

Offer to Purchase Real Estate Pursuant to K.S.A. 79-2803a & 79-2803b

To the Board of County Commissioners of Leavenworth County, Kansas:

I, _____ desire to purchase the real estate identified as Tax ID _____
in Cause of Action No. ____ (hereinafter referred to as “subject property”) of Board of County
Commissioners of Leavenworth County vs. _____, et al.,
Leavenworth County District Court Case No. _____.

I understand the property is sold by legal description only and that the legal description for the subject property is as set forth in the judgment Journal Entry filed in the above-mentioned case.

I am tendering an offer of \$_____ for the subject property.

I understand that any agreement to sell the subject property must be approved by the District Court and that notice of the proposed sale must be published in the official newspaper used by the County for legal notices. I am willing to pay up to \$_____ towards any publication cost that may be incurred by the County in connection with this offer to purchase.

I understand that the taxes assessed against the subject property in the year _____ were not part of the County’s judgment for delinquent taxes and that those taxes remain due and payable, including any penalties or interest that may have accrued.

I have executed an unsworn declaration stating that I am not a person who is prohibited from purchasing the subject property and have attached said declaration to this offer.

I understand that the subject property is sold “as is” and that if this offer is accepted by the Board of County Commissioners and confirmed by the court, that the only evidence of title that can be issued will be a Sheriff’s Deed. In addition, I understand that Leavenworth County makes no representations or warranties whatsoever concerning the subject property or its suitability for any purpose.

I agree that upon acceptance of this offer, I will pay the amount offered above, including the \$_____ for publication cost. I understand that said funds will be submitted to the court with the filing of the Motion to Confirm K.S.A. 79-2803b Sale and the funds will be held by the District Court Clerk pending an order of the Court to distribute the funds.

I agree that if the proposed sale is not confirmed by the Court, at no fault of the County, that I will remain responsible for up to \$_____ of the publication cost incurred by the County in connection with this offer to purchase.

Buyer's Signature

Date Signed

The above and foregoing offer was presented to the Board of County Commissioners of Leavenworth County, Kansas on _____ and the offer was: Accepted Rejected

Chairman

Date Signed

IN THE FIRST JUDICIAL DISTRICT COURT
OF LEAVENWORTH COUNTY, KANSAS

BOARD OF COUNTY COMMISSIONERS
OF LEAVENWORTH COUNTY, KANSAS

Plaintiffs,

vs.

Defendants.

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Case No.

Pursuant to Chapter 79

DECLARATION PURSUANT TO K.S.A. 79-2804g, 79-2804h & 79-2812

I, the undersigned, do hereby state that:

1. I am a resident of the County of _____, State of _____, and my residence address is _____ and my phone number is _____.
(Please include street address, apartment number, city, state and zip code.)
2. I am not purchasing any property pursuant to K.S.A. 79-2803a & 79-2803b, either directly or indirectly; for:
 - a. any person having the statutory right to redeem such real estate prior to the sale pursuant to K.S.A. 79-2803 or for one who is prohibited from bidding by K.S.A. 79-2804g; or
 - b. any person who held an interest in a tract as owner or holder of the record title, who held an interest at any time when any tax constituting part of the county's judgment became due; or
 - c. any parent, grandparent, child, grandchild, spouse, sibling, trustee or trust beneficiary of any person enumerated in paragraph (b); or
 - d. with respect to a title holding corporation, any current or former stockholder, current officer or director, or any person having a relationship enumerated in paragraph (c) to such stockholder, officer or director.
3. I understand that if any tract, lot or piece of real property purchased at public auction is transferred, sold, given or otherwise conveyed to any person who had a statutory right to redeem such real estate prior to such sale in violation of K.S.A. 79-2804g, as amended, within 10 years of the date of the public auction, such person shall be liable for an amount equal to the original judgment lien and interest thereon from the date of the public auction, pursuant to state statutes (except as permitted by statute for mortgagees).
4. I do not owe any delinquent real estate taxes, either ad valorem or special assessments, in Leavenworth County, Kansas, nor am I purchasing, either directly or indirectly, for any person or entity that owes any of the aforementioned taxes.

I hereby declare under penalty of perjury that the above and foregoing is true and correct.

Signature

Date Signed

Print Full Name