

ATTACHMENT 1

The Trustee has received an offer from the Debtors, Joe M. Martin and Laura M. Martin, to purchase the Toyota for a sale price of \$8,500.00. In order for any party to participate in the overbid procedure regarding the 2004 Toyota Tundra, the Trustee requests that the parties comply with the following provisions:

- a. Each party participating in the overbid process (not including the Debtor) must deliver to the Trustee a cashier's check in the amount of \$8,500.00, payable to Jason M. Rund, Trustee. If the bidder is successful, the \$8,500.00 shall be a deposit on the purchase, but will be forfeited if the bidder does not timely close the sale. If the bidder is not successful, the \$8,500 will be returned to the bidder.
- b. Subject to court approval, the Trustee is recommending that minimum initial overbid amount shall be \$500.00. Each successive overbid shall be in the amount of \$250.
- c. All overbids must be on the same terms and conditions as the offer accepted from Buyer, other than price.
- d. If any overbids are received, the Trustee will conduct an auction via telephone conference call with the original buyer and all overbidders. Thereafter, the Trustee will file a declaration summarizing the results of the sale and a proposed order approving the sale. If no overbids are received, the Trustee will file a Declaration Re: No Opposition and lodge a proposed order.

ANY INTERESTED OVERBIDDER IS ADVISED TO CONDUCT THEIR OWN INDEPENDENT INVESTIGATION INTO THE CONDITION OF THE TOYOTA AND THE TRANSFER FEES AND OTHER EXPENSES ASSOCIATED WITH THE SALE AND TRANSFER OF THE TOYOTA. ALL FEES AND COSTS INCLUDING, BUT NOT LIMITED TO, TRANSFER FEES, SALES TAXES AND OTHER EXPENSES ASSOCIATED WITH THE SALE AND TRANSFER OF THE TOYOTA SHALL BE SOLELY THE RESPONSIBILITY OF THE BUYER. ALL SALES ARE ON AN AS-IS, WHERE-IS BASIS, WITHOUT WARRANTIES, REPRESENTATIONS OR RECOURSE.

IN THE EVENT THAT ANY BUYER FAILS TO PERFORM, THE DEPOSIT MADE WILL BE FORFEITED. ALL SALES ARE ON AN AS-IS, WHERE-IS BASIS, WITHOUT REPRESENTATIONS, WARRANTIES OR RECOURSE.