

CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY
COUNTY OF WHITE PINE

Assessor's Parcel No. _____

(FOR OFFICE USE ONLY)

Tax Sale Date _____

Claimant's Deed No. _____ Date Claimant's Deed was Recorded _____

Final Date to Submit Claim _____

EACH PARTY MUST FILE A SEPARATE CLAIM FOR HIS OR HER INDIVIDUAL INTEREST. THIS INCLUDES HUSBAND AND WIFE, AND ALL JOINT TENANTS.

[1] I, the undersigned claimant, request that I be awarded the excess proceeds resulting from the sale of the above referenced property. I claim my status as a party of interest pursuant to Nevada Revised Statute 361.610. With this application for the excess proceeds, I hereby release White Pine County and the White Pine County Treasurer's Office from all claims which may arise as the result of this sale. I hereby state that I am a rightful claimant and base my status and right to file a claim on the following information and documentation:

Amount or Percentage of Excess Proceeds Claimed \$ _____, or _____%

Any and all excess proceeds checks issued shall be made payable to _____
and mailed to _____.

[2] _____ [12] If acting on behalf of a business entity, I am duly authorized to
Print Name act in its behalf pursuant to my title as indicated below:

[3] _____ [12] _____
Mailing Address (Non U.S. Postal System Box No. is Not Acceptable) Title

[4] _____ [12] _____
City, State and Zip Code Name of Business Entity or Partnership

[5] _____ [13] _____
Area Code and Daytime Phone Number Partnership or Corporate Tax I.D. Number

[6] _____ (SEE REVERSE FOR FURTHER INSTRUCTIONS)
Social Security Number

[7] Driver License No. _____ State _____ Expiration Date _____

[8] ENCLOSED ARE ORIGINALS AND/OR CERTIFIED COPIES OF DOCUMENTS SUPPORTING MY CLAIM

SIGNATURE REQUIRES NOTARIZATION

I certify and declare under penalty of perjury that the foregoing is true and correct and that I have provided the required documentation and proof.

[9] Executed this _____ day of _____, 20____ at _____
(Day) (Month) (Year) (City/State)

[10] _____
Signature of Claimant (REQUIRES NOTARIZATION)

[11] State of _____)
County of _____)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

On _____ before me, _____ personally appeared

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of Nevada that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____

INSTRUCTIONS FOR FILING CLAIM

DEFINITION OF PARTY OF INTEREST

The Nevada Revised Statute 361.610, states in part:

6. A claim for excess proceeds must be paid out in the following order of priority to:
- (a) The following persons in the order of priority of the liens recorded or perfected before the sale;
 - (1) A person holding a valid lien under subsection 3 of NRS 444.520;
 - (2) Persons specified in paragraphs (b), (c), (d), (g), (h) and (i) of subsection 4 of NRS 361.585;
 - (3) An association, as defined in NRS 116.011, that has caused to be recorded a notice of default and election to sell the property pursuant to paragraph (b) of subsection 1 of NRS 116.31162 that has not been rescinded; and
 - (4) An association, as defined in NRS 116B.030, or a hotel unit owner, as defined in NRS 116B.125, that has caused to be recorded a notice of default and election to sell the property pursuant to paragraph (b) of subsection 1 of NRS 116B.635 that has not been rescinded; and
 - (b) Any person specified in paragraphs (a), (e) and (f) of subsection 4 of NRS 361.585.

REQUIRED INFORMATION AND SUPPORTING DOCUMENTATION

NOTE: The items in the list below are not exhaustive of all the types of documents that may be required to perfect a claim for excess proceeds. The County reserves the right to request additional documents not listed herein.

If you consider yourself to be a party of interest in the sale of tax defaulted property as defined above, please complete the Claim for Excess Proceeds From the Sale of Tax-Defaulted Property form. You must also submit the following documents to support your claim as a party of interest.

In case (a) lienholders must submit the original recorded document or, if unattainable, a certified copy of the recorded document and original documentation such as title policy or any other original documentation which supports the claimant's right to all or a portion of the excess proceeds. A payment schedule, note secured by deed of trust, partial release or partial re-conveyance will also be required as well as a declaration under penalty of perjury stating how much was paid off and how much was still due and payable as of THE DATE OF SALE of the property by the Treasurer. The declaration must include the calculations indicating how the total amount of the claim was determined.

In case (b), owners of record must submit the original recorded deed or other document by which they acquired an interest in the property. If the original document is unattainable, a certified copy of the recorded document and original documentation such as title policy or any other original documentation which supports the claimant's right to all or a portion of excess proceeds. In the case of a deceased, former real property owner, regardless of whether or not they died intestate (without a will) or testate (with a will), an original, certified copy of the decedent's death certificate, a certified copy of a "Letter of Administration" from the court appointing the claimant as administrator/executor (personal representative) of the decedent's estate (or other Probate Court Order granting the person the power to manage/administrate the decedent's estate), and a copy of the claimants government issued, picture identification is required. County checks will be made payable to the "Estate of [deceased property owner's name]" and sent to the estate's personal representative (unless otherwise directed by Court Order).

For all claims, parties of interest must submit a clear copy of valid photo identification (i.e., driver's license, state ID, passport), and a completed W9 form with the Tax ID or EIN matching the Payee for the check. Expired photo identification will not be accepted.

If you need assistance in filling out the form, or have questions, please contact our office by telephone at (775)293-6506 or by email at treasurersoffice@whitepinecountynv.gov. Original documentation will be returned upon request.

ASSIGNMENT OF RIGHT / APPOINTMENT OF AGENT

If a party of interest assigns his or her right to claim the excess proceeds, an Assignment of Right to Collect Excess Proceeds form must be completed in addition to the Claim form. **NOTE: Each assignor who designates and agent must complete a Claim for Excess Proceeds From the Sale of Tax-Defaulted Property form and an Assignment of Right to Collect Excess Proceeds form.** Any person or entity who in any way acts on behalf of or in place of any party of interest in respect to filing a claim for any excess proceeds provided for in this section, shall submit proof that the amount of excess proceeds available has been disclosed to such party of interest and the fact that said former owner or lienholder may file for such excess proceeds on his or her own behalf. Any attempted assignment that does not comply with this requirement shall be void and have no effect.

If a party of interest appoints an agent to act on his or her behalf, an Authorization for Agent to Collect Excess Proceeds form must be completed in addition to the Claim form. **NOTE: Each party of interest who designates an agent must complete a Claim for Excess Proceeds From the Sale of Tax-Defaulted Property form and Authorization for Agent to Collect Excess Proceeds form.** Documentation as outlined above in REQUIRED INFORMATION AND SUPPORTING DOCUMENTATION will also apply when the right to claim excess proceeds has been assigned or an agent has been appointed to act on the claimant's behalf.

If a claim involving an assignment of right has been approved, the refund check will be made payable to the person(s) designated as the payee(s) and mailed to the designated address on the Claim for Excess Proceeds From the Sale of Tax-Defaulted Property form.

CLAIMS FILED BY BUSINESS ENTITIES

Claims filed on behalf of a company must be signed by either corporate official(s) (President, Vice President, Secretary, or Treasurer), a partner, or the sole owner. The party or parties must provide documentation proving his, her, or their authority to sign for the company. In addition, certified documentation must be provided indicating the type of business entity. (articles of incorporation, by-laws, statement by domestic stock corporation, partnership agreements, fictitious business name filing, etc.). Also see REQUIRED INFORMATION AND SUPPORTING DOCUMENTATION above.

DEADLINE FOR FILING

We cannot by law begin processing of claims until one year has passed from the date of the deed to the purchaser. In order to receive consideration, claims must be filed ON OR BEFORE THE EXPIRATION OF ONE YEAR following the date of the recording of the deed to the purchaser.

SIGN THE FRONT AND BACK OF THIS CLAIM, AND MAIL YOUR CLAIM AND DOCUMENTATION BY CERTIFIED MAIL TO ENSURE RECEIPT OF YOUR CLAIM BY THIS OFFICE.

I have read the instructions regarding filing a claim.

Mail Documents and Completed Claim Forms To:

White Pine County Treasurer
801 Clark Street Suite 2

Ely, NV 89301

Signature