

W. 3. B. 2.

**ABBREVIATED CONSENT CALENDAR MEMO**

Memorandum Date: 2 May 2007  
Order Date: 16 May 2007

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TO: Board of County Commissioners

DEPARTMENT: Lane County Sheriff's Office

PRESENTED BY: Sgt. Doug Osborne

**AGENDA ITEM TITLE: IN THE MATTER OF AUTHORIZING A PRIVATE  
SALE OF FORFEITED COUNTY OWNED REAL  
PROPERTY IDENTIFIED AS ASSESSOR'S MAP NO.  
19-12-271300100 LOCATED AT 83343 N. PIONEER  
RD., FLORENCE, OREGON**

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I. MOTION

MOVE TO APPROVE PRIVATE SALE OF FORFEITED COUNTY OWNED REAL  
PROPERTY IDENTIFIED AS ASSESSOR'S MAP NO. 19-12-271300100

DISCUSSION

A. Background/Analysis

Lane County Sheriff's Office is in receipt of a Lane County Circuit Court judgment, Case Number 20-05-24783, dated 15 June 2006, which ordered that Parcel 2 be forfeited to the Lane County Sheriff, with 50% of the final proceeds after sale to be returned to the Defendant or his designees.

The judgment further ordered that the sale of the property be accomplished by any reasonable manner determined by the Lane County Sheriff.

Parcel 2 is Assessor's Map No. 19-12-271300100 located at 83343 N. Pioneer Rd., Florence, Oregon.

Property is 0.73 acres and assessed a value of \$128,752.

The Lane County Sheriff's Office wishes to list the property with a realtor to insure maximum exposure, and receive the maximum fair price of the property. A selection process pursuant to Lane Manual is being used to choose a realtor.

The property will be sold “as is” with no warranties or guaranties as to its ability to be used for any purpose or condition of title.

ORS 275.030(2), covering county lands, suggests that in cases other than foreclosures for nonpayment of real property taxes, and when the county governing body deems it not to be in the best interest of the county to sell and convey by auction, the county may sell by private sale.

ORS 271.310(1) provides for selling, exchanging or leasing county property if the property is no longer needed for public use or if the public interest can be furthered by a sale.

Offers received for the property will be forwarded under Board Order for acceptance or rejection by the Board of County Commissioners.

B. RECOMMENDATION

Staff recommends approving the private sale of forfeited county owned real property identified as Assessor’s Map No. 19-12-271300100.

Private sale of forfeited real property is more likely to generate a higher value over a Sheriff’s Office auction of the property.

II. ATTACHMENTS

1. Proposed Board Order No. \_\_\_\_\_.
2. Exhibit A – Proposed Terms of the Sale
3. Exhibit B – Plat Map of Forfeited Real Property

**IN THE BOARD OF COUNTY COMMISSIONERS OF Lane County, OREGON**

**ORDER NO.**

**)IN THE MATTER OF AUTHORIZING A PRIVATE  
)SALE OF FORFEITED COUNTY OWNED REAL  
)PROPERTY IDENTIFIED AS ASSESSOR'S MAP NO.  
)19-12-271300100 LOCATED AT 83343 N. PIONEER  
)RD., FLORENCE, OREGON**

**THIS MATTER** having come before the Board of County Commissioners deeming it in the best interest of Lane County to sell real property which was acquired through forfeiture.

**WHEREAS**, real property identified as Assessor's Map No. 19-12-271300100 is owned by Lane County and not in use for County purposes, and sale of said property would benefit Lane County by its return to the tax roll.

**WHEREAS**, when the county governing body deems it not to be in the best interest of the county to sell and convey by auction, the county may sell by private sale pursuant to ORS 275.030(2).

**IT IS HEREBY ORDERED** that the Board of County Commissioners authorize that county owned real property identified as Assessor's Map No. 19-12-271300100 be sold by private sale pursuant to ORS 275.030 and ORS 271.310 and that the Sheriff's Office shall present bona fide offers to the Board for acceptance or rejection.

Signed this                      day of                      , 2007

\_\_\_\_\_  
Chair, Lane County Board of Commissioners

APPROVED AS TO FORM  
Date 5/3/07                      lane county  
                      
OFFICE OF LEGAL COUNSEL

**EXHIBIT  
"A"**

Lane County Sheriff's Office Civil  
Division

List of Properties

For XXXXXX, 2006 Auction

	MAP/TAX LOT #	MINIMUM BID	ASSESSED VALUE	SIZE/ ACREAGE	ZONING	PROPERTY DESCRIPTION
<b>1</b>	19-12-271300100	1	128,752	.73 Acre		83343 N. Pioneer Rd. Florence, OR 97439

**Exhibit "B"**

**attach plat map(s)**

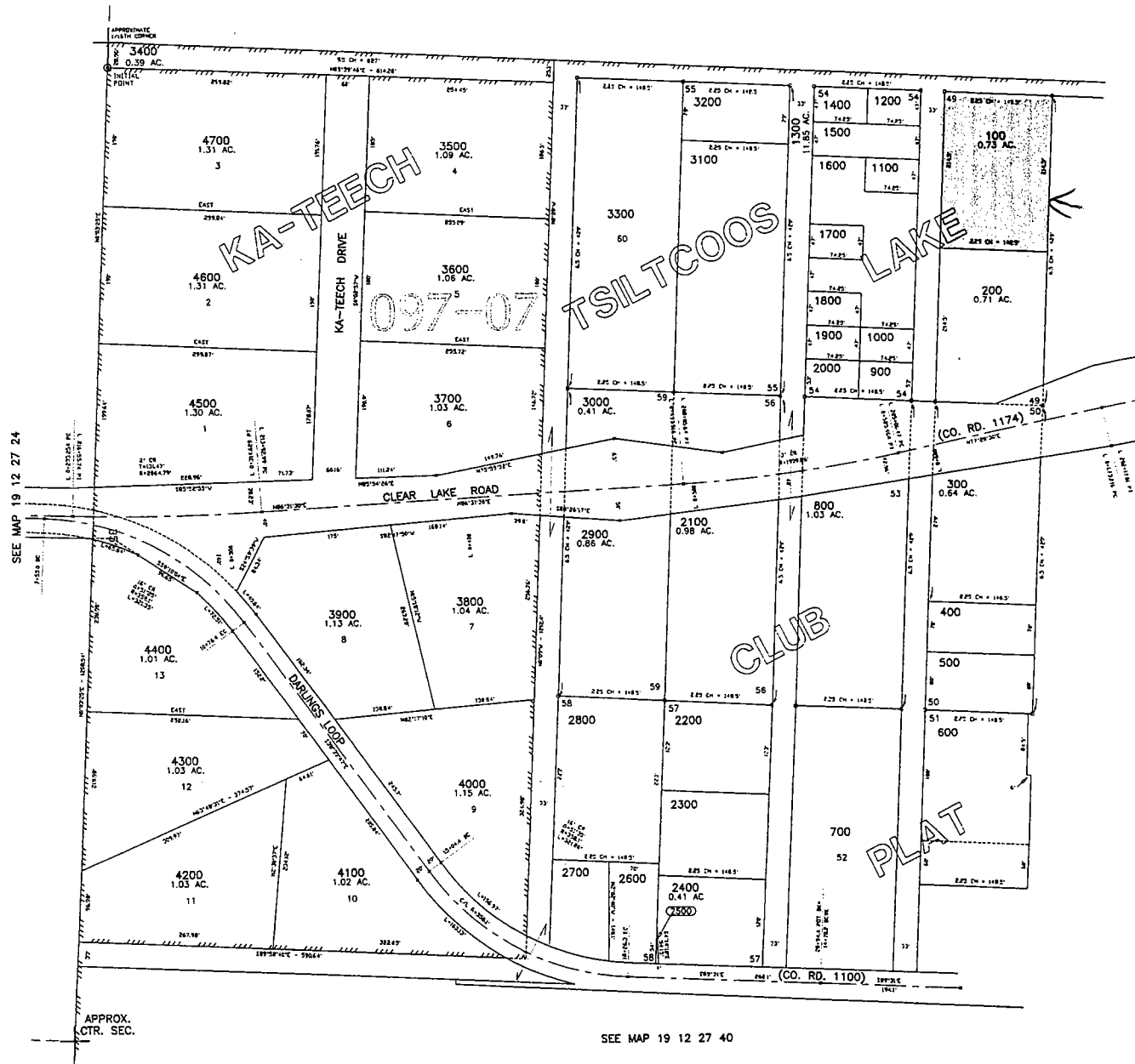
FOR ASSESSMENT  
AND TAXATION  
ONLY

SW/4 NE/4 SECTION 27 T.19S. R.12W. W.M.  
LANE COUNTY  
SCALE 1" = 100'

DATE	REVISION	BY
12/12/91	REV. MAP 19 12 27 13	LANE CO.

19 12 27 13  
DUNE CITY  
NAD 83/91

SEE MAP 19 12 27 12



CANCELLED

SEE MAP 19 12 27 14

SEE MAP 19 12 27 40

19 12 27 13  
DUNE CITY