

Treasurer's Duties

• The Treasurer's duties are to collect taxes,

invest funds, disburse to districts as well as the

county banker. county depend on 100% collection frax liens help us meet that goal.

1 1 1

The Process

- Understand tax liens
- Research properties
- Register as a buyer



If it sounds too good to be true it usually is!

Tax liens can be a good investment. This presentation is designed to acquaint you with how the process works in Colorado and help you make an intelligent decision by investigating before you invest.

Tax Liens

• What are they?

They are a lien placed against real property for the amount of unpaid taxes.

- Is this a way to acquire real estate?
 No. We do issue roughly 40 deeds each year, but a deed on improved property is extremely rare.
- Is this a way to get rich quick? No. Be careful of misleading information.



Why Would Someone Let Property Go To Tax Sale?

- Land Developers use it as a line of credit
- Undesirable property that people don't want to retain
- Miscommunication on who is to pay the taxes
- Inability to pay the taxes

Property Tax Timeline

Taxes are collected in arrears

- January All property owners are sent a statement of taxes due.
 - July All delinquent properties are sent a delinquent tax statement.
- September-October All delinquent real

 Prior to the second Monday op Presuber - All advertised in a local paper for

delinquent real

Tax Sale Certificates

<u>Tax Sale</u>	<u>Certificates</u>	Struck to		Premium	<u>Coupon</u>
<u>Year</u>	<u>Sold</u>	<u>Jeffco</u>	<u>Dollars Sold</u>	<u>Percentage</u>	Rate
2001	2256	145	\$3,908,083	3.07%	12%
2002	1866	55	\$3,584,741	2.53%	10%
2003	2183	59	\$4,286,728	4.60%	11%
2004	2444	148	\$4,454,845	5.09%	12%
2005	2270	74	\$4,581,439	6.58%	14%
2006	2641	138	\$6,314,501	7.11%	15%
2007	2212	124	\$5 ,606,304	6.68%	15%
2008	2019	93	\$5,545,198	3.37%	11%
2009	1750	305	\$6,586,166	1.44%	10%



A <u>Premium</u> is the amount bid at the sale which is money paid over and above the amount of the tax lien amount.

This amount is not returned nor does this amount earn any interest.

Premiums - How much to bid?

Calculate the premium that you are

comfortable with (in dollars) before the

sale. - "Know when to say when."

Return on a \$1,000						
Based on a 10% yearly coupon rate	Tax Lien Redemption (Maturity)					
Premium	1 Month	6 Months	1 Year			
7%-\$70	(\$62)	(\$20)	\$30			
5%-\$50	(\$42)	\$0	\$50			
3%-\$30	(\$22)	\$20	\$70			

Rate of Redemption for certificates sold at tax sale

1 Month 3 Months 6 Months 12 Months 24 Months 36 Months 48 Months

7%22%38% 64%80% 90% 96%

As you can see, after 12 months almost twothirds of the certificates are typically redeemed.

It is also important to note that 1 in 5 of the certificates are redeemed after just 3 months. Depending on your bid, you could have LOST money!

Redeeming Certificates

How are certificates redeemed?

The property owner or agent pays the delinquent back taxes and interest due to the Treasurer.

The tax lien certificate may be redeemed at any time until a Treasurer's deed is issued.

Rate and Return

How is the interest rate determined?

• It is 9 percentage points above the discount rate on September 1st (0.5%), rounded

to the nearest full percent, bringing the rate to 10% for this year.

Is it constant?

Yes, through the life of the tax lien certificate.

Difference between rate and yield

• Yield is the total amount of true profit.

\$100.00 1 yr. of 10% interest - <u>\$50.00 Premium</u> = \$50 Net Amount Earned

Example

Resulting in a 5.0% Yield

Investment Examples

(Examples are based on a 10% yearly coupon rate and \$1,000 tax lien)

October 25, 2010 You <u>buy the tax lien</u> at the sale and pay a 5% premium, so you invest \$1,050.00.

November 10, 2010 <u>The property owner</u> <u>pays the taxes</u> and 2 months interest for a total of \$1,016.

The <u>Treasurer's office</u> <u>pays you the funds received</u>. You lost \$34 on your investment in 2 weeks.

In this <u>first example</u>, you can see that it is possible to <u>actually lose</u> <u>money</u> if a property owner redeems the tax lien certificate before enough time has passed to recoup the cost of the premium paid for the certificate.



Investment Examples

October 25, 2010 <u>You buy the tax lien</u> at the sale and pay a 5% premium, so you invest \$1050.00.

August 2, 2011 The taxes remain unpaid and <u>you endorse</u> (pay the amount due for the second year.) You now have a total of \$2,050.00 invested.

September 12, 2011 The property owner pays the taxes & 10% interest for the first year and 1.67% for the second, for a total of \$2,116.66.

The <u>Treasurer's office pays you the funds</u> <u>received</u>. You made a profit of \$66.66. In this second example, a profit is earned on a typical

transactic

Charles Checkwriter 1020 Bon Vie Way Greenberger 20

Endorsements

An <u>Endorsement</u> is the option extended to the previous year tax lien certificate holder to buy the current year lien on the same property prior to the tax lien sale, without paying a premium.

Advantage of endorsements

- There is no need to pay a premium.
- Draws interest from endorsement date
- If discount rate drops, endorsing locks in rather than from tax sale in

October.

Deeding

When to apply

A Treasurer's Deed cannot be issued until after a minimum of three years from the date of the original tax sale.

Often, lien holders will apply for the deed in August (prior to the three year point at the end of October) when they endorse the third year.

The deed process takes a minimum of 6 months.

Deeding

Applying for a Treasurer's Deed

- Pay application fees in the Treasurer's office.
- Complete Deed application.
- Complete Application addendum.

Costs associated with deeds <u>Deed Costs - \$500</u> - Any remaining balance (usually small) is refunded.

Included in the \$500 Deed Cost:

Treasurer's fee of \$35, Notice to parties and

O & E - "Owners & Encumbrances" (reports to follow chain of title)

Deeding

Possible Additional Costs with Deeds

- Costs not included that could be incurred to obtain a good title
 - Survey
 - Quiet Title Going to court to secure a clear title
- A Treasurer's deed is not a warranty deed and could be contested

Deeding Priority of the Treasurer's Deeds <u>A Treasurer's deed is superior to all other</u> <u>encumbrances such as:</u>

- Mortgage Lenders
- Judgment Creditors
- Mechanic Liens

Tax Lien Certificate Lien Holder Standings

See the letter "Priority of Tax Liens" on the next slide.

Priority of Tax Liens

Tax liens take a superior position to all other encumbrances on real property. Other encumbrances are prioritized by the recorded filing date. Judgement liens, mechanic liens and other liens that have been placed on the property may have redemption rights, which can be exercised to protect their interest.

We are often asked what is the standing of a lien holder who does not endorse their certificate when a subsequent lien holder applies for a Treasurer's deed. The simplest answer is that at any time until the deed is issued, the holder of the oldest Tax Lien certificate has the option of paying the subsequent tax lien holder in full for his/her taxes, and all expenses incurred and may apply for a Treasurer's deed in their name. It will require a new deed application and additional processing fees will be incurred. The senior lien holder may also elect to do nothing, in which case his/her lien will become null and void. This often happens when an investor decides to cut their losses, rather then continuing to advance money on an uncertain investment.

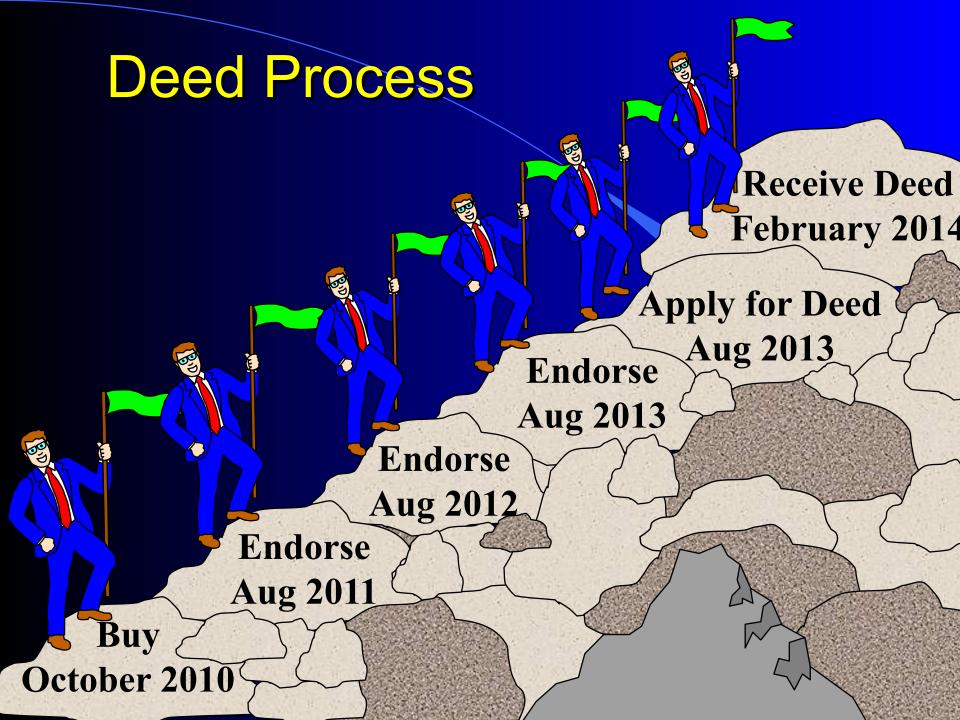
If a mortgage lender is involved, they also have full redemption rights, and should they elect to exercise those rights, they may pay the certificate holder who is applying for the deed. They may also pay the oldest certificate holder at their option. Keep in mind there is no mandatory requirement for the mortgage company to exercise their right to redeem. Should they elect to pay only the certificate holder who is applying for the treasurer's deed, the senior certificate holder would still have a valid lien.

Subsequent mortgage holders have redemption rights determined by the filing dates on their deeds. The owner of record also has full redemption rights until the Treasurer's deed is issued.

Treasurer's deeds can be challenged in court and it is normally a good idea to file a quiet title suit, if you intend to build or sell the property. You may also want to obtain a survey to avoid any boundary disputes, particularly on mountain property or any property that has building improvements.

This is very general information. Each certificate may have unique problems, and it is recommended that you consult with your own attorney for any specific problems.

Here is a visual example...



Treasurer Deeds Issued January 2008 - December 2008

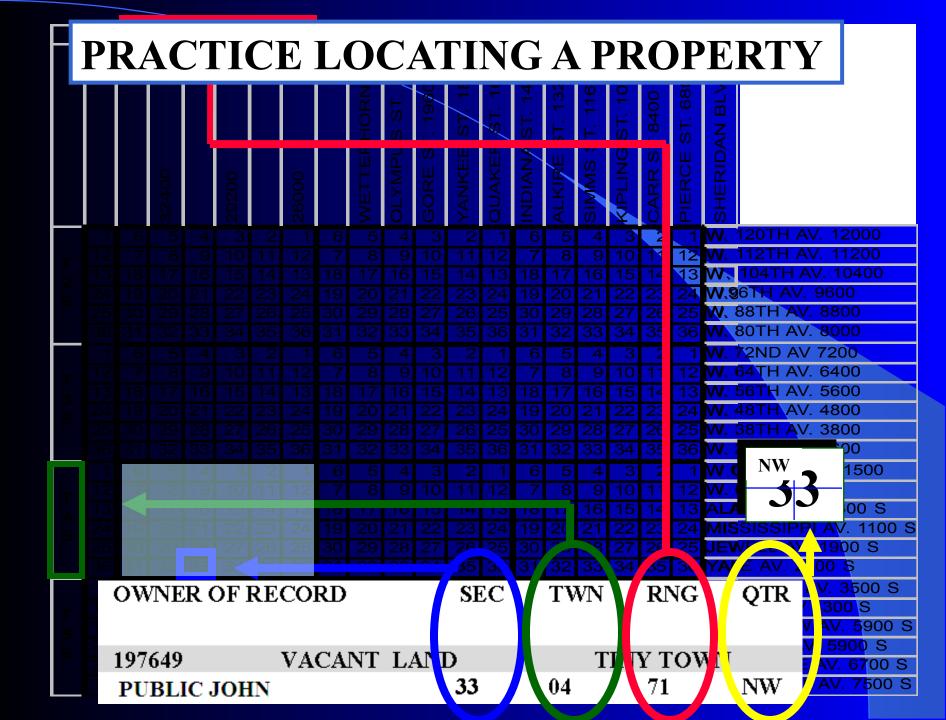
<u>Certificate</u>	<u>Certificate</u>	Date	Schedule	<u>Assessed</u>	<u>Improvement</u>
<u>Year</u>	<u>Number</u>	Deeded	<u>Number</u>	Land Value	<u>e Value</u>
2001	937	06-04-08	049955	2,400	0
2001	948	04-10-08	048029	1,310	0
2001	952	06-04-08	045908	1,270	0
2001	913	05-29-08	040196	2,580	0
2002	1185	07-31-08	044713	6,500	0
2002	864	05-29-08	130757	5,880	0
2002	460	11-13-08	027250	770	0
2003	1479	07-10-08	434117	200	0
2003	1475	07-10-08	404944	200	0
2003	117	02-20-08	405581	870	0
2003	108	10-16-08	206074	200	0
2003	107	12-10-08	206073	200	0
2003	83	02-21-08	199639	200	0
2003	46	02-06-08	085394	200	0

Investigate the Property before endorsing the Tax Lien!

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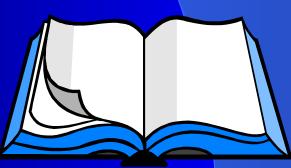
Property Information

- Tax Lien Booklet
- Web Site http://jeffco.us/treasurer http://jeffco.us/assessor
- Assessor's Office
- Public Terminals
 County Libraries



Tax Booklet Legend

- *-indicates schedule changed during current year
- A-indicates abatement applied or corrected tax amount
- **E-indicates exempt property**
- P-indicates part of original amount paid
- R-indicates fee of .025% of selling price or \$25 minimum for failure to return a Real Property Transfer Declaration
- **T-indicates active tax lien certificate**
- 7-indicates deferral
- 8-indicates prior year taxes due



Possible Problems

Contamination, Minerals, Special Improvement Districts or



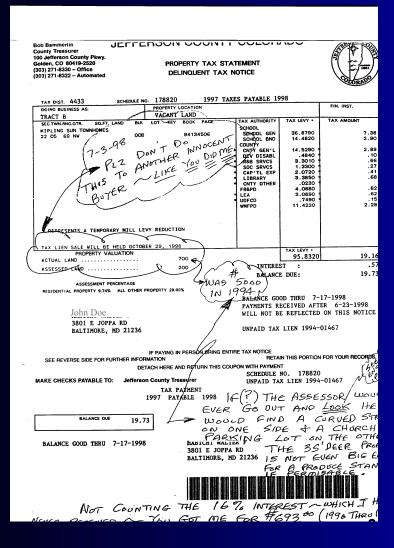


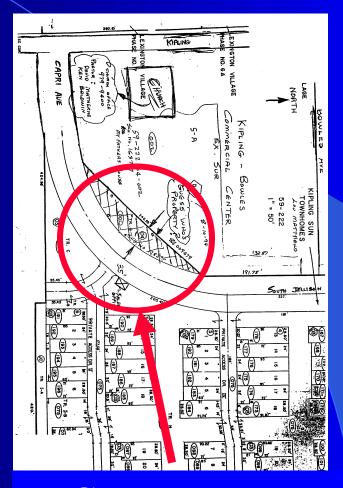






Caveat Emptor





Caveat Emptor

Possible Problems

Property Value Inaccuracies



New Subdivision

> All lots valued at \$30,000

Lot 7, although equal in size to other lots in the subdivision, consists of a drainage ditch and is unbuildable

Unless it is brought to the Assessor's attention, this lot will probably be valued at \$30,000.



Registering as a Tax Buyer

Who can register?

Anyone except Jefferson County employees and their immediate families

Step 1 - Register with the Treasurer

- On line registration
- W-9 form & voided check
- Step 2 Register with SRI for web auction
 - www.sri-auctionsonline.com
- Registration ends on October 19 11:59 PM

		Favorites				
	You	Must Con	nplete	(1	Jefferson County Registration Form	1 > 2 > 3 > 4 > 5 > 6

You Must Complete All 6 Steps to Register		
Data needed to	Name 1: First: Last:	Fill out Name if you are not
register: »Buyer Information	Name 2: First: Last:	registering as a business.
»Bank Account »W-9	Name 3: First: Last:	Otherwise, Fill out Company Name.
»Voided Check	Company Name 1:	
Contact us:	Company Name 2:	
Treasurer 100 Jefferson County Parkway Golden, CO 80419	Contact Name:	Complete if registering under a business name
303-271-8330	Address:	Home Phone:
Office Hours: 7:30 am - 5:30 pm	City:	Work Ext:
Monday - Friday	State: 🛛 🖌 Zip:	Fax:
	E-mail:	Used to notify you that registration is complete and to send you a receipt after the sale.
	Verify E- mail:]
	 Certificate Information 	
	Interest earnings are reported to the IRS, therefore t	he name(s) given below and the SSN/EIN on the

accompanying W-9 MUST match. If the certificate is to be issued in more than one name, please specify AND between the names. Example - John Jones AND Mary Jones.

Name(s) to appear on the certificate:

Social Security Number:	
Employer Identification Number:	



Links »

le	Edit	View	Favorites	Tools	Help	Links »
ffco	Hon	ne			About Jeffco Departments News Careers Online Services	A-Z Index
		Trea	surer Hom	e	Treasurer - Tax Lien Sale Registration	
		Help Sale) e Procedur	es	2 ACH Agreement 1 ►2 ►3 ►4 ►5 ►6	
		All 6	Must Com Steps to ister		IMPORTANT: Please fill out the following information accurately to ensure timely settlement and to avoid deposit returns which may result in the cancellation of your bids and awarding the tax lien(s) to another party. The Jefferson County Treasurer may send a deposit of 10¢ to the account given below to test the	
		regi »Bu »Ba »W-	a needed t ster: yer Inform nk Account 9 ided Check	ation :	accuracy of the information. Depository (Bank) Name:	
		Trea 100 Cou Gold	tact us: asurer Jefferson nty Parkwa den, CO 80 -271-8330		City: State: Sta	
		7:30	ce Hours: D am - 5:3(Iday - Frida		Type of Account (check one) 🗌 Checking 🔲 Savings	
					By Submitting this form you authorize The Jefferson County Treasurer of Golden Colorado through JPMorgan Chase Bank to initiate electronic debit entries for all winning bid amounts at the 2007 Jefferson County Tax Lien Sale and to initiate, if necessary, credit entries and adjustments to the bank account indicated above, and authorizes their depository named above to debit and /or credit the same to such account. This authority will remain in effect until January 1, 2008.	
					CONTINUE	

Send mail to nhicks@jeffco.us with questions or comments about this Web Site.

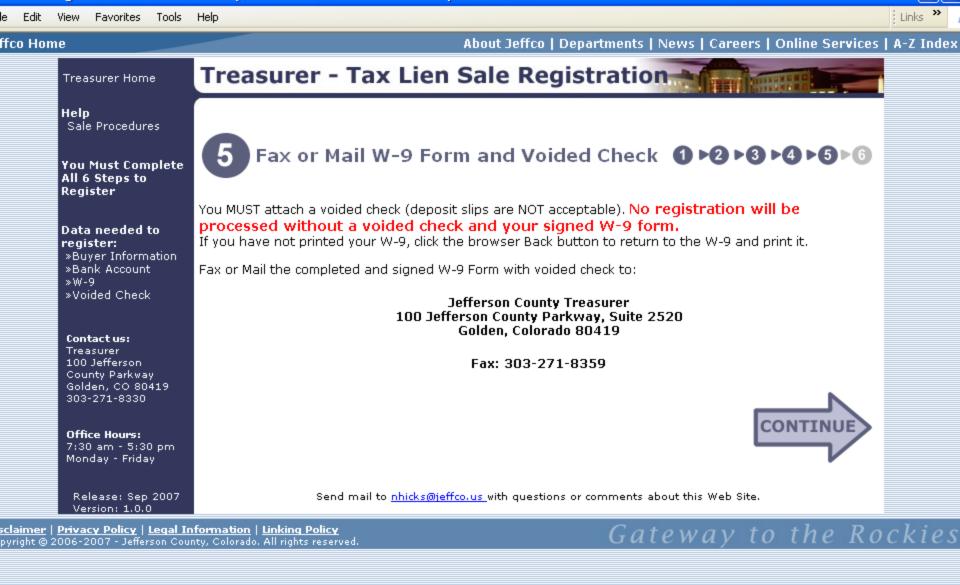
le Edit	View Favorites Tools	Help		Lini	nks »
	You Must Complete All 6 Steps to Register	3 Review Your Information	1 ►2 ►3 ►	4 ⊳5 ⊳6	
		Name 1:(required) abc def			
	Data needed to register:	Name 2:(optional) Name 3:(optional)			
	»Buyer Information	Address: 1 main st	Home Phone: 303-271-8330		
	»Bank Account »W-9	City: Golden	Work Phone:	Ext:	
	»Voided Check	State: CO Zip: 80419	Fax:		
		E-mail: dvillano@jeffco.us			
	Contact us: Treasurer	← Certificate Information			
	100 Jefferson County Parkway				
	Golden, CO 80419	Name(s) to appear on the certificate: abc def			
	303-271-8330	Social Security Number:888-11-8888			
	Office Hours:				
	7:30 am - 5:30 pm Monday - Friday	Deel. Tefermenting			
		Bank Information			
		Depository (Bank) Name: wf			
		City: Golden State:CO			
		City: Golden State:CO			
		Bank Account Number: 12345			
		Bank ABA/Routing Number: 001001001			
		Type of Account: Checking Account			
		Name on the Account: abc def			
		Go Back and Edit My Information		NTTNUE	

Go Back and Edit My Information





Help Sale Procedures You have successfully completed the first three registration steps. Your data has been added to the database. You Must Complete All 6 Steps to Complete W-9 Form, Print it and Sign it. **1 +2 +3 +4 +5 +6** Register Type your information into the form below. Print the completed form and Sign/Date it. Data needed to register: Please MAKE SURE the Name(s) and Social Security Number or Employee ID Number matches the information below: »Buver Information (What you entered on the Jefferson County Registration Form - Step 1). »Bank Account »W-9 »Voided Check Use the printer icon below to print your form after you fill in the information. Only the first page of the form below needs to be printed, signed and sent to Jefferson County. Contact us: Treasurer 100 Jefferson County Parkway 74.1% Golden, CO 80419 1 303-271-8330 Please fill out the following form. You can save data typed into this form. Highlight Fields Office Hours: 7:30 am - 5:30 pm Monday - Friday A Request for Taxpayer Give form to the Form requester. Do not Identification Number and Certification (Rev. November 2005) send to the IRS. Department of the Treasury Internal Revenue Service Name (as shown on your income tax return) c i 11 eßed Business name, if different from above 5 Print or type Specific Instructions IndMidual/ Exempt from backup Ż Check appropriate box: Sole proprietor Corporation Partnership Other withholding Address (number, street, and apt. or suite no.) Requester's name and address (optional) City, state, and ZIP code ? List account number(s) here (optional) 80 Taxpayer Identification Number (TIN) Part Social security number Enter your TIN in the appropriate box. The TIN provided must match the name given on Line 1 to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (FIN). If you do not have a number, see How to get a TIN on nage 3. or



le Edit	View Favorites Tools	Help	Links »
ffco Home		About Jeffco Departments News Careers Online Services	A-Z Index
	Treasurer Home	Treasurer - Tax Lien Sale Registration	
	Help Sale Procedures You Must Complete All 6 Steps to Register	6 Register with the Online Auction - SRI 1+2+3+4+5+6	
	Data needed to register: »Buyer Information »Bank Account »W-9 »Voided Check	Please register with SRI, the online auction provider. http://www.sri-auctionsonline.com/ Information for registration with SRI can be found on its Web site. You will logon to SRI during the auction to place bids on properties.	
	Contact us: Treasurer 100 Jefferson County Parkway Golden, CO 80419 303-271-8330	COMPLETE REGISTRATION	
	Office Hours: 7:30 am - 5:30 pm Monday - Friday Release: Sep 2007 Version: 1.0.0	Send mail to <u>nhicks@jeffco.us</u> with questions or comments about this Web Site.	

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fateway to the Rockies

🗟 Mail From: Jefferson County Treasurer's Office <nhicks@jeffco.us< th=""></nhicks@jeffco.us<>				
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From: Jefferson County Treasurer's Office <nhicks@jeffco.us 12:02:45="" 2007="" 27="" 9="" pm<="" td=""></nhicks@jeffco.us>				
To: Dave Villano				
Subject: Jefferson County Treasurer Tax Lien Sale Registration				
**** Do not reply to this e-mail. ****				
You have successfully completed the first of three steps in the tax lien sale registration process. Before you are eligible to take part in the auction, the Treasurer's Office must receive a W-9 form and a voided check. Once these documents are on file and the account is verified, you will be notified through another email.				
Fax or Mail the completed and signed W-9 Form with voided check to:				
Jefferson County Treasurer 100 Jefferson County Parkway, Suite 2520 Golden, Colorado 80419 Fax: 303-271-8359				
You must also register with the auction vendor, SRI, at: http://www.sri-auctionsonline.com/				
Once the above steps have been completed, you will then be eligible to take part in the tax lien auction during 11/01/2007 - 12/15/2007.				
Thank you for your interest in the tax lien sale.				

🗟 Mail From: Jefferson County Treasurer's Office <nhicks@jeffco.us< td=""><td>3</td></nhicks@jeffco.us<>	3			
<u>File E</u> dit <u>V</u> iew <u>A</u> ctions <u>T</u> ools Accou <u>n</u> ts <u>W</u> indow <u>H</u> elp				
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Mail Properties Personalize				
From: Jefferson County Treasurer's Office <nhicks@jeffco.us 2007="" 6="" 8:17:47="" 9="" am<="" td=""></nhicks@jeffco.us>				
To: Dave Villano				
Subject: Jefferson County Treasurer Tax Lien Sale Registration				
i**** Do not reply to this e-mail. ****				
The Jefferson County Treasurer's Office has received your W-9 form, a voided check, and has verified your bank account.				
If you have registered with SRI <u>http://www.sri-auctionsonline.com/</u> you are eligible to take part in the tax lien auction during 11/01/2007 - 12/15/2007				
Thank you for your interest in the tax Lien sale.				



Members Area

Become a Member

To Participate in an SRI Auction you must become a member of our site!

Information on how to Register for the Lake County Commissioners Certificate Sale will be forthcoming.

Directions to Lake County Government Center

n order to bid on **Online Silent Auctions**, there is no additional software required other than our internet browser. In order to bid on **Live Web-Cast Events**, you must have Java installed on your computer. To download and install Java please use the link. Java is a free program. <u>Download & Install Java</u>

SRI



Safekeeping Of Certificates

- All certificates are kept by the Treasurers office.
- With the certificates retained at the Treasurers office, you will receive your payment faster after the lien is paid.
- This will allow you to endorse the certificates without having to find them and mail them in to the office.
- At the end of the sale, you will be emailed a list of the tax lien certificates you have purchased.



- The Treasurer has discretionary power in
- All sales are <u>FINAL</u>! Know what you are bidding conducting the sale.
- All purchases will be paid for at the conclusion of on, remember Caveat Emptor
- For each purchase the tax lien



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The Internet Auction Begins October 21

 Buyers must register with the Treasurer and SRI

 Internet sale will close at various times on October 25

Internet Auction

***We will make <u>ONE</u> attempt to withdraw money from your account the day after the sale ends. If there are insufficient funds or if, for any reason the transaction fails, all bids under the account may be cancelled and the liens sold to another party. ***



Tax liens are not a liquid asset, your money will

real estate • Early redem**peitined apprices alt imaplesified your** unt of time

There is no gyavastateittyill barpaidr investment)

Profit Potential

This is a potentially high yielding investment

opportunity that is available to everyone who is

The interest rate is fixed for the life of the investment.
willing to spend the time and energy necessary
If the property owner has not redeemed the tax

investigate and manage their investments. lien certificate after three years, the

tax lien <u>Which means you could end up owning the property!</u>

holder has the right to apply

Conclusion

- Tax Liens should be considered an investment REMEMBER you are buying the tax lien and not the property.
- Watch Out for the Pitfalls Minerals, S.I.D., Strips
- Know what you are buying Buy in a familiar location and investigate before endorsing or applying for deed.
- Same Buyers Year After Year
 We do have many of the same buyers coming back year after year, so there must be something to this.



Internet

October 21-25, 2010

www.sri-auctionsonline.com