

Resolution 2016-11
Cancellation of Penalties & Fees
United States Department of Justice
Parcel No. 52N04W224650 / AIN 112767

WHEREAS, the Kootenai County Board of Commissioners received a request for cancellation of the penalties and fees on the referenced parcel number, record owner being United States Department of Justice, 800 Park Blvd., Boise, Ada County, Idaho; and

WHEREAS, the referenced property was forfeited to the U.S. Department of Justice by Final Order of Forfeiture as to remaining assets relating to Phil and Texanna Keyser, property address 19202 N. Fantasy Loop, Rathdrum, Kootenai County, Idaho; and

WHEREAS, the U.S. Government would like to satisfy all outstanding pre-forfeiture taxes and interest, so the property can be sold and returned to the tax rolls; and

WHEREAS, per 18 U.S.C. §983(d)(3), which bars assertion of the "innocent owner defense" recovery in certain civil forfeiture cases by persons who are not bona fide purchasers for value, it is the policy of the Department of Justice that the United States should pay state and local real property taxes that accrue up to the date of the entry of an order or judgment of forfeiture. The United States will pay interest but not penalties on overdue taxes; and

WHEREAS, the Kootenai County Board of Commissioners on January 6, 2016 at a properly noticed public meeting, agreed to cancel the penalties and fees for the above-mentioned property. The outstanding taxes and interest will be paid by the U.S. Government; and

NOW THEREFORE, IT IS RESOLVED that the penalties and fees be cancelled for the acquired property located in Rathdrum, Kootenai County, Idaho by the U.S. Government. The remaining taxes and interest on the referenced parcel will be paid by the record owner, the U. S. Department of Justice; and

BE IT FURTHER RESOLVED that the Treasurer and Assessor be directed to take appropriate action to effectuate said Resolution.

Upon a motion to adopt the text of the foregoing Resolution made by Commissioner Eberlein, seconded by Commissioner Stewart, the following vote was recorded:

Commissioner Stewart:	<i>AYE</i>
Commissioner Eberlein:	<i>AYE</i>
Chairman Green:	<i>AYE</i>

Upon said roll call, the text of the foregoing was fully enacted as a Resolution of the Board of County Commissioners of Kootenai County, Idaho on the 6th day of January, 2016.

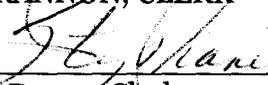
KOOTENAI COUNTY
BOARD OF COMMISSIONERS


Daniel H. Green, Chairman


Marc Eberlein, Commissioner


David Stewart, Commissioner

ATTEST:
JIM BRANNON, CLERK

By: 
Deputy Clerk



Cc: Assessor, Treasurer, Appellant *1/7/16 JB*