

Application to obtain Real Estate for Public Purpose

Pursuant to Michigan Compiled Laws, Section 211.78m

Name, Address, Phone number and Contact Person of Local Unit making application:

Parcel Information:

Tax ID #:

County:

City/Village/Township Name:

Street address:

Public Purpose for acquiring this property is (describe in detail):

This acquisition **has** **has not** been specifically authorized by resolution of the governing body of the Local Unit. (**Attach minutes and resolution**)

The Local Unit **does** **does not** plan to resell or transfer this property to another person, entity or group.

Entity is:

- Individual(s) A non-profit entity A for Profit entity
 A government Board, Commission, Agency or Department.

Name and address of Purchaser (if known at this time):

If property is being sold or transferred, please state end-users Public Purpose of this property:

Will property be returned to the tax roll?

Yes

No

Applicable regulation Disclosure:

The Foreclosing Governmental Unit (FGU) discloses that MCL 211.78m requires:

- That a sale/transfer under this section must be for a “**Public Purpose**”;
- That if the property is sold or transferred at a profit (as therein defined), that such profit **MUST be returned to the FGU** and deposited in its delinquent tax property sales proceeds account for the year in which the property was purchased by the city, village, township, or county.

The Foreclosing Governmental Unit (FGU) requires, as a condition of this application, that the Local Unit agrees to:

- **Fully indemnify the FGU** and its agents for any and all costs, damages, awards, fees and other matters which may arise from, or as a consequence of, the foreclosure through which the property was obtained, including (but not limited to): title defense actions, environmental remediation, and boundary disputes.
- **Maintain and perpetuate the “Public Purpose” use** of the property.
- **Reconvey the property to the FGU** (at the unilateral option of the FGU, without “profit” as defined in MCL 211.78m) at any time it is no longer used for the specific “public purpose” given herein, unless a suitable alternate “public purpose” has been approved by the FGU.
- **Obtain approval of the FGU for any sale** or transfer of this property not herein disclosed, at any time in the future that it may occur, at least 14 days prior to such event.
- **Provide copies** of all transfer documents and financial settlement statements regarding any sale or transfer, within 30 days of such event, without further request.
- **Compensate the FGU** for any “profit” (as defined in MCL 211.78m) in this same time period if the property is sold or transferred.

These conditions must be agreed to by the Applicant, and will be made covenants/restrictions to such transfer in the conveyance documents.

The Applicant **agrees** **does not agree** to the terms disclosed above, and consents to their inclusion in the documents of conveyance.

Submitted by :

Signature: _____

Name and official capacity:

Application dated : / /

For FGU Use

Received: / / Response: Approved Denied