

# Steuben Rural Electric Cooperative Sealed Bid Form

2007 DownEaster trailer, VIN #5RSLU12117T001134

Closing Date: 6/19/18 at 4:00 pm

I (the "Buyer") agree to purchase the item for which I have entered a bid amount in the "Amount Bid" column below. I certify that I am at least 18 years of age, and that I have physically inspected the property offered to my satisfaction. I understand that by bidding, I am making an enforceable offer to contract for the item bid, and I am agreeing to buy what I bid on in an "AS IS, WHERE IS" CONDITION AND THAT THERE IS NO GUARANTEE OR WARRANTY, EITHER EXPRESS OR IMPLIED. My signature below certifies that I have read this statement and agree to all terms and conditions of sale contained or referenced in this document. If I do not comply with these requirements, my bid will be rejected.

**STEBEN RURAL ELECTRIC COOPERATIVE, INC. MAKES NO WARRANTY, EXPRESS OR IMPLIED, AS TO THE QUALITY, CHARACTER, SIZE, OR DESCRIPTION OF THE PROPERTY OFFERED, OR ITS FITNESS FOR ANY USE OR PURPOSE.** Refunds or exchanges are not allowed and will not be considered. By your signature, you are agreeing to purchase the item you bid on in an "as is, where is" condition with all faults, whether revealed or not. You also acknowledge that Steuben Rural Electric Cooperative Inc. (S.R.E.C.) is excluding all implied warranties under the Uniform Commercial Code, or similar laws, including without limitation the fact that the implied warranties of merchantability and fitness are expressly excluded. **S.R.E.C. reserves the right to reject any or all bids and to waive any informalities.**

**INSPECTION OF PROPERTY:** The property offered may be inspected by contacting the Bath office at 607-776-4161 from 7:30 am to 4:00 pm Monday through Friday.

**BID SUBMITTAL:** Bids must be signed by an authorized signatory of the bidder, and be delivered by mail or in person in a sealed envelope not later than the closing date shown on the face of this document to **Steuben Rural Electric Cooperative, Inc., 9 Wilson Avenue, Bath, N.Y. 14810**, attention: Sealed Bid – Sale of Surplus Property. Bids e-mailed or otherwise electronically submitted cannot be accepted and will be rejected.

**BID OPENING:** Bids will be opened and reviewed by the S.R.E.C. Board of Directors at the regular meeting on June 20<sup>th</sup> 2018. The successful bidder will be notified by telephone, e-mail or the U.S. mail.

**PAYMENT AND REMOVAL OF PROPERTY:** Payment is by cashier's check, certified check or money order made payable to Steuben Rural Electric Cooperative, Inc. Full payment must be received and the property removed from the Cooperative premises at the Buyer's expense not later than 4:00 pm, Friday, June 29<sup>th</sup> 2018. The Cooperative may reclaim ownership of the item if not removed by that time. Security and other property access restrictions may apply to the removal of the property, and must be coordinated by the bidder with S.R.E.C. during normal business hours. The Buyer is responsible for providing proper safety devices and equipment, licenses and permits to meet all government safety standards and legal operating requirements, and for insuring awarded item against risk of loss while they remain on Cooperative premises and throughout the removal process. The Buyer agrees to provide adequate liability insurance while on Cooperative property for the purpose of removal of goods, and will indemnify and hold harmless S.R.E.C., its agents and employees from and against claims, damages, losses and expenses, including but not limited to, attorneys' fees arising out of their presence on Cooperative property for the purpose of removing purchased goods, provided that such claim, damage, loss or expense is attributable to bodily injury, sickness, disease or death, or to injury to or destruction of tangible property including losses of use resulting therefrom, but only to the extent caused in whole or in part by negligent act or omissions of the Buyer, anyone directly or indirectly employed by the Buyer or anyone for whose acts the Buyer may be liable, regardless of whether or not such claim, damage, loss or expense is caused in part by a party indemnified hereunder.

I CERTIFY THAT I HAVE READ this bid solicitation document carefully and agree to abide by all of the terms and conditions contained or referenced herein:

\_\_\_\_\_  
(Print Name)

\_\_\_\_\_  
(Print Address)

\_\_\_\_\_  
(Telephone)

\_\_\_\_\_  
(Print e-mail)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Bid Amount)