

**STATE OF MICHIGAN
IN THE THIRD JUDICIAL CIRCUIT COURT
COUNTY OF WAYNE**

**In the Matter of the Petition
Of the Treasurer for the County of Wayne,
State of Michigan, for the Foreclosure
Of Certain Lands for Unpaid Property Taxes.**

Hon. Mary Beth Kelly

Case No. 02-220192 PZ

JUDGMENT OF FORECLOSURE

**At a Session of this Court held at the
Court house in the City of Detroit on
the tenth day of March 2003, A.D.**

Present : Hon. Mary Beth Kelly, Chief Judge

This matter was initiated with the filing of a Petition for Foreclosure on June 14, 2002 by the Wayne County Treasurer ("Petitioner"), which Petition was amended on February 25, 2003 pursuant to this Court's Ex-Parte Order Allowing Amendment of Petition ("Petition"), and the Court being fully advised in the premises:

WHEREAS the Petition identified parcels of property forfeited to the Wayne County Treasurer under MCL 211.78g for the 2000 and prior years' unpaid taxes, and set forth the amount of the unpaid delinquent taxes, interest, penalties and fees for which each parcel of the property was forfeited.

WHEREAS the Petition sought a judgment of foreclosure in favor of the Petitioner, the Wayne County Treasurer, due to the unpaid delinquent taxes, interest, fees and penalties listed against each parcel of property.

WHEREAS the Petition further sought a judgment vesting absolute title to each property in the Petitioner, without right of redemption, as to parcels of property not redeemed within 21 days after entry of a judgment.

WHEREAS Petitioner filed with the Clerk of the Court proof of the notice, service and publication required under the General Property Tax Act, P.A. 206 of 1893, as amended, MCL 211.1 et seq. all before the date of the hearing on the Petition,

WHEREAS a hearing on the Petition and objections thereto was held on February 26, 2003, February 27, 2003, and March 6, 2003, at which time all parties interested in the forfeited properties were heard.

NOW THEREFORE the Court finds that all those entitled to notice and an opportunity to be heard have been provided that notice and opportunity.

IT IS HEREBY ORDERED that the Petition is GRANTED.

IT IS FURTHER ORDERED THAT:

1. The amount of the forfeited delinquent taxes, interest, penalties, and fees set forth in the list of foreclosed property attached to this judgment are valid and judgment of foreclosure is entered in favor of the Wayne County Treasurer against each parcel of property for payment of the amount set out against the parcel including all charges for interest or fees that have accrued until the date of this judgment since the filing of the Petition on June 14, 2002;
- b. Fee simple title to each parcel foreclosed upon the judgment will vest absolutely in the Petitioner, without any further rights of redemption, if all the forfeited delinquent taxes, interest, penalties and fees are not paid to the County Treasurer within 21 days after entry of this judgment;
- c. All liens against the property, including any lien for unpaid taxes or special assessments, except for future installments of special assessments and liens recorded by this state or the foreclosing governmental unit pursuant to the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.101 to 324.90106, are extinguished, if all the forfeited delinquent taxes, interest, penalties and fees are not paid within 21 days after entry of this judgment;
- d. The Wayne County Treasurer has good and marketable fee simple title to the property, if all the forfeited delinquent taxes, interest, penalties and fees are not paid within 21 days after entry of this judgment;
- e. All existing recorded and unrecorded interests in the property are extinguished, except a visible or recorded easement or right-of-way, private deed restrictions, or restrictions or other

governmental interests imposed pursuant to the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.101 to 324.90106, if all the forfeited delinquent taxes, interest, penalties, and fees are not paid within 21 days after entry of this judgment;

- f. Properties listed in the Petition, which are not foreclosed by this judgment and on which delinquent taxes, fees, penalties and fees remain unpaid and which are not ordered permanently removed, remain subject to future foreclosure proceedings by the foreclosing governmental unit as provided MCL 211.78. The removal of a property from the Petition shall not be prejudicial to its inclusion on any future petition for tax foreclosure filed pursuant to Public Act 123 of 1999, as amended; and
- g. In accordance with MCR 2.602(A)(1) this judgment does not resolve the last pending claim and does not close the case. There are other parcels of property, identified in the amended petition, the foreclosure of which remains pending under this civil action number.

Hon. Mary Beth Kelly
Chief Judge, Wayne County Circuit Court

#117108