

STATE OF MICHIGAN
MACOMB COUNTY CIRCUIT COURT

RECEIVED

MAY 13 2008

CARMELLA SABAUGH
MACOMB COUNTY CLERK

Petition for Foreclosure of
Certain Parcels of Property Due to
Unpaid Taxes, Interest, Penalties and Fees

No. 2008- 2111 -CH
Hon.

FRANK KRYCIA (P35383)
Macomb County Assistant
Corporation Counsel,
Attorney for Petitioner
One S. Main, 8th Floor
Mt. Clemens, MI 48043
(586) 469-6346

D. VIVIANO
P56467

PETITION FOR TAX FORECLOSURE

Petitioner, Ted B. Wahby, the Macomb County Treasurer, through his attorneys,
Macomb County Corporation Counsel, Frank Krycia, Assistant Corporation Counsel, states:

1. Petitioner is the Foreclosing Governmental Unit for this County and files this Petition pursuant to the General Property Tax Act, Public Act 206 of 1893, as amended.
2. That Exhibit A to this Petition sets forth each parcel of property that remains unredeemed after forfeiture to the Treasurer of this County on March 1 of this year, or forfeited in prior years and have not yet been foreclosed on due to deferral, and which, if not redeemed, will be subject to foreclosure for the unpaid taxes, interest, penalties, and fees set forth opposite each parcel of property.
3. That the unpaid taxes, interest, penalties, and fees opposite each parcel of property set forth in this petition constitute a valid lien upon the property and have remained unpaid for sufficient time as to require inclusion in this Petition of each parcel of property against which the taxes, interest, penalties, and fees are assessed.

Therefore, Petitioner asks:

- a. That the Court set a date for hearing on this Petition for Foreclosure not more than 30 days before March 1, 2009.
- b. That, within the time provided by law, this Court enter a judgment of foreclosure upon this Petition in favor of Petitioner against each parcel of property set forth in this Petition for the unpaid taxes, interest, penalties, and fees and additional interest, penalties and fees that may

REQUEST FOR HEARING ON
A MOTION
NOTICE OF HEARING
PROOF OF SERVICE

Circuit Court No:

2008- 2111 -CH

Plaintiff Name:
County of Macomb

v

Defendant Name:
In the Matter of the Petition of Foreclosure for certain parcels
of property due to unpaid taxes, interest, penalties and fees

1. Motion(s): For Foreclosure for certain parcels of property due to unpaid taxes, interest, penalties and fees

2. Relief sought: Foreclosure on certain parcels of property

3. Moving Party: County of Macomb

Attny for moving party: Frank Krycia (P 35383) Phone No. of Attny/Moving Party (586) 469-6346

4. Responding parties/attorneys (include Bar No.(s))

_____ (P _____)

_____ (P _____)

_____ (P _____)

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5. I certify that I made personal contact with the individual(s) listed below requesting foreclosure in the relief sought but it was denied:

I certify that I made reasonable and diligent efforts to contact the individual(s) listed below but was unable to do so:
Individuals will be contacted pursuant to MCL 211.78i

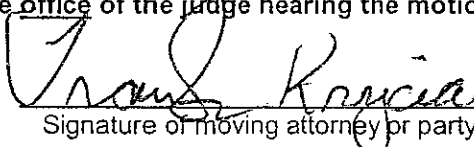
Individual(s) contacted

Date(s)

6. NOTICE OF HEARING: The above motion(s) will be heard as follows:

Judge DAVID VIVIANO Date Friday, February 6, 2009 Time 8:30 AM

Please note: Per LCR 2.119 and MCR 2.116(G)(1)(c) and MCR 2.119(A)(2), a copy of a motion or response must be provided to the office of the judge hearing the motion! Judge's copy must be clearly marked "JUDGE'S COPY."


Signature of moving attorney or party

5/13/08
Date

Motion Fee Paid

FOR COURT USE ONLY

Adj to: _____

THIS MOTION IS REFERRED TO A FRIEND OF THE COURT REFEREE

7. PROOF OF SERVICE:

I certify that I will give notice to the attorneys or parties of record as required by 1999 P.A. 123. I declare that the statements above are true to the best of my information, knowledge and belief.

Signature of person serving document

5/13/08
Date

Notice of Show Cause Hearing and Judicial Foreclosure Hearing (for Opt-In Counties)

Issued under the authority of MCL 211.78j.

You are notified of a show cause hearing to be held on 01/13/2009 10:00A.M. at
TREASURER'S OFFICE 1 SOUTH MAIN-2ND FLOOR MT. CLEMENS, MI 48043 .

To: **MANORS AT CENTRAL PARK CONDO ASSOC
GOURLIE JEFF
320 E BIG BEAVER RD STE 190
TROY MI 48083-1238**

The purpose of this hearing is to allow persons with a property interest to show cause why absolute title to the property forfeited to the county treasurer under 211.78g should not vest in the foreclosing governmental unit. You appear to be a party of interest in the following parcel.

You may appear in person, through an agent, in writing or contact us by telephone. Appearance at the Show Cause Hearing is not required to protect your rights at the Judicial Foreclosure Hearing.

Legal Description and Property ID Number: 23-07-21-199-001

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 1

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- f) The description of the property used is indefinite or erroneous.

On March 1, 2008 this real property was forfeited to the MACOMB County Treasurer for nonpayment of property taxes. You have the right to pay the delinquent taxes, penalties, interest and fees to redeem the property.

Title to this property will vest absolutely in the foreclosing governmental unit if not redeemed by March 31, 2009.

**THE JUDICIAL FORECLOSURE HEARING IS SCHEDULED FOR 02/06/2009 8:30A.M. AT
COURTROOM OF JUDGE DAVID VIVIANO 40 N. MAIN MT. CLEMENS, MI 48043 .**

The court docket number is 2008-2111-CH. If you wish to contest the petition, you must file written objections with the Circuit Court Clerk and serve those objections on the County Treasurer at the address below.

THE TOTAL AMOUNT TO REDEEM AS OF 12/03/2008 WAS \$ 845.01 PAYABLE TO THE COUNTY TREASURER. YOU MUST CONTACT THE COUNTY TREASURER FOR THE CURRENT AMOUNT.

Foreclosing Governmental Unit
Mailing Address:

**TED B. WAHBY
TREASURER
ONE SOUTH MAIN 2ND FLOOR
MT CLEMENS MI 48043**

Telephone Number:

(586) 469-5190

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Legal Description and Property ID Number: 23-07-21-199-002

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 2

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Legal Description and Property ID Number: **23-07-21-199-003**

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 3

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Legal Description and Property ID Number: **23-07-21-199-004**

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 4

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Legal Description and Property ID Number: 23-07-21-199-005

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 5

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Legal Description and Property ID Number: **23-07-21-199-006**

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 6

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Legal Description and Property ID Number: **23-07-21-199-007**

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 7

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Legal Description and Property ID Number: 23-07-21-199-008

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 8

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MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 9

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Legal Description and Property ID Number: **23-07-21-199-010**

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 10

A person claiming an interest in a parcel of property may contest the validity or correctness of the forfeited unpaid delinquent taxes, interest, penalties and fees for 1 or more of the following reasons:

- a) No law authorized the tax.
- b) The person appointed to decide whether a tax shall be levied under a law of this state acted without jurisdiction, or did not impose the tax in question.
- c) The property was exempt from the tax in question, or was not legally assessed.
- d) The tax has been paid within the time limited by law for payment or redemption.
- e) The tax was assessed fraudulently.
- f) The description of the property used is indefinite or erroneous.

On March 1, 2008 this real property was forfeited to the MACOMB County Treasurer for nonpayment of property taxes. You have the right to pay the delinquent taxes, penalties, interest and fees to redeem the property.

Title to this property will vest absolutely in the foreclosing governmental unit if not redeemed by March 31, 2009.

**THE JUDICIAL FORECLOSURE HEARING IS SCHEDULED FOR 02/06/2009 8:30A.M. AT
COURTROOM OF JUDGE DAVID VIVIANO 40 N. MAIN MT. CLEMENS, MI 48043 .**

The court docket number is 2008-2111-CH. If you wish to contest the petition, you must file written objections with the Circuit Court Clerk and serve those objections on the County Treasurer at the address below.

THE TOTAL AMOUNT TO REDEEM AS OF 12/03/2008 WAS \$ 845.01 PAYABLE TO THE COUNTY TREASURER. YOU MUST CONTACT THE COUNTY TREASURER FOR THE CURRENT AMOUNT.

Foreclosing Governmental Unit
Mailing Address:

**TED B. WAHBY
TREASURER
ONE SOUTH MAIN 2ND FLOOR
MT CLEMENS MI 48043**

Telephone Number:

(586) 469-5190

Notice of Show Cause Hearing and Judicial Foreclosure Hearing (for Opt-In Counties)

Issued under the authority of MCL 211.78j.

You are notified of a show cause hearing to be held on 01/13/2009 10:00A.M. at
TREASURER'S OFFICE 1 SOUTH MAIN-2ND FLOOR MT. CLEMENS, MI 48043 .

To: **MANORS AT CENTRAL PARK CONDO ASSOC**
GOURLIE JEFF
320 E BIG BEAVER RD STE 190
TROY MI 48083-1238

The purpose of this hearing is to allow persons with a property interest to show cause why absolute title to the property forfeited to the county treasurer under 211.78g should not vest in the foreclosing governmental unit. You appear to be a party of interest in the following parcel.

You may appear in person, through an agent, in writing or contact us by telephone. Appearance at the Show Cause Hearing is not required to protect your rights at the Judicial Foreclosure Hearing.

Legal Description and Property ID Number: 23-07-21-199-011

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 11

A person claiming an interest in a parcel of property may contest the validity or correctness of the forfeited unpaid delinquent taxes, interest, penalties and fees for 1 or more of the following reasons:

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- c) The property was exempt from the tax in question, or was not legally assessed.
- d) The tax has been paid within the time limited by law for payment or redemption.
- e) The tax was assessed fraudulently.
- f) The description of the property used is indefinite or erroneous.

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Foreclosing Governmental Unit
Mailing Address:

TED B. WAHBY
TREASURER
ONE SOUTH MAIN 2ND FLOOR
MT CLEMENS MI 48043

Telephone Number:

(586) 469-5190

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To: **MANORS AT CENTRAL PARK CONDO ASSOC
GOURLIE JEFF
320 E BIG BEAVER RD STE 190
TROY MI 48083-1238**

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Legal Description and Property ID Number: 23-07-21-199-011

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 11

A person claiming an interest in a parcel of property may contest the validity or correctness of the forfeited unpaid delinquent taxes, interest, penalties and fees for 1 or more of the following reasons:

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Foreclosing Governmental Unit
Mailing Address:

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TREASURER
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MT CLEMENS MI 48043**

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GOURLIE JEFF
320 E BIG BEAVER RD STE 190
TROY MI 48083-1238**

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Legal Description and Property ID Number: 23-07-21-199-012

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 12

A person claiming an interest in a parcel of property may contest the validity or correctness of the forfeited unpaid delinquent taxes, interest, penalties and fees for 1 or more of the following reasons:

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Foreclosing Governmental Unit
Mailing Address:

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TREASURER
ONE SOUTH MAIN 2ND FLOOR
MT CLEMENS MI 48043**

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GOURLIE JEFF
320 E BIG BEAVER RD STE 190
TROY MI 48083-1238

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Legal Description and Property ID Number: 23-07-21-199-013

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 13

A person claiming an interest in a parcel of property may contest the validity or correctness of the forfeited unpaid delinquent taxes, interest, penalties and fees for 1 or more of the following reasons:

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Mailing Address:

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TREASURER
ONE SOUTH MAIN 2ND FLOOR
MT CLEMENS MI 48043

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Legal Description and Property ID Number: 23-07-21-199-014

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 14

A person claiming an interest in a parcel of property may contest the validity or correctness of the forfeited unpaid delinquent taxes, interest, penalties and fees for 1 or more of the following reasons:

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Legal Description and Property ID Number: 23-07-21-199-015

MANORS AT CENTRAL PARK; MCCP NO 833; UNIT 15

A person claiming an interest in a parcel of property may contest the validity or correctness of the forfeited unpaid delinquent taxes, interest, penalties and fees for 1 or more of the following reasons:

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