

1022 Elm Street  
Knoxville, Tennessee 37921  
License # 62 (865) 546-3206 www.furrow.com

### **GENERAL TERMS AND CONDITIONS OF SALE:**

**ORDER OF SALE: ITEMS WILL BE SOLD IN NUMERICAL ORDER. THEN A SECOND SIMULTANEOUS AUCTION WILL BEGIN AT 12:00 NOON OF THE ABSOLUTE BANKRUPTCY AUCTION OF MIDSOUTH WASTE AND RECYCLING, CASE #06-32449 BEGINNING AT LOT #1001. AT THE CONCLUSION OF THE AUCTIONING OF THESE ITEMS, THE AUCTION WILL MOVE TO ITEM 350 AND CONTINUE THROUGH THE LAST ITEM OF THE AUCTION. REMINDER - THIS IS A SIMULTANEOUS AUCTION - ITEMS LISTED BEFORE ITEM 350 WILL CONTINUE TO BE AUCTIONED AT THIS SAME TIME. IT WILL BE AT THE OPTION OF THE AUCTIONEER TO SELL ITEMS OUT OF SEQUENCE OR TO DIVIDE OR CONSOLIDATE LOTS.**

**REGISTRATION: BY REGISTERING AS A BIDDER AND/OR PARTICIPATING AS A BIDDER AT THE AUCTION SALE, EACH BIDDER IS BOUND BY THE TERMS AND CONDITIONS SET FORTH HEREIN AND OTHERWISE ANNOUNCED AT THE TIME AND PLACE OF THE AUCTION SALE, AND AGREES THAT SUCH TERMS AND CONDITIONS ARE BINDING ON THE BIDDER WHETHER OR NOT THE BIDDER WAS PRESENT AND/OR HEARD SUCH ANNOUNCEMENTS. THE BIDDER AGREES THAT THE AUCTIONEER IS IN CONTROL OF THE CONDUCT OF THE AUCTION SALE AND HAS THE RIGHT TO ACCEPT OR REJECT ANY BID BY ANY BIDDER AT THE AUCTION SALE IN THE SOLE DISCRETION OF THE AUCTIONEER AS TO WHETHER OR NOT ANY BID IS IN CONFORMITY WITH THE TERMS AND CONDITIONS OF THE SALE AS ADVERTISED AND ANNOUNCED PRIOR TO SALE. FURTHER, AUCTIONEER MAY REFUSE TO ACCEPT A BID WHENEVER IN HIS SOLE DISCRETION IT IS NOT MADE IN GOOD FAITH OR WHENEVER THE BIDDER APPEARS TO BE ADVERSELY AFFECTED BY SOME INCAPACITY OR INFLUENCE AT THE TIME OF SALE. ALL PERSONS MUST BE REGISTERED TO BID AND ALL WILL BE IDENTIFIED BY NUMBER TO FACILITATE THE SPEED OF THE AUCTION.**

**TIE BIDS: AUCTIONEER WILL RULE IN CASE OF "TIE" BID. NOTWITHSTANDING ANY CONTRARY PROVISIONS CONTAINED IN T.C.A. §47-2-328 OR THE UNIFORM LAND TRANSACTIONS ACT, IF APPLICABLE, THE AUCTIONEER SHALL HAVE THE RIGHT TO MAKE AN IMMEDIATE DETERMINATION AT THE TIME OF SALE IN HIS SOLE DISCRETION WHETHER OR NOT A BID HAS BEEN TIMELY MADE AND OR/EFFECTIVELY COMMUNICATED TO THE AUCTIONEER OR ANY OF HIS AGENTS, AND ANY SUCH DECISION MADE BY THE AUCTIONEER AT THE TIME OF SALE SHALL BE FINAL. IN THE EVENT OF A TIE BID OR ANY UNCERTAINTY AS TO WHICH BIDDER PLACED OR OFFERED THE LAST AND HIGHEST BID AT ANY SALE, THE AUCTIONEER HAS A RIGHT TO RESOLVE ANY SUCH ISSUE AT THE TIME OF SALE BY ACCEPTING THE BID THAT THE AUCTIONEER BELIEVES IN GOOD FAITH WAS THE LAST, HIGHEST, AND BEST BID, OR THE AUCTIONEER MAY REOPEN THE BIDDING, AT HIS SOLE DISCRETION AND OPTION, AND SUCH DECISION SHALL BE FINAL AND BINDING ON ANY AFFECTED PARTY OR BIDDER.**

**SALES TAX: SALES TAX WILL BE COLLECTED TODAY IF APPLICABLE. NON-TAXABLE ITEMS WILL BE IDENTIFIED WITH AN ASTERISK (\*). CERTIFICATES ARE AVAILABLE AT THE CASHIER.**

**REMOVAL: SELLER AND AUCTIONEER ASSUME NO RESPONSIBILITY FOR ITEMS LEFT ON SALE SITE AT SALE'S CONCLUSION. BUYER IS URGED TO REMOVE ITEMS AS SOON AS POSSIBLE OR TO SELF INSURE FOR POTENTIAL LOSS. REMOVAL WILL BE UNTIL 4:00 PM TODAY OR ONE HOUR FOLLOWING SALE, WHICHEVER IS LATER AND SUNDAY, JUNE 3, 1:00 - 5:00; MONDAY, TUESDAY, AND WEDNESDAY, JUNE 4, 5 AND 6, 8:00 - 5:00. NOTE: ALL ITEMS MUST BE REMOVED BY 5:00 PM ON WEDNESDAY, JUNE 6.**

**NOTICE TO INSPECT: AUCTIONEER PRESENTS ALL INFORMATION IN BROCHURES, CATALOGS, AND OTHER ADVERTISEMENTS FROM SOURCES BELIEVED TO BE ACCURATE. THESE ARE NOT REPRESENTATIONS OF THE AUCTIONEER. THEREFORE, PROSPECTIVE BUYERS ARE URGED TO INSPECT THE ITEMS TO THEIR OWN SATISFACTION. ALL ITEMS ARE SOLD "AS IS, WHERE IS" WITH NO WARRANTIES BEING IMPLIED OR EXPRESSED. ALL ITEMS ARE AVAILABLE FOR PUBLIC INSPECTION AND THE FOREGOING ARE MERELY GUIDES. ANY CONDITION SET FORTH ON ANY ITEM IS IN NO WAY A WARRANTY OR GUARANTEE - ACTUAL OR IMPLIED.**

**TERMS: A 10% BUYER'S PREMIUM ON ALL ITEMS \$2500 OR LESS; 5% BUYER'S PREMIUM ON ALL ITEMS \$2501 OR MORE; ADDITIONAL 2.5% FOR ONLINE BUYERS. PAYMENT MUST BE IN FULL SALE DAY BY CASH (US FUNDS); WIRE TRANSFER, CASHIER'S CHECK; PERSONAL OR COMPANY CHECK, IF ACCOMPANIED BY A BANK LETTER OF GUARANTY FOR ON SITE BUYERS. AFTER AN ITEM HAS BEEN SOLD, IT BECOMES THE SOLE RESPONSIBILITY OF THE PURCHASER. NO ITEMS ARE TO BE REMOVED UNTIL COMPLETE SETTLEMENT HAS BEEN MADE. SETTLEMENT CAN BE MADE AT ANY TIME DURING THE SALE; HOWEVER, SETTLEMENT MUST BE MADE ON SALE DAY. THE INVOICE AND A PAID ITEM RECEIPT WILL BE SUPPLIED TO THE PURCHASER AT THE TIME OF SETTLEMENT. THE PAID RECEIPT WILL BE REQUIRED IN ORDER TO REMOVE ITEMS FROM THE SITE. PLEASE MAKE CHECKS PAYABLE TO FURROW AUCTION COMPANY.**

**\*\*ALL SALES ARE FINAL\*\*.**

**TERMS - MIDSOUTH WASTE AND RECYCLING, ITEMS 1001 - 1144, 10% BUYER'S PREMIUM - CASH, WIRE TRANSFER, CASHIER'S CHECK, COMPANY OR PERSONAL CHECK ACCOMPANIED BY BANK LETTER OF GUARANTY. PAYMENT IS DUE DAY OF SALE. NO ONLINE BIDDING AVAILABLE FOR THIS AUCTION.**

GREAT SMOKY MTN AUCTION

**OUR STAFF APPRECIATES YOUR ATTENDANCE TODAY.**

**SAM FURROW - OWNER/AUCTIONEER**

**BETTY LAY - PRESIDENT/AUCTIONEER**

**BLAKE WILSON - VP INDUSTRIAL DIVISION, AUCTIONEER**

**ROBBIE FRANKLIN - SENIOR APPRAISER, AUCTIONEER**

**WIL WAUGH - AUCTIONEER/PROJECT MGR**

**JEFF BOWLIN - AUCTIONEER/NEW BUSINESS DEVELOPMENT**

**BRIAN QUINLEY, PROJECT MANAGER**

**PLEASE CALL OUR TOLLFREE LINE FOR UPDATES TO OUR  
CURRENT AUCTION SCHEDULE 800 4FURROW (438-7769). OUR  
FAX NUMBER IS 865 525-4179.**

**YOU CAN ALSO REACH US AT OUR EMAIL ADDRESS:**

**FURROW@FURROW.COM**

**AND OUR WEBSITE: WWW.FURROW.COM**

**FUTURE AUCTIONS:**

**JUNE 7, COMMERCIAL BUILDING - FORMERLY HOLLYWOOD  
VIDEO, KNOXVILLE;**

**JUNE 9, LAKEFRONT REAL ESTATE AND PERSONAL PROPERTY OF  
MCCUSKEY ESTATE, LOUISVILLE, TN**

**JUNE 14, EQ OF GENE'S ALIGNMENT, KNOXVILLE**

**JUNE 23, REAL ESTATE, PHILADELPHIA, TN**

**JUNE 28, EQ OF SHELBY & SKIPWITH HEATING/AIR, ARLINGTON,  
TN**

**JUNE 29, FIRST TENNESSEE LOCK BOX CONTENTS, MEMPHIS**

**JULY 7, OVER 100 ACRES IN GREAT SMOKY MOUNTAINS WITH  
COMMERCIAL, RESIDENTIAL DEVELOPMENT OPPORTUNITIES**

**JULY 19, EQUIPMENT, CHATTANOOGA RAIL SERVICE,  
CHATTANOOGA, TN**

**AUG 4, GREAT SMOKY EQUIPMENT, KNOXVILLE;**

**OCT 27, GREAT SMOKY EQUIPMENT, KNOXVILLE**

**GREAT SMOKY MTN AUCTION**