

SEALED BID FOR APRIL 20, 2023, PUBLIC AUCTION

Nicholas J. Lawrence
Robert J. Sproul
Special Commissioners of Sale
Office of the County Attorney
1 Harrison St., S.E.
P.O. Box 7000
Leesburg, Virginia 20177-7000

Re: Offer to Purchase

Dear Commissioner:

I am advised that you are authorized to solicit bids on behalf of the Court for the sale of the property referred to as:

County of Loudoun v. Heirs at Law and Successors in Interest of Douglas Peterson, Sr. a/k/a Fred Douglas Peterson, Sr. and Josephine Peterson, *et al.*

Civil Action No. CL22-5153

PIN 653-37-8651-000

I hereby offer to purchase said property for the sum of \$_____.

Pursuant to the Terms of Sale, I have enclosed a cashier's or certified check in the amount of \$_____ as my deposit. I understand that, in the event I am the successful bidder, this offer is subject to approval and confirmation by the Loudoun County Circuit Court. If my bid is confirmed by the court, the balance of the purchase price must be paid within thirty (30) days after confirmation. I will receive a special warranty deed upon payment of the full purchase price. I understand that I cannot withdraw this offer without leave of court.

Also enclosed are the Terms of Sale, which I have confirmed that I have read and understood and agree to be bound thereby; and the signed and notarized Bidder's Certification referenced in Paragraph 5 of the Terms of Sale.

Signature

Date

PLEASE PRINT Name: _____

Address: _____

Telephone: _____

TERMS OF SALE

1. The sale of any real property is subject to the approval and confirmation by the Circuit Court of Loudoun County.
2. The Special Commissioners of Sale reserve the right to withdraw from sale any property listed and to reject any bid by declaring "NO SALE" after the last bid received on a property.
3. Any person who wishes to bid on any property during the auction must register with County staff before the start of bidding. As part of the registration process, potential bidders must: (i) have sufficient funds on hand to pay the Minimum Deposit required for each parcel on which they want to bid; and (ii) sign a form certifying that they do not own any property in Loudoun County for which any delinquent taxes are due, or for which there are zoning or other violations.
4. The Minimum Deposit required for each parcel is specified below, as part of the property description. The full amount of the Minimum Deposit must be paid by cashier's or certified check made payable to **Gary Clemens, Clerk of the Circuit Court of Loudoun County**, at the time the auctioneer declares the sale.
5. In lieu of attending the auction, bidders may submit written bids to the Special Commissioners of Sale, at the address listed below. All written bids must be accompanied by the applicable Minimum Deposit, which shall be paid by cashier's or certified check made payable to **Gary Clemens, Clerk of the Circuit Court of Loudoun County**. Written bids must also be accompanied by a certification that the bidder is not the owner of any property in Loudoun County for which delinquent taxes are due, or for which there are zoning or other violations. A written bid form, which includes the required certification, can be obtained from the Special Commissioners of Sale or the Treasurer's website.
6. Written bids (with the required deposit and certification) will be received by the Special Commissioners of Sale at any time prior to the date of auction and held under seal until the date of the auction. If a written bid exceeds the highest live bid received from the audience during the auction, the audience will have an opportunity to bid against the written bid. If a higher bid is not received from the audience, the Special Commissioners of Sale may declare the sale to the proponent of the highest written bid or may reject all bids by declaring "NO SALE."
7. If either a written bid or a live auction bid is approved by the Circuit Court of Loudoun County, the balance of the purchase price must be paid in full within 30 days of Court approval.
8. Once a submitted written bid or a live bid has been accepted during the auction, it cannot be withdrawn except by leave of the Circuit Court of Loudoun County. Any bidder who attempts to withdraw his/her bid after it has been accepted by the Special Commissioners of Sale may be required to forfeit his/her deposit.
9. Properties are offered "as is", with all faults and without warranties or guarantees either expressed or implied. Prospective bidders should investigate the title on properties prior to bidding. The sale of the properties is not subject to the successful bidders' ability to obtain title insurance. The sale of the properties is made free and clear only of liens of defendant(s) named in the respective judicial proceeding, and of those liens recorded after the County filed a *lis pendens* with the Circuit Court of Loudoun County.

10. All recording costs (including but not limited to any grantor's tax/fee) will be at the expense of the purchaser. All property will be conveyed by Special Warranty Deed from the Special Commissioners of Sale.

11. Announcements made on the day of sale take precedence over any prior verbal or written terms of sale.

The Special Commissioners of Sale represent that information regarding the property to be offered for sale, including acreage, type of improvements, etc., is taken from tax and/or land records, and is not guaranteed for either accuracy or completeness. Bidders are encouraged to make their own investigation to determine the title, condition of improvements, accessibility, and occupancy status of each property and to bid accordingly. The sale will be made subject to matters visible upon inspection, and to restrictions, conditions, rights-of-way and easements, if any, contained in the instruments constituting the chain of title. Any costs incurred by a bidder to inspect or investigate any property are the bidder's responsibility and are not reimbursable.

The owner of any property listed below may redeem it at any time before the date of the auction by paying all taxes, penalties, interest, costs (including the pro rata costs of publishing this advertisement and attorney's fees) incurred through the date before the auction.

More detailed information may be obtained by examining the files in the Clerk's office of the Circuit Court of Loudoun County, or by contacting the Special Commissioners of Sale at (703) 777-0307; or N. Rebekah Long, Deputy Treasurer for Collections at (703) 771-5656.

REMINDER: Written bids must be accompanied by a cashier's or certified check payable to **Gary Clemens, Clerk of the Loudoun County Circuit Court** for an amount equal to the applicable Minimum Deposit.

To ensure confidentiality of your bid, be sure to label the outside of the envelope, "**Sealed Bid for April 20, 2023 Public Auction**", and include the parcel identification number (PIN) for the property you are bidding on.

Bidder's Initials: _____

BIDDER'S CERTIFICATION

I, _____ certify that I am not the owner of any property in Loudoun
(Print Name)
County on which there are delinquent taxes, zoning or other violations.

Signature

STATE OF _____, COUNTY OF _____, to-wit:

I, the undersigned Notary Public, do hereby certify that _____, who has signed/initialed the foregoing Offer to Purchase, Terms of Sale and Bidder's Certification, personally appeared before me and acknowledged and signed the same, under oath, in my jurisdiction aforesaid.

GIVEN under my hand and seal this _____ day of _____, 2023.

Notary Public: _____

My commission expires: _____

Notary Registration No. _____