



## AFFIDAVIT OF STATUTORY LIEN FORECLOSURE SALE BY SELF-SERVICE STORAGE FACILITY (PWD 309B)

This form is completed when transferring ownership to the purchaser of a vessel and/or outboard motor sold under a self-service storage lien. The form must be completed by the storage facility and include their notarized signature. For a list of each step and additional required forms see Instructions for Foreclosure Sale under Self-Service Storage Lien (PWD 309C). A separate form is required for each vessel and/or outboard motor.

**WARNING: FALSIFYING INFORMATION ON DOCUMENTS IS A PUNISHABLE OFFENSE.**

Texas Penal Code, Section 37.10. Any person who knowingly makes a false entry in, or false alteration of a governmental record is guilty of a felony of the third degree punishable by confinement in jail for any term of not more than 10 years or less than 2 years and punished by a fine not to exceed \$10,000.

**A. GENERAL INFORMATION.**

(1) This information is about the foreclosure of a (*check only one*):  VESSEL  OUTBOARD MOTOR

(2) Description: \_\_\_\_\_  

Make	Year Built	Length
HIN/MIN/Serial Number	State Registration Number	Horsepower

(3) Name and address of tenant(s) who rented the storage unit where the vessel or outboard motor was found:

\_\_\_\_\_  

Name	Street Address	City and State
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**B. STORAGE LIEN INFORMATION.**

(1) Date of storage agreement (lease): \_\_\_\_\_  

Date	Location
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(2) Location of storage facility: \_\_\_\_\_  

Street Address	City and State
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Mailing address (if different): \_\_\_\_\_  

Street Address	City and State
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(3) The storage agreement (lease) contains an express lien on the contents in paragraph \_\_\_\_ of the agreement. A photocopy of the storage agreement (lease) is attached.

**C. TITLE/REGISTRATION OWNER VERIFICATION.**

Attached is the title/registration owner verification in writing from TPWD or comparable agency from another state. The verification is either a printout by the state agency, or a document on the state agency's letterhead describing the vessel/outboard motor and listing the owner(s) and lienholder(s) names and addresses. Or, if such verification is unobtainable, documentation of compliance with Texas Property Code, Section 70.006(c) is attached.

**D. FORECLOSURE INFORMATION.**

(1) Date each storage facility tenant was given a "notice of claim" under Texas Property Code, Section 59.043: \_\_\_\_\_

(2) Date all owner(s) and lienholder(s) of record were given notice by the storage facility owner of (i) amount of unpaid charges, and (ii) request for payment under Texas Property Code, Section 70.006(a): \_\_\_\_\_

(3) Dates of newspaper publication of public sale notice under Texas Property Code, Section 59.044:  
Week 1: \_\_\_\_\_, Week 2: \_\_\_\_\_

(4) Date foreclosure sale (auction) was held: \_\_\_\_\_

(5) Location of foreclosure sale: \_\_\_\_\_  

Street Address	City and State
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**E. AFFIDAVIT OF REPRESENTATIVE OF SELF-SERVICE STORAGE FACILITY.**

As a duly authorized representative of the undersigned statutory lienholder, I certify that the following facts are true and correct: (1) the vessel or outboard motor described above was stored at self-service storage facility under the storage agreement described above; (2) the storage facility sent notice of claim to the tenant(s), as required by statute; (3) the storage facility sent notice of intent to sell to owner(s) and lienholder(s) not later than 30 days after the notification to the tenant(s) and/or date of seizure, as required by statute; and (4) all other statutory lien sale procedures have been complied with.

