



Texas Department
of Motor Vehicles

Licensed Vehicle Storage Facility Lien Foreclosure

Vehicle Information				
Vehicle Identification Number	Year	Make	Body Style	Model
License Plate State and Number (if any)	Printed Name of Owner(s) Listed on Title/Registration Verification			

Licensed Vehicle Storage Facility Information			
Name			License Number
Address	City	State	Zip

Foreclosure/Public Sale Information				
Possession	Date Vehicle Towed to Facility	Explanation of How Possession of the Vehicle was Acquired and Under What Authority		
Charges	Towing Charges \$	Daily Storage Charge \$	Total Storage Charges \$	Total Charges Due \$
Notice Dates	First Notice to Owner/Lienholder(s)	Notice to Law Enforcement	Second Notice to Owner/Lienholder(s)	
Public Sale	Date of Public Sale	Location of Public Sale		Sales Price \$
Purchaser	First Name (or Entity Name)	Middle Name	Last Name	Suffix (if any)
	Address	City	State	Zip

Law Enforcement Certification – Only required if evidence of law enforcement notification is unavailable				
Law Enforcement Agency	Address	City	State	Zip
On behalf of the law enforcement authority listed, I certify that the above referenced vehicle was reported abandoned by the listed storage facility/garageman in accordance with Texas Transportation Code, Chapter 683, on the date above. Further, I certify no action was taken by our agency with regards to the vehicle described above within thirty days after we were notified by the storage facility/garageman.				
Signature of Officer/Authorized Agent	Printed Name (Same as Signature)	Position	Date	

Odometer Disclosure Statement			
Federal and state law require that you state the mileage upon transfer of ownership. Providing a false statement or failure to complete this form may result in fines and/or imprisonment. I, the seller/agent, certify to the best of my knowledge the odometer reading is the actual mileage of the vehicle unless one of the statements is checked:			
	Odometer Reading (no tenths)	<input type="checkbox"/> Mileage Exceeds Mechanical Limits	<input type="checkbox"/> Not Actual Mileage (WARNING – ODOMETER DISCREPANCY)
I am aware of the odometer certification made by the seller/agent.			
Signature of Seller/Agent	Date of Sale	Signature of Purchaser/Agent	Date

Affidavit of Statutory Lienholder – State law makes falsifying information a third degree felony		
I, the undersigned statutory lienholder, certify the statements are true and correct, the vehicle described above was towed and left for storage, and the owner(s) and any applicable lienholder(s) were notified as required by statute. I also certify I have complied with all applicable provisions of Occupations Code, Chapter 2303; Texas Department of Licensing and Regulation regulations; and all other statutes and regulations that affect title transfer of a stored vehicle, and I am, therefore, proceeding to foreclose on the statutory storage lien in accordance with state law.		
Signature of VSF's Authorized Agent	Printed Name (Same as Signature)	Date

NOTARY STAMP HERE	Before me, a notary public, on this day personally appeared _____, known to me to be the person whose name is subscribed on this document, and being by me first duly sworn, declared that the statements herein contained are true and correct.		
	State of Texas, County of _____	Notary Public's Signature _____	Date _____

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Information

The Vehicle Storage Facility's (VSF) possession of the vehicle must have been in conjunction with a non-consent private property or law enforcement tow, and the vehicle must have been taken to a vehicle storage facility licensed by the Texas Department of Licensing and Regulation. Provisions of the Vehicle Storage Facility Act do not apply to a vehicle parked or stored at a VSF with the consent of the vehicle's owner.

FOR MORE INFORMATION – You may refer to the [TxDMV Motor Vehicle Title Manual](#) (Chapter 23).

Foreclosure Procedures

- FIRST NOTICE (Notice to Vehicle Owner(s) or Lienholder(s))** – If the vehicle was last registered in Texas, notice must be made within 5 days of obtaining possession. If the vehicle was last registered outside of Texas, notice must be made within 14 days of obtaining possession. The first notice to the last known owner and any applicable lienholder(s) must be sent by certified mail, return receipt requested, or by electronic certified mail. *Notice by newspaper publication may be permitted (see "Notification by Newspaper" below).*
- NOTIFICATION TO LAW ENFORCEMENT** – A motor vehicle is considered abandoned (Transportation Code, Section 683.031) after the 10th day after the First Notice was mailed or published in a newspaper. A VSF must report the abandoned motor vehicle to the law enforcement agency in the jurisdiction where the vehicle is located within 7 days of the determination the vehicle is abandoned. No storage fees may be assessed if law enforcement is notified after the 7th day; however, any other fees remain valid.
- SECOND NOTICE (Consent to Sell)** – A second notice must be sent to the last known owner and any applicable lienholder(s) if the vehicle remains unclaimed by the owner/lienholder(s), and the law enforcement agency to which the vehicle was reported as abandoned has taken no action before the 15th day after the First Notice was mailed or published in a newspaper. *Notice by newspaper publication may be permitted (see "Notification by Newspaper" below).*
- PUBLIC SALE** – The VSF (or their authorized agent) may sell the vehicle at public sale if charges are not paid before the 30th day after the day the Second Notice was made, AND law enforcement does not take the vehicle into custody before the 31st after the notification to law enforcement. The public sale may occur on or after the 31st day after the Second Notice or Notification to Law Enforcement, whichever is later. The proceeds shall be applied to the payment of charges, and the balance shall be paid to the person entitled to them.
Note: Notice from law enforcement of its intention to dispose of the vehicle is considered law enforcement taking custody even if they do not take physical custody before the 31st day.
- APPLICATION FOR TITLE** – The highest bidder at public sale must apply for title unless the vehicle is purchased by a licensed motor vehicle dealer with a current General Distinguishing Number (GDN).

NOTIFICATION BY NEWSPAPER – In lieu of written notification by electronic or certified mail, publication of the notice(s) in a newspaper of general circulation in the county in which the vehicle is stored may be used if any of the following apply:

- The vehicle is registered in another state.
- The VSF submits a written request by certified mail, return receipt requested, to the governmental entity with which the motor vehicle is registered requesting information relating to the identity of the last known owner(s) and any lienholder(s) of record.
- The identity of the last known owner of record cannot be determined.
- The registration does not contain an address for the last known owner of record.
- The identities and addresses of the lienholders of record cannot be determined.
- The vehicle does not display a license plate or a vehicle inspection certificate indicating the state of registration.

Note: A VSF is not required to publish notice if a correctly addressed notice is sent with sufficient postage and is returned as unclaimed, refused, the forwarding order has expired, or with a notation that the addressee is unknown or has moved without leaving a forwarding address. The newspaper publication option is not available if a motor vehicle record is found in Texas.

Evidence Required to Transfer Ownership

- Application for Texas Title and/or Registration (Form 130-U)**
- Licensed Vehicle Storage Facility Lien Foreclosure (Form VTR-265-VSF)**
- Verification of Title and Registration** – Verification of title and registration from the state of record. If not available, the following must be provided:
 - If a VSF sends a request for title and registration verification to the state of record (by certified mail, return receipt requested) and is informed by letter from that state that due to the Driver's Privacy Protection Act restrictions the state will forward the VSF's notification to the owner(s) and lienholder(s) for notification purposes, then the original letter(s) from the state of record and certified receipts for each notification sent to that state, or
 - If notification is made by newspaper publication, proof that a correctly addressed request for the name and address of the last known registered owner(s) and lienholder(s) was sent to the state of record (by certified mail, return receipt requested). Proof consists of a copy of the request and date stamped certified return receipts for the request sent to the state of record.
- Proof of Notifications**
 - Notices by Electronic or Certified Mail** – Proof consists of the date stamped receipts for certified mail and return receipt, together with any unopened certified letter(s) returned as undeliverable, unclaimed, refused, or no forwarding address. Electronic notifications that include the same information as certified mail, showing delivery confirmation, are acceptable. **Track and Confirm is not acceptable.**
Note: Law does not specify a notification method for the Second Notice. However, since evidence of mailing is required, it is recommended both the First and Second Notices be sent by electronic or certified mail.
 - Notices by Newspaper Publication** (only if applicable) – Proof consists of the certified mail, return receipt, sent to the state of record requesting verification of owner(s) and lienholder(s) AND a legible photocopy of the newspaper publication, which includes the name and date of the publication.
 - Notification to Law Enforcement** (one of the following) – Dated receipt showing \$10 administrative fee was paid; completion of the "Law Enforcement Certification" on page 1; or certified mail, return receipt, to the law enforcement agency.
- Liability Insurance** – A copy of current proof of liability insurance in the applicant's name if applying for registration.
- Out of State Vehicles** – Texas Vehicle Inspection Report (and certified weight certificate if the vehicle is a commercial vehicle).