited to the County pursuant to Section 78 (3) of Public Act No. 206 of the Michigan Public Acts of 1893, as amended, a copy of which is attached hereto as Appendix A; and

WHEREAS, this Board of Commissioners believes it is in the best interest of the County of Monroe to rescind this election; and

WHEREAS, the county treasurer has concurred in this action, a copy of which concurrence is attached as Appendix B; and

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF MONROE as follows:

1. The County of Monroe pursuant to the authority granted to it by Section 78, subsection (3) of Act 206 hereby elects to rescind the Resolution attached as Appendix A to have the State of Michigan foreclose property under Act 206 forfeited to the county treasurer under Section 78g of Act 206, which will result in having the Monroe County Treasurer foreclose such property in the future.

2. A certified copy of this resolution shall be sent by the county clerk to the Treasurer of the State of Michigan.

THIS RESOLUTION WAS UNANIMOUSLY ADOPTED BY THE MONROE COUNTY BOARD OF COMMISSIONERS.

Lehr Roe, Chairman
Monroe County Board of Commissioners