

# **TERMS & CONDITIONS**

## **Stephens/Bray - Real Estate Auction**

**10035 Towne RD. – Carmel, IN 46032  
Hamilton County – Clay Township**

### **Legal Description**

**Acreage 1.70 Section 9, Township 17, Range 3**

- The property will be sold at Public “Online Only - Internet Auction” ending Wednesday, May 24, 2017 @2:00PM
- In the case of a tie bid, precedence is given to the earliest bid
- To be approved as an online bidder a signed copy of the terms and conditions along with a signed bidders certification must be received and approved by the auction office.
- The property will be Sold Subject to Seller’s Confirmation. The seller reserves the right to reject any and all bids.
- Property sells as-Is with no warranties expressed or implied
- Property included in the sale is the real estate only.
- The auction is Subject to prior sale (the property can be purchased prior to the end of the auction)
- The seller reserves the right to cancel the auction at any time prior to the final bid closing
- Buyers Premium
  - An **11%** buyer’s premium will be added to the final bid and charged to the buyer, the final bid plus the 11% buyer’s premium will establish the final sales price.
- A **\$20,000.00 Down payment** must be paid by the successful bidder by direct wire transfer within 24 hours of acceptance of the auction contract by the Sellers payable to Fidelity National Title The down payment deposit will be non-refundable; your bidding is not conditional upon financing, so be sure you are prepared to pay cash at closing or have arranged your financing prior to bidding. The balance of the purchase price including the buyer’s premium will be due via a wire transfer to the closing company, on delivery of insurable title on or before June 26, 2017
  - A promissory note will be signed along with the down payment.
- Final closing is NOT contingent upon financing.
- The property will be conveyed by a Warranty Deed
- The seller agrees to furnish buyer(s) with an owner’s policy of Title Insurance Policy at closing.
- Real Estate Taxes: the taxes will be prorated to the day of closing.
- Closing:

Closing shall take place at the office of: **Fidelity National Title – 234 E Carmel Dr, Carmel, IN 46032**

- Closing fee will be paid by the buyer.
- Closing will be held on or before June 26, 2017
- Possession will be granted on day of final closing.
- The successful Bidder shall execute a “Real Estate Auction Sales Contract” for the property immediately after being declared the Successful Bidder by the Auctioneer.
- Each potential Bidder is responsible for conducting at their own risk, their own independent inspections, investigations, and due diligence concerning the property.
  - Further; Property sells as-is with no warranties expressed or implied
- United Country Coffey Realty & Auction and their representatives are exclusive agents of the Seller.
- Seller: Rita Stephens & Timothy L Bray
- All announcements made up to the final close of the Auction bidding take precedence over all advertising, oral or printed material.

- All marketing information and PIP materials were gathered from reliable sources and are believed to be correct as of the date they were published; however the seller or auctioneers have not independently verified this information. Auction plats and drawings are not to be relied on and are for representation purposes only. Its accuracy is not warranted in any way. There is no obligation on the part of the sellers or auctioneer to update this information.

**SALE SITE: Internet Only**

**VIEWING INSTRUCTIONS: Open House / Preview: April 30, 2017 from 1:00-3:00pm EDT**

The viewing of the property will be at the viewer's own risk the Seller, neither Auctioneer nor the Listing Agency be held responsible for accidents.

For questions call Cody Coffey at United Country Coffey Realty & Auction (812) 822-3200 office

I do hereby agree to these Auction Terms & Conditions.

_____ Seller	_____ Date
_____ Seller	_____ Date
_____ Bidder	_____ Date
_____ Buyer	_____ Date
_____ Buyer	_____