Property Tax Pitfalls

OLTA EDUCATION SEMINAR

MARCH 16, 2019

County Property Taxes

"All real property within the state and all tangible personal property situated within this state, except as otherwise provided by law, shall be subject to assessment and taxation in equal and ratable proportion."

ORS 307.030 (1)

County Property Taxes

Property in Oregon has two values:

Real Market Value – this is what a buyer is willing to pay for the property

Tax Assessed Value – this is the value that is used to determine the amount of taxes assessed to the property. It is determined by statutory formulas.

Measure 5 – Constitutional Limit to the Assessment Value
Measure 50 or Maximum Assessed Value (MAV) – Constitutional Valuation Limit
Assessed Value (AV) – Value used to calculate taxes

County Property Taxes

Situs :	11912 NW BLACKHAWK DR, UNINCORPORATED, OR	Year Built :	1998
		Living Area:	4240
Name(s) :			
Code Area :	051.50		
Sale Info :		2018 Roll Values	
Deed Type :	DW	RMV Land $	384,720 (+)
Instrument:	2014059789	RMV Improvements $	530,930 (+)
2018 Tax Status	* No Taxes Due *	RMV Total $	915,650 (=)
Current Levied Taxes :	11,756.96	Total Exemptions $	0
Special Assessments :	45.67	M5 Net Value $	915,650
		M50 Assd Value $	664,160

Code Area		RMV	MAV	Value Summary AV
1406	Land	25,780		
	Impr.	18,480		
Code Area Total		44,260	28,260	27,487
Grand Total		44,260	28,260	27,487

Deferral Vs Exemption

- Exemption – Exempt property is property that is not subject to county property taxes. There are no back taxes due when the exemption ends.
- Deferral – A deferment is when a property owner can defer paying a portion of the property taxes that would be owed on the property while the property is in special use. When the special use ends, the deferred taxes are due.

Exemption – ORS 307.040 – ORS 307.867

- Exempt Status is determined on July 1
- Examples of exemptions:
  - Veterans
  - Religious, Educational, Charitable, Fraternal
  - Native American Tribe Property held in Trust
  - Government Owned Property
  - Low Income Housing

When transferring property into a tax-exempt governmental entity, the deed or contract needs to be accompanied by a certificate from the county assessor's office stating that the property taxes are paid in full. ORS 311.411

Exemptions

EXEMPTIONS

EXEMPTION CODE	EXEMPTION DESCRIPTION	EXPIRATION YEAR
13	13-Church, Religious Organizations	-

ASSESSED VALUES

YEAR	IMPROVEMENTS	LAND	SPECIAL MARKET / USE	RMV	M5 VALUE	EXEMPTIONS	M50 ASSESSED
2018	$21,980	$77,050	$0 / $0	$99,030	$0	29,13	$0
2017	$16,780	$58,820	$0 / $0	$75,600	$0	29,13	$0
2016	$16,250	$53,470	$0 / $0	$69,720	$0	29,13	$0

TAX SUMMARY

Effective Date: 3/13/2019 Details

TAXYEAR	TOTAL BILLED	AD VALOREM	SPECIAL ASMT	PRINCIPAL	INTEREST	DATE PAID	TOTAL OWED
2018	$0.00	$0.00	$0	$0.00	$0.00	-	$0.00
2017	$0.00	$0.00	$0	$0.00	$0.00	-	$0.00
2016	$0.00	$0.00	$0	$0.00	$0.00	-	$0.00

Exemptions

EXEMPTIONS

EXEMPTION CODE	EXEMPTION DESCRIPTION	EXPIRATION YEAR
24	24-Historic Property 15 Yr	2022

ASSESSED VALUES

YEAR	IMPROVEMENTS	LAND	SPECIAL MARKET / USE	RMV	MS VALUE	EXEMPTIONS	MSO ASSESSED
2018	$391,030	$225,000	- / -	$616,030	$171,170	24	$101,190
2017	$382,940	$207,000	$0 / $0	$589,940	$171,170	24	$98,250
2016	$354,610	$207,000	$0 / $0	$561,610	$171,170	24	$95,390

TAX SUMMARY

Effective Date: 3/13/2019 Details

TAXYEAR	TOTAL BILLED	AD VALOREM	SPECIAL ASMT	PRINCIPAL	INTEREST	DATE PAID	TOTAL OWED
2018	$2,563.95	$2,563.95	$0	$2,563.95	$0.00	-	$0.00
2017	$2,457.56	$2,457.56	$0	$2,457.56	$0.00	-	$0.00

Exemptions

Exemptions/Special Assessments/Potential Liability

Code Area	Type						
0908							
EXEMPTION:							
■ VETERANS AND SPOUSES 307.250 SERVICE RELATED	**Amount**	25,665	**Letter Year**	2009	**Year Qualified**	1949	
SPECIAL ASSESSMENT:							
■ SOLID WASTE	**Amount**	12.00			**Year**	2018	

MS Account(s): 0908-R-265572

VALUES	LAST YEAR	THIS YEAR
REAL MARKET		
LAND	63,280	66,300
STRUCTURES	13,410	14,050
TOTAL RMV	76,690	80,350
TOTAL ASSESSED VALUE	61,130	63,170
EXEMPTIONS	24,917	25,665
NET TAXABLE:	**36,213**	**37,505**
TOTAL PROPERTY TAX:	**387.67**	**399.37**

Deferral – Specially Assessed Land

- Qualified property is assessed at a special (lower) rate than it would otherwise be assessed
  - Examples of Special Uses:
    - Farmland
    - Forestland
    - Small Tract Forestland
    - Open Space Land

Deferral - Specially Assessed Land

- Statutorily required language:

  "potential additional tax liability"

- The zoning designation itself does not determine whether the property is being specially assessed and therefore subject to deferred taxes

Deferral – Specially Assessed Land

Legal Description	BANNER AC, LOT 30, DEFERRAL-POTENTIAL ADDITIONAL TAX, FARM DISQUAL, 2009-2013, 3.00 ACRES, $3,893.91 ADDITIONAL TAX

- * POTENTIAL ADDITIONAL TAX LIABILITY *
- * POTENTIAL ADDITIONAL TAX LIABILITY *
- If applicable, the described property is receiving special valuation based upon its use. Additional rollback taxes which may become due based on the provisions of the special valuation are not indicated in this listing.

Exemptions/Special Assessments/Potential Liability

Code Area	Type				
NOTATION(S):					
■	FARM POT'L ADD'L TAX LIABILITY ADDED 2005	**Tax**	424.79	**Years**	10
■	FOREST POT'L ADD'L TAX LIABILITY				
■	FOREST DEFERRAL ADDED 2000 Deferral #947				

Deferral – Specially Assessed Land

Legal Description	CORNELL HTS, BLOCK 3&4 TL 400, DEFERRAL-POTENTIAL ADDITIONAL TAX, FOREST DISQUAL, 2006-2010, 0.25 ACRES, $987.4 POTENTIAL ADDITIONAL TAX

ASSESSED VALUES

YEAR	IMPROVEMENTS	LAND	SPECIAL MARKET / USE	RMV	M5 VALUE	EXEMPTIONS	M50 ASSESSED
2018	-	$327,750	$299,200 / $1,030	$626,950	$329,320	FOU,FOU	$19,570
2017	$0	$27,550	$288,700 / $1,000	$316,250	$29,120	FOU,FOU	$19,000
2016	$0	$25,040	$262,460 / $970	$287,500	$26,580	FOU,FOU	$18,450
2015	$0	$21,040	$220,460 / $940	$241,500	$22,580	FOU,FOU	$17,920
2014	$0	$21,040	$220,460 / $0	$241,500	$22,540	FOU,FOU	$17,410
2013	$0	$22,210	$232,790 / $0	$255,000	$23,680	FOU,FOU	$16,900

Deferral – Specially Assessed Land

When the special use ends, the land owner needs to pay the deferred amount of taxes.

The amount to repay is the taxes due on the difference between the special amount of the property and the amount the property would have been assessed at if the property had been assessed under the regular assessment formula multiplied by the number of consecutive years the property has been in deferral up to 5 or 10 years.

Deferral – Specially Assessed Land

Regular Assessed Value:	$100
Special Assessed Value:	$80
Difference	$20

Taxes due on $20 value difference:	$5
Number of years in deferral:	x 6
Repayment amount:	$30

The county will do the calculation and provide the re-payment amount when the property comes out of deferral

Deferral – Specially Assessed Land

The deferred taxes do not become due on the sale or conveyance of the property if the use does not change.

Exceptions to repayment obligation:

- Property being acquired by a government entity
- Property being acquired for wildlife management purposes
- Change in Zoning not requested by the land owner
- Property re-qualified for another special assessment

Senior Tax Deferral - ORS 311.666 – ORS 311.701

Oregon State pays a Senior or Disabled Person's property taxes on their primary residence if the person's income or net worth is below a certain amount.

The State has a lien against the property for repayment of the taxes and interest paid on behalf of the person.

The State can foreclose on its lien if the taxpayer does not repay it. This includes the right to enforce the lien against a transferee of the taxpayer.

Senior Tax Deferral

The deferred taxes and interest are payable:

- The death of the tax payer

- The sale of the property

- The property is no longer the tax payer's primary residence, unless he/she moves for health related reasons

- If the residence is a manufactured home or floating home, it is moved out of state

Senior Tax Deferral

September 1 is the determination date on whether the State will pay the current year's taxes.

If the deferral ends on August 31, 2018, the State will not pay the 2018-2019 property taxes.

If the deferral ends on September 1, 2018, the State will pay the 2018-2019 property taxes.

Life Lesson:
"If payoff amount is requested after September 1, the balance may not include the current year's property taxes."

Senior Tax Deferral

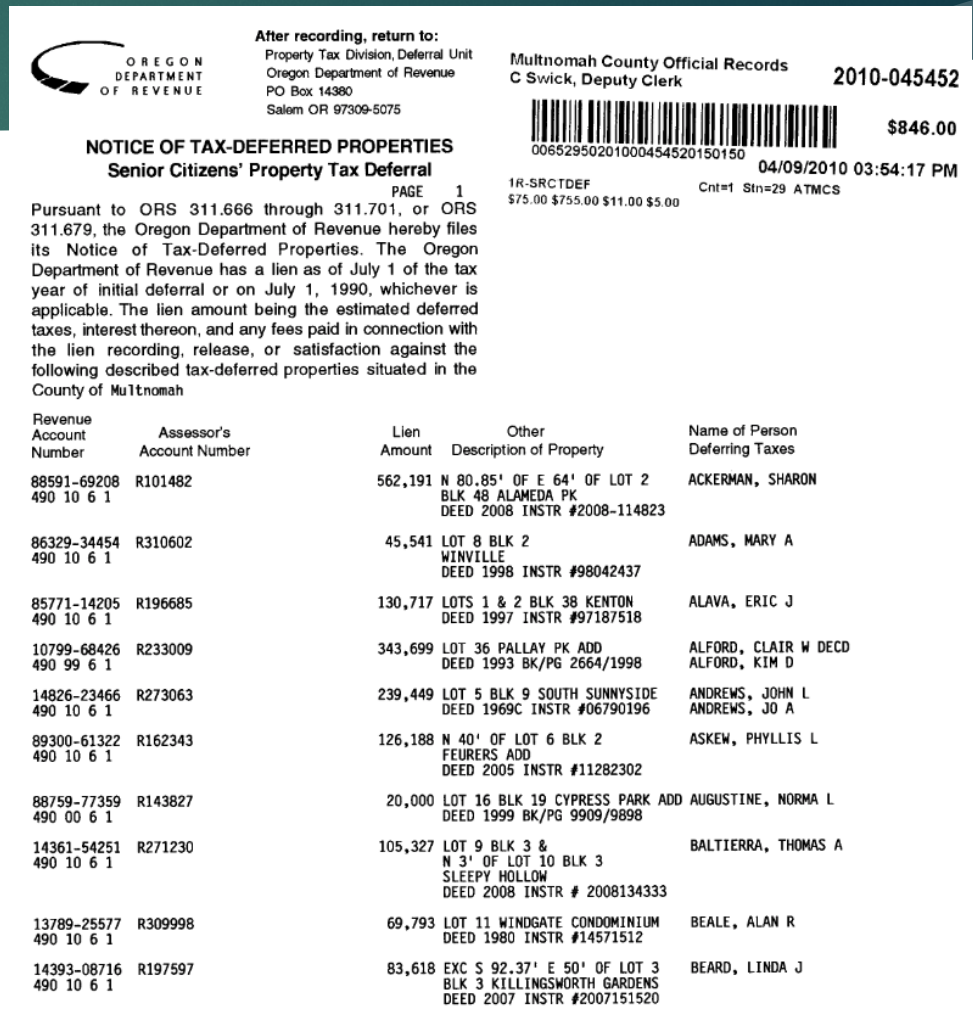
Notice of Lien:

Recorded Notice of Tax Deferral

Notation on Property Tax Account

Release of Lien:

Recorded Notice of Lien Release for Senior Citizens' Property Tax Deferral



OREGON DEPARTMENT OF REVENUE

After recording, return to:
Property Tax Division, Deferral Unit
Oregon Department of Revenue
PO Box 14380
Salem OR 97309-5075

Multnomah County Official Records
C Swick, Deputy Clerk
2010-045452

$846.00

00652950201000454520150150
04/09/2010 03:54:17 PM

1R-SRCTDEF Cnt=1 Stn=29 ATMCS
$75.00 $755.00 $11.00 $5.00

NOTICE OF TAX-DEFERRED PROPERTIES
Senior Citizens' Property Tax Deferral

PAGE 1

Pursuant to ORS 311.666 through 311.701, or ORS 311.679, the Oregon Department of Revenue hereby files its Notice of Tax-Deferred Properties. The Oregon Department of Revenue has a lien as of July 1 of the tax year of initial deferral or on July 1, 1990, whichever is applicable. The lien amount being the estimated deferred taxes, interest thereon, and any fees paid in connection with the lien recording, release, or satisfaction against the following described tax-deferred properties situated in the County of Multnomah

Revenue Account Number	Assessor's Account Number	Lien Amount	Other Description of Property	Name of Person Deferring Taxes
88591-69208 490 10 6 1	R101482	562,191	N 80.85' OF E 64' OF LOT 2 BLK 48 ALAMEDA PK DEED 2008 INSTR #2008-114823	ACKERMAN, SHARON
86329-34454 490 10 6 1	R310602	45,541	LOT 8 BLK 2 WINVILLE DEED 1998 INSTR #98042437	ADAMS, MARY A
85771-14205 490 10 6 1	R196685	130,717	LOTS 1 & 2 BLK 38 KENTON DEED 1997 INSTR #97187518	ALAVA, ERIC J
10799-68426 490 99 6 1	R233009	343,699	LOT 36 PALLAY PK ADD DEED 1993 BK/PG 2664/1998	ALFORD, CLAIR W DECD ALFORD, KIM D
14826-23466 490 10 6 1	R273063	239,449	LOT 5 BLK 9 SOUTH SUNNYSIDE DEED 1969C INSTR #06790196	ANDREWS, JOHN L ANDREWS, JO A
89300-61322 490 10 6 1	R162343	126,188	N 40' OF LOT 6 BLK 2 FEURERS ADD DEED 2005 INSTR #11282302	ASKEW, PHYLLIS L
88759-77359 490 00 6 1	R143827	20,000	LOT 16 BLK 19 CYPRESS PARK ADD DEED 1999 BK/PG 9909/9898	AUGUSTINE, NORMA L
14361-54251 490 10 6 1	R271230	105,327	LOT 9 BLK 3 & N 3' OF LOT 10 BLK 3 SLEEPY HOLLOW DEED 2008 INSTR # 2008134333	BALTIERRA, THOMAS A
13789-25577 490 10 6 1	R309998	69,793	LOT 11 WINDGATE CONDOMINIUM DEED 1980 INSTR #14571512	BEALE, ALAN R
14393-08716 490 10 6 1	R197597	83,618	EXC S 92.37' E 50' OF LOT 3 BLK 3 KILLINGSWORTH GARDENS DEED 2007 INSTR #2007151520	BEARD, LINDA J

Senior Tax Deferral Website: https://revenueonline.dor.oregon.gov/tap/_/

Deferral Information

Account Information

Deferral Account: 00222525952

Deferral Applicant: [redacted]

Account Status: Deceased

Property Address: [redacted]

Property City: PORTLAND

Important Payment and Lien Release Information

Summary of Transactions

Current system balances for your account.

Principal	6,582.03
Fees	40.00
Interest	2,630.49
Other	0.00
Payments	0.00

Balance 9,252.52 *(Not updated daily)*

Payoff Information

Change the date to see what this account balance will be including tax, penalty, interest, and other transactions. Select a date and press **Enter** or tab off of the field to see the payoff balance and total interest update.

Payoff Date: 13-Mar-2019

Payoff Balance: 9,251.44

Total Interest: 2,629.41

The deferred property tax account is due. If we do not receive payment in full by August 15th of the year following the disqualifying event, the account becomes delinquent and we will begin collection action. Write the deferral account number on your check to ensure proper credit.

Make a payment now

Omitted Property – ORS 311.216 – 311.229

The County can add omitted property to the tax rolls and assess back taxes on it.

The look back period is 5 years.

The taxes become a lien when added to the tax roll but are not due until the next tax year.

Local Improvement Districts

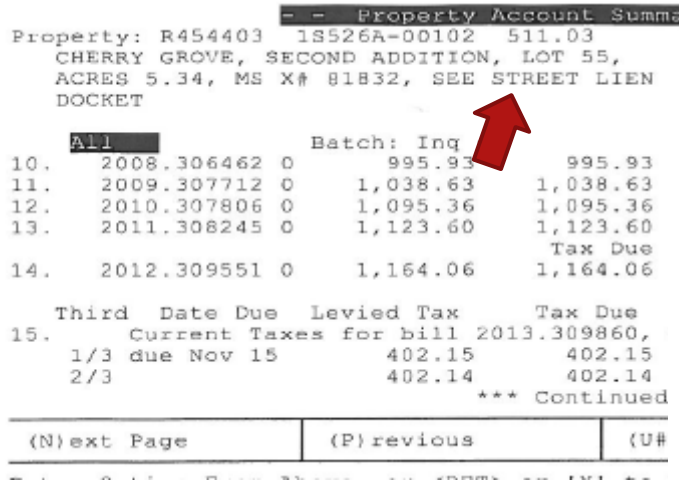
Local Improvement Districts are formed by a government entity to pay for specific improvement.

The cost of the improvement is allocated among the benefited property owners.

Properties that are exempt from county property taxes may be subject to LID assessments.

LID assessments become a lien on the property from the date the ordinance is passed and it is entered into a “docket” maintained by the local government.

Local Improvement Districts



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- -  Property Account Summary (R454403)  - -

Property: R454403   1S526A-00102   511.03
   CHERRY GROVE, SECOND ADDITION, LOT 55,
   ACRES 5.34, MS X# 81832, SEE STREET LIEN
   DOCKET

   All                    Batch: Inq
10.    2008.306462 O        995.93          995.93
11.    2009.307712 O      1,038.63        1,038.63
12.    2010.307806 O      1,095.36        1,095.36
13.    2011.308245 O      1,123.60        1,123.60
                                          Tax Due
14.    2012.309551 O      1,164.06        1,164.06

   Third  Date Due  Levied Tax       Tax Due
15.      Current Taxes for bill 2013.309860,
    1/3 due Nov 15        402.15          402.15
    2/3                   402.14          402.14
                                   *** Continued

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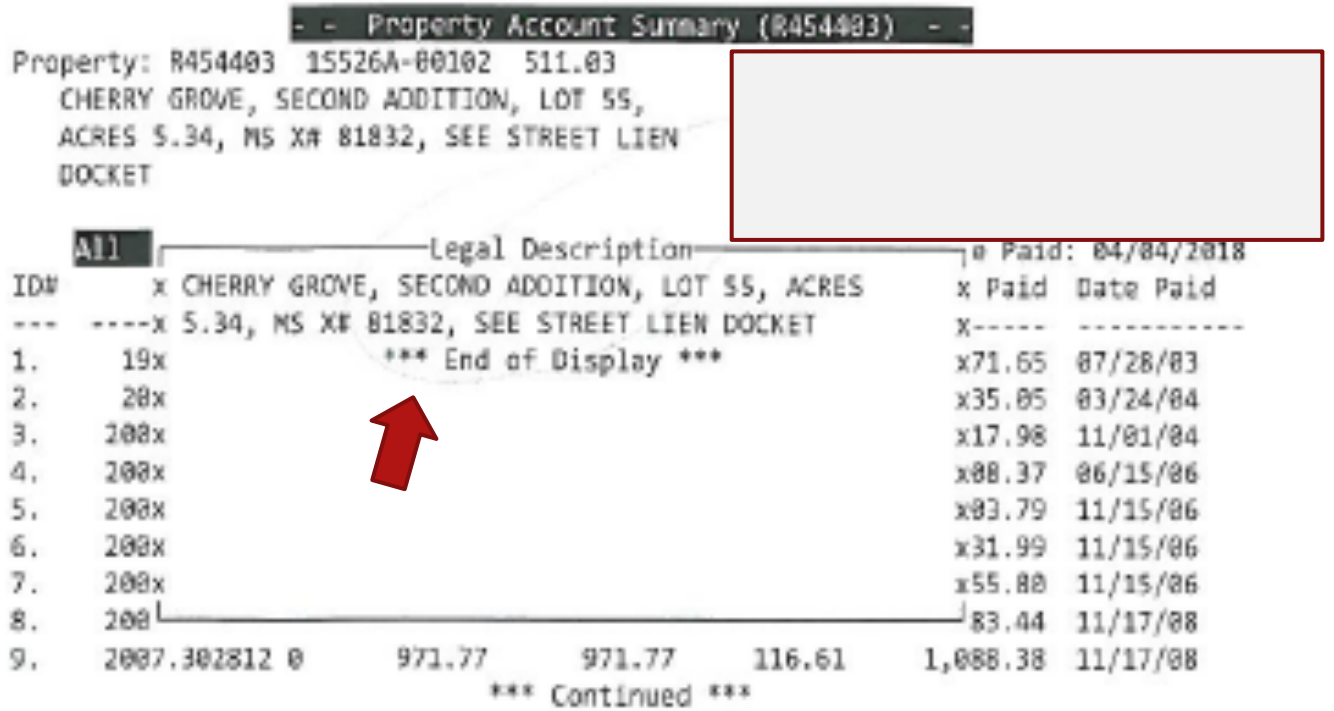
Situs Address:
xxxx SW Oak St
Unincorporated, OR



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- -  Property Account Summary (R454403)  - -

Property: R454403   15526A-00102   511.03
   CHERRY GROVE, SECOND ADDITION, LOT 55,
   ACRES 5.34, MS X# 81832, SEE STREET LIEN
   DOCKET

   All                                                    e Paid: 04/04/2018
ID#      x CHERRY GROVE, SECOND ADDITION, LOT 55, ACRES      x Paid  Date Paid
---   ----x 5.34, MS X# 81832, SEE STREET LIEN DOCKET        x-----  ----------
1.     19x                *** End of Display ***            x71.65  07/28/03
2.     20x                                                  x35.05  03/24/04
3.    200x                                                  x17.98  11/01/04
4.    200x                                                  x08.37  06/15/06
5.    200x                                                  x03.79  11/15/06
6.    200x                                                  x31.99  11/15/06
7.    200x                                                  x55.80  11/15/06
8.    200                                                    83.44  11/17/08
9.    2007.302812 0      971.77      971.77      116.61    1,088.38  11/17/08
                                  *** Continued ***
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Manufactured Homes

1) Is there a Manufactured Home on the Property?
2) If so, is it Real or Personal Property?
3) If it is Personal Property, where is it assessed?

Manufactured Homes can be assessed and taxed as real property or as personal property.

A Manufactured Home is Personal Property until it is de-titled. Once the Manufactured Home is properly de-titled it is part of the real property.

Manufactured Homes

Recorded "Application and Certification Exempting a Manufactured Structure from Ownership Document"

APPLICATION AND CERTIFICATION EXEMPTING A MANUFACTURED STRUCTURE FROM OWNERSHIP DOCUMENT

Tillamook County, Oregon
07/10/2015 10:19:36 AM
DEED-CMHE
$5.00 $11.00 $21.00 $10.00 - Total =$47.00

2015-004039

00148231201500040390010015

I hereby certify that the within instrument was received for record and recorded in the County of Tillamook, State of Oregon.

Tassi O'Neil, Tillamook County

After recording return to: David and Karen Pace
9720 9th Street
Bay City, OR 9707
Send all future tax bills to:David and Karen Pace
9720 9th Street
Bay City, OR 97107

Check appropriate box: ☐ New home x Existing home - X Plate Number (if applicable)EM40841

LEGAL DESCRIPTION OF MANUFACTURED STRUCTURE

1985	Golden West Homes Elite	ORE 137391 &ORE 137390	GW3OREES058553B & GW3OREES058553A	24	52
YEAR	MAKE	HUD number	VEHICLE IDENTIFICATION NUMBER (VIN)	WIDTH	LENGTH

253156		
Home ID	County ID Number	Situs Address

Legal description per ORS 93.600 or reference number of previously recorded deed: (attach additional sheets if needed)
Map and Tax Lot Number: 1N10 34DA 04000 Lots 1 and 2, Block 62, PACIFIC ADDITION TO BAY CITY, In the County of Tillamook, State of Oregon.

Manufactured Homes

The Real Property's Tax Account Information may disclose whether or not there is a Manufactured Home located on the property.

Map Tax Lot: 1S526A-00102
Legal : CHERRY GROVE, SECOND ADDITION, LOT 55, ACRES 5.34, MS X# 81832, SEE*

CORNELIUS, OR 97113

Situs : 56964 SW OAK ST, UNINCORPORATED, OR
Name(s) :
Code Area : 511.03
Sale Info : 10/21/93 $65,000
Deed Type : DW
Instrument: 93087525
2013 Tax Status * Unpaid Taxes *
Current Levied Taxes : 1,206.43
Special Assessments :

Year Built :
Living Area:

2013 Roll Values

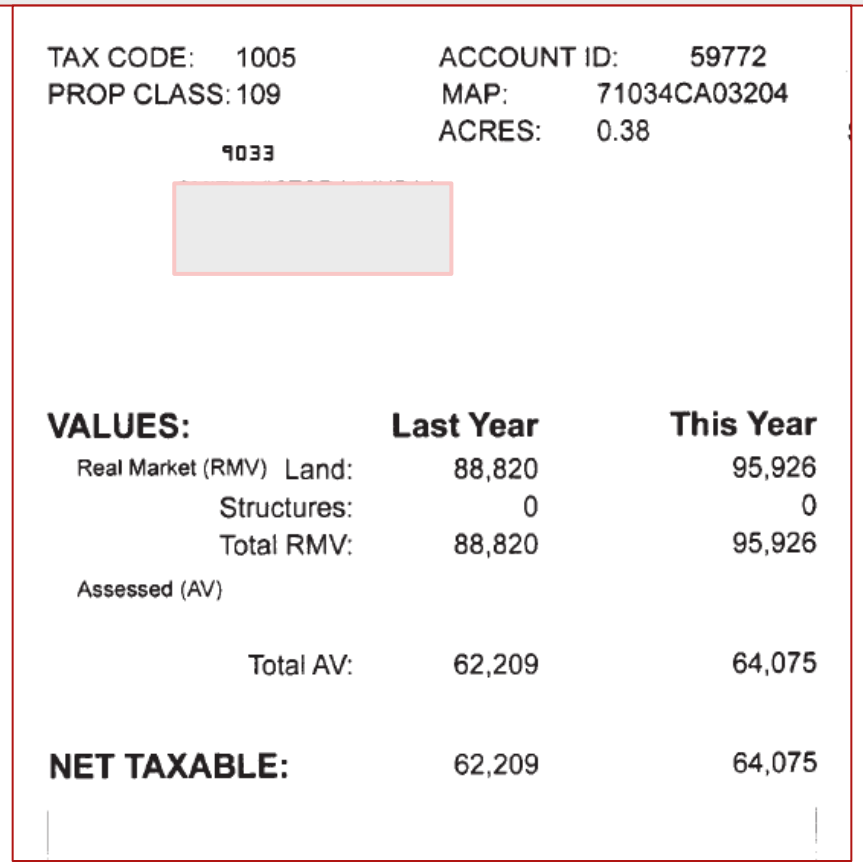
RMV Land	$	177,420	(+)
RMV Improvements	$	0	(+)
RMV Total	$	177,420	(=)
Total Exemptions	$	0	
M5 Net Value	$	177,420	
M50 Assd Value	$	112,360	

Code Area	ID#	Yr Built	Stat Class	Description	Improvement Breakdown	TD%	Total Sq. Ft.	Ex%	MS Acct #	Trended RMV
0805	1	1991	942	Class 4, Double Wide		113	1,456		E - 375971	28,130
0805	2	1991	910	M S Other Improvem		119	0			36,330
					Grand Total		1,456			64,460

Exemptions/Special Assessments/Potential Liability

Manufactured Homes

Some counties are not disclosing whether there is a manufactured structure on the tax statement.

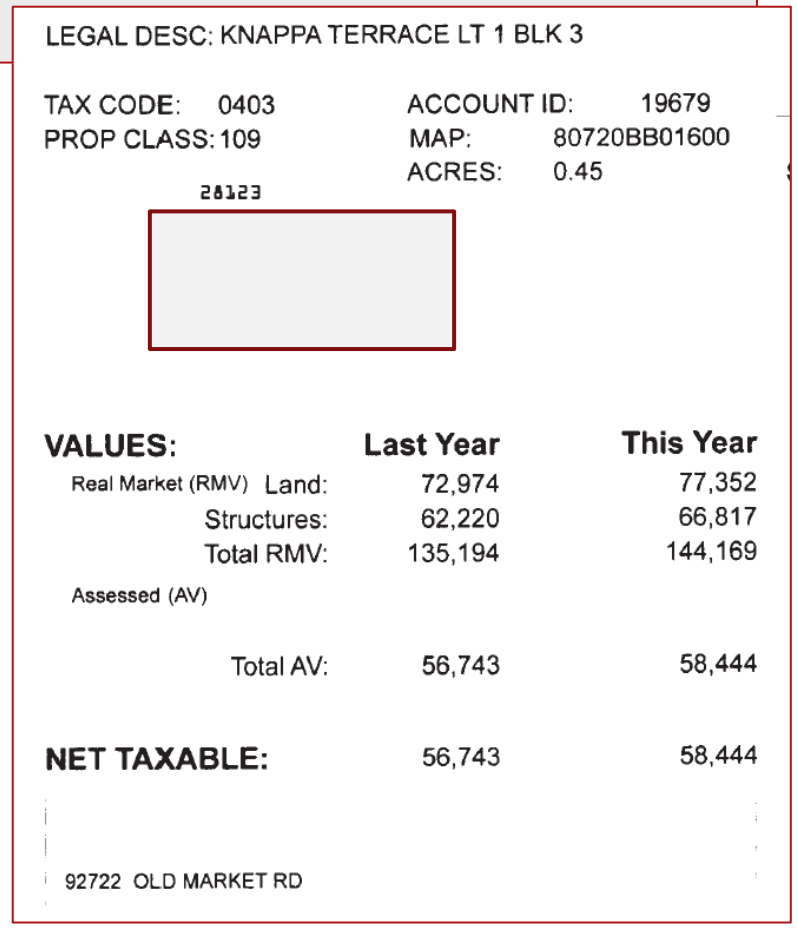


TAX CODE: 1005
PROP CLASS: 109

ACCOUNT ID: 59772
MAP: 71034CA03204
ACRES: 0.38

9033

VALUES:	Last Year	This Year
Real Market (RMV) Land:	88,820	95,926
Structures:	0	0
Total RMV:	88,820	95,926
Assessed (AV)		
Total AV:	62,209	64,075
NET TAXABLE:	62,209	64,075



LEGAL DESC: KNAPPA TERRACE LT 1 BLK 3

TAX CODE: 0403
PROP CLASS: 109

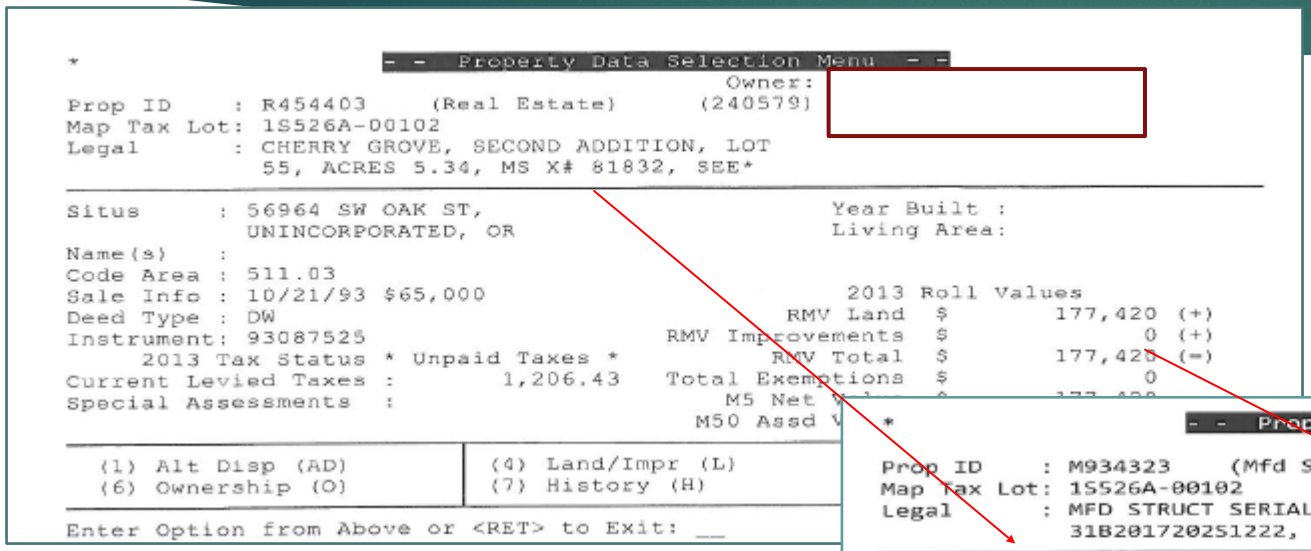
ACCOUNT ID: 19679
MAP: 80720BB01600
ACRES: 0.45

28123

VALUES:	Last Year	This Year
Real Market (RMV) Land:	72,974	77,352
Structures:	62,220	66,817
Total RMV:	135,194	144,169
Assessed (AV)		
Total AV:	56,743	58,444
NET TAXABLE:	56,743	58,444

92722 OLD MARKET RD

Manufactured Homes



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*                          - -  Property Data Selection Menu  - -
                                                          Owner:
Prop ID     : R454403     (Real Estate)          (240579)
Map Tax Lot: 1S526A-00102
Legal       : CHERRY GROVE, SECOND ADDITION, LOT
              55, ACRES 5.34, MS X# 81832, SEE*

Situs       : 56964 SW OAK ST,                          Year Built :
              UNINCORPORATED, OR                        Living Area:
Name(s)     :
Code Area   : 511.03
Sale Info   : 10/21/93 $65,000                              2013 Roll Values
Deed Type   : DW                                    RMV Land  $        177,420 (+)
Instrument: 93087525                          RMV Improvements  $          0 (+)
     2013 Tax Status * Unpaid Taxes *                 RMV Total  $        177,420 (=)
Current Levied Taxes :          1,206.43        Total Exemptions  $          0
Special Assessments  :                                 M5 Net V
                                                     M50 Assd V

  (1) Alt Disp (AD)          (4) Land/Impr (L)
  (6) Ownership (O)          (7) History (H)

Enter Option from Above or <RET> to Exit: __
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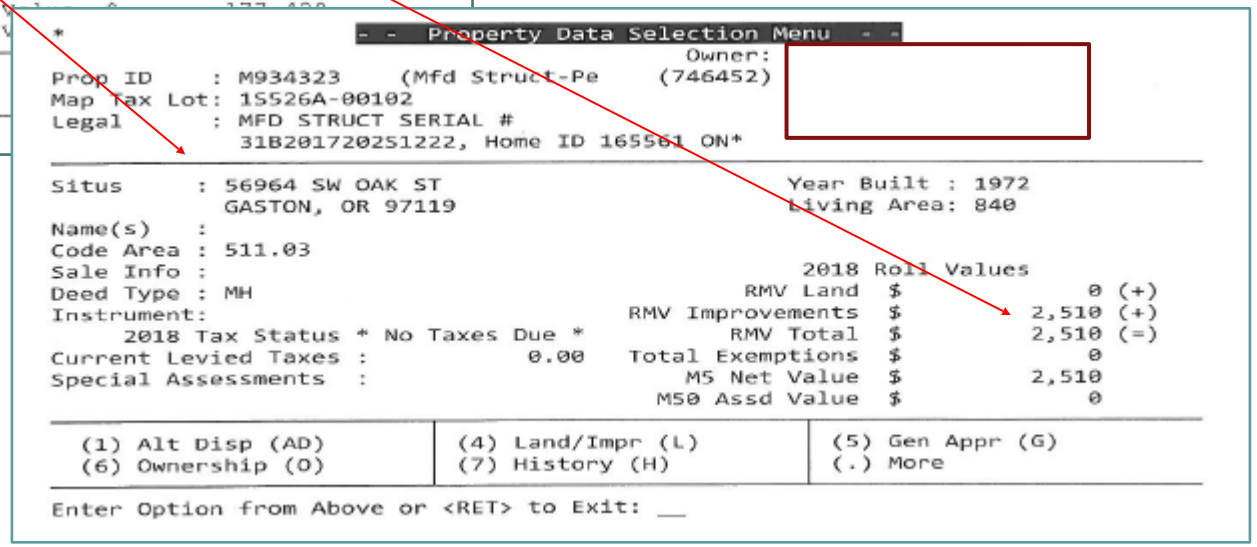

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*                          - -  Property Data Selection Menu  - -
                                                          Owner:
Prop ID     : M934323     (Mfd Struct-Pe         (746452)
Map Tax Lot: 1S526A-00102
Legal       : MFD STRUCT SERIAL #
              31B201720251222, Home ID 165561 ON*

Situs       : 56964 SW OAK ST                           Year Built : 1972
              GASTON, OR 97119                          Living Area: 840
Name(s)     :
Code Area   : 511.03
Sale Info   :                                               2018 Roll Values
Deed Type   : MH                                    RMV Land  $              0 (+)
Instrument:                                   RMV Improvements  $          2,510 (+)
     2018 Tax Status * No Taxes Due *                 RMV Total  $          2,510 (=)
Current Levied Taxes :             0.00         Total Exemptions  $              0
Special Assessments  :                             M5 Net Value  $          2,510
                                                  M50 Assd Value  $              0

  (1) Alt Disp (AD)          (4) Land/Impr (L)          (5) Gen Appr (G)
  (6) Ownership (O)          (7) History (H)            (.) More

Enter Option from Above or <RET> to Exit: __
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How determine whether the Manufactured Home is being taxed as part of the real property or as Personal Property?

The county will have two separate tax accounts and cross-reference the accounts.

Manufactured Homes

Or the county will create two accounts and not specifically cross reference the accounts

TAX CODE: 1005
PROP CLASS: 109

ACCOUNT ID: 59772
MAP: 71034CA03204
ACRES: 0.38

9033

VALUES:	Last Year	This Year
Real Market (RMV) Land:	88,820	95,926
Structures:	0	0
Total RMV:	88,820	95,926
Assessed (AV)		
Total AV:	62,209	64,075
NET TAXABLE:	62,209	64,075

1315 SUNRISE RIDGE

TAX CODE: 1005
PROP CLASS: 009

ACCOUNT ID: 59785
MAP: 71034CA03204
ACRES:

9036

VALUES:	Last Year	This Year
Real Market (RMV)		
Total RMV:	67,930	66,143
Assessed (AV)		
Total AV:	54,263	55,890
NET TAXABLE:	54,263	55,890

1315 SUNRISE RIDGE RD
Split: 59772

Manufactured Homes

Some Counties will assess the Manufactured Home with Real Property regardless of whether it is de-titled.

Code Area	ID#	Yr Built	Stat Class	Improvement Breakdown Description	TD%	Total Sq. Ft.	Ex%	MS Acct #	Trended RMV
0805	1	1991	942	Class 4, Double Wide	113	1,456		E - 375971	28,130
0805	2	1991	910	M S Other Improvements	119	0			36,330
				Grand Total		1,456			64,460

Code Area	ID#	Yr Built	Stat Class	Improvement Breakdown Description	TD%	Total Sq. Ft.	Ex%	MS Acct #	Trended RMV
0908	1	0	910	M S Other Improvements	123	0			1,970
0908	2	0	345	GENERAL PURPOSE BUILDING	123	945			2,710
0908	3	1971	951	Class 5, Single Wide	113	891		R - 265572	9,370
				Grand Total		1,836			14,050

Other Taxable Property Interests

- Business/personal property
- Leasehold estates
- Mineral Rights
- Fallen or Harvested Timber
- Oyster Beds
- Farming/Agricultural Equipment

The End