



3600 Deepwater Terminal Road  
Richmond, Virginia 23234  
Tel: 804-232-3300  
Fax: 804-232-3301

**FACSIMILE COVER PAGE**

To: From:  
Fax #: (804) 232.3301  
Phone #: Tel #: (804) 232.3300  
Company:  
Subject: **Consignment Packet for May 3, 2013 Utility Trucks & Equipment Auction**  
Sent: Pages:

**PLEASE READ – IMPORTANT INFORMATION**

Thank you for your Business!!

Simply fill out the attached contract and fax back with a **DETAILED DESCRIPTION** of your asset(s) including serial numbers or VIN. Make Copies & attach additional pages if necessary! Contracts received by **APRIL 12** will appear in the color brochure, provided a description of the asset has been submitted.

Please note the delivery times and dates for this auction:

**ALL ITEMS MUST BE ON THE YARD BY THURSDAY, MAY 2<sup>ND</sup> AT 12:00 NOON. THE SALE DAY CATALOG WILL GO TO PRESS TUESDAY, APRIL 30<sup>TH</sup>.**

**NOTE: INSTRUCT YOUR TRANSPORTER TO REPLACE THE DRIVE SHAFT OR AXLES ON YOUR UNITS TO INSURE YOUR ITEMS WILL BRING MORE MONEY.**

Email digital photos of your assets to **industrial@motleys.com**. Photos will be selected for the brochure based on variety, asset quality and photo quality. Use the “taking pictures” instructions on the delivery schedule in this packet for best results.

We appreciate the opportunity to earn your business!



05/03/13 AUCTION AGREEMENT
(804)232-3300 (o), (804)232-3301 (f)
Garner, NC 27529

Seller (To Appear on Check): #
Contact Person:
Mailing Address:
City/State/Zip:
Physical Address:
Email:
Phone: Fax:

1. Seller does hereby commission Motley's Auction & Realty Group - Industrial Division, NCAL #5914, (Hereinafter "Motley's") to sell the goods, merchandise and/or property (hereinafter "items") listed below to the highest bidder by public auction and to deduct a commission according to the following schedule.

Table with 3 columns: Sale Price Per Item, Percentage, Minimum Fee Per Item. Rows include price ranges from \$0.00-\$499.00 to \$5,000.00+ and corresponding percentages and fees.

- There is \$100 Registration Fee per approved reserve.
• There is a \$50.00 minimum commission for all vehicles and trailers sold.
• \$85 Consignment Registration Fee (1 Time Fee for New Consignors)
• \$150 Lien Payoff Fee

- 2. Seller warrants and certifies that he/it: (1) is the owner or legal representative thereof of the listed items; (2) has good title and authority to sell the items; (3) the listed items are free from all encumbrances, liens or claims of third parties; or (4) has made the mandatory disclosure, in writing to Motley's prior to the sale, of any encumbrances, liens or claims of third parties.
3. Seller agrees to accept all responsibility for providing clear and merchantable title and for delivery of title documents to Motley's not less than two business days (48 hours) prior to the auction date after which time at \$45.00 Late Title Fee will apply.
4. Any cleaning or repairs (except batteries) deemed necessary by Motley's and agreed upon by the Seller shall be deducted from the Seller's auction proceeds.
5. Any reserve price must be approved by Motley's and, if accepted, will require prepayment of the registration fee per item.
6. No machines or vehicles are allowed into the auction grounds leaking fluids.
7. If Motley's has to provide extraordinary assistance in unloading there will be a minimum \$50 fee per item.
8. Seller agrees to deliver & unload the listed item(s) to the auction site not less than 72 hours prior to the auction date and that no item(s) will be withheld or withdrawn from the auction.
9. Motley's reserves the right to settle any and all disputes regarding a buyer's default or misrepresentation by Seller in reference to year, make, model or referenced condition of item(s) sold.
10. All aspects of this contract including sales commission are confidential.
11. This Agreement shall be governed by the laws of all local, state and provincial governments and should any part of it be declared in violation by same, the remaining provisions shall not be affected and shall remain in full force and effect.
12. Vehicles and trailers must have a vehicle ID number permanently affixed and titles must be delivered to Motley's prior to the auction.
13. Seller is responsible for removal of unsold or unclaimed property within 5 business days following the auction.
14. Settlements with an itemized report and check will be mailed within 10 business days of the auction provided that Seller has adhered to all contract agreements.
15. In the event that the item is sold before or after the auction by brokerage, seller agrees to pay a flat 10% commission per lot.
16. In the event the auction is delayed or postponed due to factors not in the control of Motley's, the Seller agrees to sell at the new date.
17. At Motley's sole discretion, there will be a 1% Buyer's Premium on purchases over \$3500, and 10% up to and including \$3500 per lot.

SELLER WILL DESCRIBE PROPERTY BEING SOLD ON THE ATTACHED EXPRESS REGISTRATION SHEETS. ALL ITEMS DESCRIBED ON THE ATTACHED LISTING SHOULD BE ACCURATE AND COMPLETELY DESCRIBED.

I have read and accept the terms of this contract.

SELLER:
By:
Title: Date:

AUCTIONEER: Motley's Auction & Realty Group
By:
Title: Date:

# Motley's Utility Truck & Equipment May 3<sup>rd</sup> Auction Delivery Schedule, Directions, and Picture Taking Instructions

## Auction Location:

1128 US Highway 70W, Garner (Raleigh), NC 27529  
(804)232-3300 Office (804)232-3301 Fax

Directions: At the R. W. Moore Equipment Company Sales Lot. Just east of Timber Drive (John Deere Sign Out Front). From the Raleigh I-40/440 Beltway. Take Exit 299. Turn South onto Hammond Road (away from Raleigh) and proceed past Tyron Road to the light at Mechanical Boulevard. Turn left and proceed approximately  $\frac{3}{4}$  mile to the sale site on the right.

## Delivery Days & Times:

Monday & Tuesday	April 29 & 30	8:00 a.m. – 4:00 p.m.
Wednesday	May 1	CLOSED
Thursday	May 2	8:00 a.m. – 4:00 p.m.

## Catalog Closes at Noon on April 30<sup>th</sup>

Thursday	May 2	Inspection Day
Friday	May 3	AUCTION DAY!

## TAKING PICTURES

When taking a picture of your item, please use a neutral background. A good neutral background is a field, woods, or a building. If your truck or piece of equipment has a unique attachment or feature, also try to include that in any photograph that you take, so that it can be highlighted. Digital photos are preferred. Please email the photos to [industrial@motleys.com](mailto:industrial@motleys.com). If you have any questions, please contact Motley's at (804)232-3300. We are here to help you get the most for your assets.



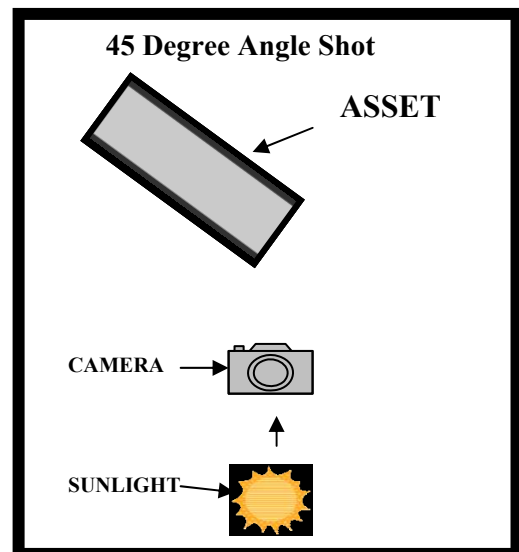
INDUSTRIAL DIVISION

3600 Deepwater Terminal Rd.

Richmond, VA 23234

804-232-3300 (O) 804-232-3301 (F)

[www.motleys.com](http://www.motleys.com), [industrial@motleys.com](mailto:industrial@motleys.com)





# MOTLEY'S AUCTION & REALTY GROUP

INDUSTRIAL DIVISION

3600 Deepwater Terminal Road  
Richmond, VA 23234  
Office: 804.232.3300  
Fax: 804.232.3301

NEED SOMETHING SOLD? WE'VE GOT YOU COVERED!

# LOT REGISTRATION

Auction Date

**ATTENTION SELLERS:** Please fill out this form and fax it back to  
804.232.3301 or email it to industrial@motleys.com.  
Use ONE form per item. Make copies as necessary!

**OFFICE USE ONLY:** Consignor # \_\_\_\_\_ Lot # \_\_\_\_\_ Date Arrived: \_\_\_\_\_

Legal Owner \_\_\_\_\_ PICTURES

Year \_\_\_\_\_ Make \_\_\_\_\_ Model \_\_\_\_\_

Type \_\_\_\_\_  
*i.e. - crawler tractor, pickup truck, road tractor, utility trailer, gooseneck trailer, ect.*

VIN (Vehicle Identification Number)  -or- S/N (Serial Number)

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(VIN Year Code) A=80 B=81 C=82 D=83 E=84 F=85 G=86 H=87 J=88 K=89 L=90 M=91 N=92 P=93 R=94 S=95 T=96  
V=97 W=98 X=99 Y=00 1=01 2=02 3=03 4=04 5=05 6=06 7=07 8=08 9=09 A=10 B=11 C=12

**Miles Showing** \_\_\_\_\_  
(No Tenths)

**Hours Showing** \_\_\_\_\_  
(No Tenths)

Details/Options \_\_\_\_\_

Number of Axles (*REAR ONLY*) \_\_\_\_\_ Air Brakes  A/C  Wheel Base \_\_\_\_\_ Bed/Deck Length \_\_\_\_\_  
4x4  2x4  Exterior \_\_\_\_\_ Interior \_\_\_\_\_ GVWR (*Gross Vehicle Weight Rating*) \_\_\_\_\_ #

**Engine**

Brand \_\_\_\_\_ Model# \_\_\_\_\_ Type: Gas  Dsl.  Cyl \_\_\_\_\_ L \_\_\_\_\_ HP \_\_\_\_\_

**Transmission**

Brand \_\_\_\_\_ Auto  Manual  #Speed \_\_\_\_\_ 2-Speed Rear

**Mechanical Condition**

Operational  (Starts, Runs, Drives) Inoperable   
Explain: \_\_\_\_\_

**\*\*\*ATTENTION SELLERS - THIS BOX MUST BE FILLED OUT\*\*\***  
Is this item being sold with a Reserve? Yes  No  If Yes, How Much (Gross)? - \$ \_\_\_\_\_

**CLEAN SELLS BETTER!** - Do you want your item washed? Yes  No

*I certify this information to be correct. I understand that if the title is not delivered within 48 hours of the auction date a \$45.00 late fee will apply.*

\_\_\_\_\_  
Authorized Signature, Name, Title

\_\_\_\_\_  
Date



DEPARTMENT OF MOTOR VEHICLES  
**ODOMETER DISCLOSURE STATEMENT**

VSA 5 (Rev. 03/03)

(State and Federal laws require the seller of a motor vehicle to state the odometer mileage upon transfer of ownership. Incorrect information may result in civil liabilities or criminal penalties. (Sections 409, 412 and 413 of the Motor Vehicle Information and Cost Savings Act of 1972, Section 46.2-629 of the Code of Virginia.) This form may not be used if a title exists for this vehicle.

PLEASE COMPLETE SECTIONS A THROUGH C.

**SECTION A**

I, \_\_\_\_\_ (Transferor's name).  
certify to the best of my knowledge that the odometer reading is the actual mileage of the vehicle

unless one of the following statements is checked \_\_\_\_\_  
Odometer Reading (NO TENTHS)

CHECK ONE BOX ONLY:

- THE MILEAGE STATED IS IN EXCESS OF ITS MECHANICAL LIMITS
- THE ODOMETER READING IS NOT THE ACTUAL MILEAGE **WARNING-ODOMETER DISCREPANCY**

**SECTION B**

*Vehicle Information*

MAKE	BODY TYPE	MODEL
IDENTIFICATION NUMBER		YEAR

**SECTION C**

TRANSFEROR'S PRINTED NAME (SELLER)

TRANSFEROR'S STREET ADDRESS

CITY STATE ZIP CODE

DATE OF STATEMENT TRANSFEROR'S SIGNATURE (SELLER)

X \_\_\_\_\_

X \_\_\_\_\_

PRINTED NAME OF PERSON SIGNING

TRANSFEEE'S PRINTED NAME (BUYER)

STREET ADDRESS

CITY STATE ZIP CODE

**RECEIPT OF COPY ACKNOWLEDGED**

X \_\_\_\_\_ Date \_\_\_\_\_  
TRANSFEREE'S SIGNATURE - BUYER

X \_\_\_\_\_ Date \_\_\_\_\_  
PRINTED NAME OF PERSON SIGNING

**LIMITED POWER OF ATTORNEY AND INDEMNIFICATION**

I/We \_\_\_\_\_ of \_\_\_\_\_ (“Grantor”) appoint Kristi Stephens, Lydia McCarthy, Jason Niles, Jean Hoyt, Jeremy Lehman, Robert Mann or William Fischer of Motley’s Auction & Realty Group – Industrial Division, (“Auction”) as attorney-in-fact, to disclose the mileage and to execute in my/our name, place, and stead any Certificate of Title, or other supporting papers, in whatever form or manner necessary to register and/or transfer ownership of title of vehicle(s) sold and/or bought at auction in my/our behalf and do hereby grant unto Auction full authority and power to do and perform any and all other acts necessary or incidental to the execution of the powers herein expressly granted, as the Grantor might or could do if personally present, with full power of substitution.

The Grantor does hereby indemnify and hold harmless Motley’s Auction & Realty Group – Industrial Division, its agents or assigns from any and all liability as a result of any discrepancy or inaccuracy in the mileage reflected on the odometer of any vehicle(s) at the time of auction sale; and from any damages resulting from such mileage discrepancy, including but not limited to consequential damage, costs, and/or attorney’s fees incurred by Motley’s Auction & Realty Group – Industrial Division.

Company or Individual Name: \_\_\_\_\_

By: \_\_\_\_\_ Title: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

SSN/Fed ID #: \_\_\_\_\_