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P.O. Box 38 | Eagle Point, OR 97524

[stacy.jcauctions@gmail.com](mailto:stacy.jcauctions@gmail.com)

[www.jandcauctions.com](http://www.jandcauctions.com)

541-841-3730

**PROPERTY AUCTION CONTRACT AGREEMENT**

**{{auction name}}**

Agreement made {{todays date}} between {{seller first and last name}} herein referred to as “Consigner” and J&C Auctions, LLC and its owner, {{auctioneers name}}, herein referred to as the “Auctioneers.”

Address: {{seller address}} {{seller city, state, zip}}

The Consigner(s) {{seller first and last name}} commissions J&C Auctions, LLC to sell at public auction to the highest bidder, the following property without reserve:

All {{consignment description}} deemed appropriate by the consigner.

1. The auction sale will be held online only at the {{auction name}} on {{date of auction}} via the AuctionTime platform. A preview of all equipment for sale will be held two weeks before the auction.
2. All items are guaranteed by the seller to be sold free of any encumbrance of any kind.
3. All items will need to be delivered to {{auction location}} starting {{item delivery start date}} through {{item delivery end date}}.
4. Consigner will provide all titles that could be viewed by potential buyers for items that require them.
5. The Consigner shall put J&C Auctions, LLC and its representatives in possession of all property to be auctioned off. J&C Auctions, LLC and its representatives will determine sale order and sale lots.
6. No property may be sold or removed prior to the auction without consulting J&C Auctions, LLC or its representatives.
7. The Consigner, {{seller first and last name}}, COMMISSIONS J&C Auctions, LLC and its representatives to sell all items for a SET DEFINED commission. The commission structure is based on a flat rate listed below.
   1. **{{commission percentage}}% commission for any and all item(s).**
8. J&C Auctions, LLC will provide the following services:
   1. Sale setup and preparation. J&C Auctions, LLC will oversee the entire process of moving and getting the surplus list auction ready (including minor repair and battery replacement paid by the Consigner.
   2. Dispatch of Trucking from {{trucking dispatch name}} to the {{auction location}} (the freight rate will be approved and paid by the Consigner).
   3. Advertising preparation and placement.
   4. Collection of proceeds of auction and payment.
   5. Complete accounting of auction, including inventory of all items, gross and net.
   6. Guaranteed payment to seller on hammer bid prices, no matter the circumstances of said sale.
   7. Indemnity once property is in possession of J&C Auctions, LLC.
9. J&C Auctions, LLC is authorized to accept, as the Consigners agent, cash, checks, and wires. J&C Auctions, LLC shall deposit entire proceeds received from the auction into the auction company’s trust account held at *Washington Federal Bank.* **Payment will be made to the Consigner within ten (10) business days of the auction.** J&C Auctions, LLC will deduct appropriate commission and any other agreed upon charges.
10. All items accompanied by a title will have the titles signed before auction day.
11. Oregon DMV will be sent Notice of Sale.
12. It is mutually agreed upon by and between the AUCTIONEERS and CONSIGNER that this auction agreement shall be binding.

A signature of a person

Description automatically generated**J&C Auctions, LLC Consigner**

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

J.B. Dimick {{seller first and last name}}

Date: {{todays date}} Date: {{todays date}}