

If for some reason some of the lines seem to be blurry please increase the size by clicking on the zoom out tool to make the print clearer

Chapter 2.40

UNCLAIMED PROPERTY

Sections:

- 2.40.010 Report--Disposal authorization request.
- 2.40.020 Notice of sale--Prior claim of ownership.
- 2.40.030 Bids by county personnel prohibited.
- 2.40.040 Disposition of sale proceeds.
- 2.40.050 County use of unclaimed property.
- 2.40.060 Claim by owner after disposition.

2.40.010 Report--Disposal authorization request. Whenever the sheriff of the county has any property, including money, in his possession, the ownership of which is unknown and which is unclaimed for thirty days after the property came into his possession, the sheriff shall report the fact to the board of county commissioners and request authority to dispose of it as provided in this chapter. (Ord. 79-4-2 §1, 1979)

2.40.020 Notice of sale--Prior claim of ownership. The board of county commissioners shall act upon the request of the sheriff within thirty days after the receipt of the request. If the request is to have the property disposed of by public sale and if the board approves the request, the county accountant shall post written or printed notice of sale in three public places within the county at least ten days before the sale. The notice shall describe the property, including money, and shall state the time and place of public sale at which the property may be purchased by the highest bidder. Until the date of the sale, the property, including money, may be claimed at the sheriff's office. If ownership is proved, the sheriff shall turn the property including money, over to the owner and cancel the sale insofar as the claimed property is concerned. (Ord. 79-4-2 §2, 1979; rev'd during codification)

2.40.030 Bids by county personnel prohibited. Members of the county government, including officials and employees, shall not be allowed to bid at the sale. (Ord. 79-4-2 §3, 1979)

2.40.040 Disposition of sale proceeds. The county accountant shall conduct the sale and shall deposit the proceeds, after deducting the cost of the sale, together with any other money included in the notice, in the county treasury to the credit of the county general fund. (Ord. 79-4-2 §4, 1979; rev'd during codification)

2.40.050 County use of unclaimed property. In lieu of a sale of the property under

Sections 2.40.010 through 2.40.030 of this chapter, the sheriff with the approval of the board of county commissioners, may transfer any portion of unclaimed property to the county for use by the county. Such transfer property under the value of five hundred dollars may be donated by the county to any charitable organization when the public interest will be furthered. (Ord. 79-4-2 §5, 1979)

2.40.060 Claim by owner after disposition. If the property is sold as provided in this chapter, and if, within six months after the sale, the owner of the property files with the board of county commissioners a claim for the property and proves the owner's right to it, the board shall direct that the money or the amount received for the property, less expenses of the sale, shall be paid to the owner from the county treasury. The board shall not approve any claims filed more than six months after the sale. If the property is transferred to the county in lieu of sale, it may be claimed by the lawful owner at any time within one year from the transfer to the county. The sheriff in disposing of property in the manner provided in this chapter shall not be liable to the owner of the property. (Ord. 79-4-2 §6, 1979)