

# **TERMS & CONDITIONS**

## **Brshears- Real Estate Auction**

**Address 110977 CR 4599. – Sallisaw, OK 74955? Sequoyah County**

### **Legal Description**

A part of the Southeast Quarter (SE/4) of the Southeast Quarter (SE/4) of section Twenty-three (23), Township Eleven (11) North, Range Twenty-three (23) East I.M., Sequoyah County, Oklahoma, described as BEGINNING AT A POINT 635 feet East and 40 feet North of the Southwest Corner (SW/C) of said Southeast Quarter (SE/4) of the Southeast Quarter (SE/4), for POINT OF BEGINNING; thence South 89 38' East 210 feet; thence North 00 50' East 210 feet; thence North 89 38' West 210 feet; thence South 00 50' West 210 feet to the POINT OF BEGINNING

- The property will be sold at Public “Online Only - Internet Auction” ending Friday – July 14, 2017 at 2:00pm (soft close)
- 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 10% buyer’s premium will be added to the final bid and charged to the buyer, the final bid plus the 10% buyer’s premium will establish the final sales price.
- **A 10% 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 **Valley Land 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 August 21, 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: **Valley Land Title – 110 N Oak Sallisaw OK**
  - Closing fee will be paid by the buyer.
  - Closing will be held on or before 10:00am - August 21, 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 Prairie Creek Realty & Auction and their representatives are exclusive agents of the Seller.

- Seller: Dorothy Brshears
- 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: July 9, 2017 from 1:00-3:00pm CDT**

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 John Wilhite United Country Prairie Creek Realty and Auction Of.

I do hereby agree to these Auction Terms & Conditions.

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