

STORAGE LIEN FOR <u>LICENSED</u> VEHICLE STORAGE FACILITY FOR A VEHICLE OBTAINED ON OR AFTER 9-1-11

(REFER TO FORECLOSURE PROCEDURES ON PAGE 2 FOR INSTRUCTIONS)

A. GENERAL INFORMATION	DN				
YEAR	MAKE	BODY STYLE MODEL			
VEHICLE IDENTIFICATION NUMBER		LICENSE PLATE NUMBER	YEA	R OF LICENSE	STATE OF ISSUANCE
B. STORAGE LIEN INFOR	MATION				
DATE VEHICLE TOWED TO	STORAGE LOT:				
	* * TOTAL STORAGE CHARGES: \$ **TOTAL DUE: \$				
		sion was acquired for storage char			oplicable.
C. Date law enforcement w	_	Transportation Code, Ch	napter	683:	
	-	. See Foreclosure Proce	dures	on reverse sid	e for details.
FIRST NOTIFICATION	Date the owner(s) and lienholder(s), if any, were notified of the charges by certified mail or publication, if applicable. (The first notice must be given if possession was acquired under the provisions of state law or city ordinance. Such notice must be given within 5 days if the vehicle is registered in Texas or within 14 days if				
DATE	the vehicle is registered ou	the vehicle is registered outside of Texas, after obtaining possession.)			
SECOND NOTIFICATION	Date the owner(s) and lienholder(s), if any, were notified of the charges by certified mail or publication, if applicable. (A second notice is REQUIRED if the charges are still unpaid 15 days after the first notice was sent. If the charges remain unpaid 30 days after the second notice is given, the vehicle may be sold at public sale without a release of lien.)				
DATE					
forward and pay the charges which the second notice of complied with all applicable Division regulations, and all proceeding to foreclose on the	the amount of charges w provisions of Occupation other statutes and regula	ras given, and such charg ns Code, Chapter 2303, V tions that affect the title tra	es rem /ehicle	ain unpaid. I f Storage Facilit	urther certify that I have y Act, the Motor Carrier
	Name ar	nd Address of Storage Faci	lity		
Printed Name of Affiant		Vehicle Storage Fac	ility Lic	ense Number _	
Signature of Affiant					
Subscribed and sworn to bef	ore me this	day of			, (Year).
NOTARY PUBLIC	Notary Public			County, Te	xas
	•	S PUNISHABLE BY A FIN	IF OF I	•	
	GING UNAUTHORIZED S	STORAGE FEES IS PUNIS			
	Location:	1 Public Sale was field)			
Date:	Location.				
F. ASSIGNMENT					
By virtue of the Public Sale lienholder, for the sum of \$_		ordance with the laws of th ign the above described ve			
NAME OF PURCHASER					
STREET ADDRESS			CITY, S	TATE, AND ZIP CC	DE

G. ODOMETER DISCLOSURE STATEMENT

FEDERAL AND STATE LAWS REQUIRE THAT YOU DISCLOSE THE MILEAGE IN CONNECTION WITH THE TRANSFER OF OWNERSHIP. FAILURE TO COMPLETE OR PROVIDING A FALSE STATEMENT MAY RESULT IN FINES AND/OR IMPRISONMENT. (NOTE: ODOMETER DISCLOSURE STATEMENTS ARE <u>NOT</u> REQUIRED ON VEHICLES THAT ARE 10 MODEL YEARS OLD OR OLDER.)

I CERTIFY TO THE BEST OF MY KNOWLEDGE THAT THE ODOMETER READING IS THE ACTUAL MILEAGE OF THE VEHICLE UNLESS

ONE OF THE FOLLOWING STATEMEN	N 15 15 CHECKED:	
Odometer Reading (No Tenths)	 ☐ 1. The mileage stated is in excess of i ☐ 2. The odometer reading is not the act WARNING - ODOMETER DISCRE 	tual mileage.
Signature of Seller/Agent	Hand Printed Name (same as signature)	Date of Statement
Name and Address of Storage Facility		
I AM AWARE OF THE ABOVE ODOME	ETER CERTIFICATION MADE BY THE SELLER/AGENT.	
Signature of Purchaser/Agent	Hand Printed Name (same as signature)	Date of Statement

STORAGE LIEN FORECLOSURE PROCEDURES (VEHICLE STORAGE FACILITY ACT)

- 1. 1st NOTICE If last registered in Texas; notice must be made within 5 days of obtaining possession. If last registered outside of Texas, notice must be made within 14 days of obtaining possession. The 1st notice to the last known owner(s) and lienholder(s), if any, must be sent by certified mail, or only, if applicable, notice by newspaper publication (See ★ below).
- 2. NOTIFY LAW ENFORCEMENT within 7 days of being deemed abandoned. (A vehicle is "deemed abandoned" when possession of the vehicle continues for 10 days from the date the 1st notice was given).
- 3. 2nd NOTICE If law enforcement has not taken the vehicle into custody and the charges are still unpaid 15 days after the 1st notice was made, the 2nd notice must be sent by certified mail, or only, if applicable, notice by newspaper publication, to the last known owner(s) and lienholder(s), if any (See ★ below).
- 4. PUBLIC SALE If charges are not paid before the 30th day after the 2nd notice was made, the possessory lienholder may sell the vehicle at public sale without obtaining a release of lien. The proceeds shall be applied to the payment of charges and the balance shall be paid to the person entitled to it in accordance with Occupations Code, § 2303.157.
- 5. APPLICATION FOR TITLE The highest bidder (named in item E) must apply for title
- * NOTIFICATIONS TO THE OWNER(S) AND LIENHOLDER(S), IF ANY, must be written notification made by certified mail. In lieu of a written notification, publication of the notice in a newspaper of general circulation in the county in which the vehicle is stored may be used if any of the following apply:
 - 1. The vehicle is registered in another state;
 - 2. The VSF has sent a correctly addressed request, by certified mail with return receipt requested, to the applicable state requesting the name and address of the last known registered owner(s) and lienholder(s), if any;
 - 3. The identity of the last known owner(s) cannot be determined;
 - 4. The registration does not contain an address for the last known owner(s);
 - 5. The identity and address of the lienholder(s), if any, cannot be determined; or
 - 6. The vehicle does not display a license plate or a vehicle inspection certificate indicating the state of registration and no record of title or registration is found in Texas (verification by VIN required).

NOTE: The holder of the lien is not required to publish notice if a correctly addressed notice is sent with sufficient postage and is returned as unclaimed or refused or with a notation that the addressee is unknown or has moved without leaving a forwarding address. Newspaper publication option is not available if a motor vehicle record is found in Texas.

EVIDENCE REQUIRED TO SUPPORT THE TITLE APPLICATION:

- a. FORM VTR-265-VSF (Storage Lien for Licensed Vehicle Storage Facility Operators) properly completed by the statutory lienholder.
- b. VERIFICATION OF TITLE AND REGISTRATION
 - <u>If Registered in Texas</u> Verification of Texas title and registration is required.
 - If Registered Outside of Texas Verification of title and registration from the state of record, if available. If not available, verification by VIN of no record in Texas is required.
- c. PROOF OF NOTIFICATIONS (required for both 1st and 2nd notices and, if applicable, requests sent to the state of record).
 - Notice by Certified Mail Proof consists of the date stamped receipts for certified mail and return receipt, together with any unopened certified letter(s) returned as undeliverable, unclaimed, or no forwarding address.
 - Notice by Newspaper Publication (Only if applicable) Proof shall consist of a legible photocopy of the newspaper publication which includes the name of the publication and the date of publication.
- d. A copy of current proof of liability insurance in the applicant's name.
- e. If foreclosure is in accordance with a city ordinance, the bill of sale shall refer to the ordinance number under which removal and sale was authorized and a copy of the city ordinance must be attached.
- f. A pencil tracing of the motor and serial numbers may be required to establish the vehicle's correct identity.
- J. If the vehicle was last registered outside of Texas, the following documentation is also required:
 - ♦ Vehicle Identification Certificate (Form VI-30) and
 - Weight certificate on a commercial vehicle.