



## CHAPTER 1

## ARTICLE 29A - JUDICIAL SALES

## N.C.G.S. § 1-339.23.

# Public sale; when confirmation of sale of personal property necessary; delivery of property; bill of sale.

| SOURCE                                                                   | LAST AMENDMENT IN THIS TEXT                    | RETRIEVED                    | SOURCE FINGERPRINT                                                    |
|--------------------------------------------------------------------------|------------------------------------------------|------------------------------|-----------------------------------------------------------------------|
| General Statutes of North Carolina, as published by the General Assembly | S.L. 2011-284, s. 4 — third act in the lineage | 21 September 2026, 02:12 UTC | 65267cf31e7050aad71af19 - 657cac4a708489881af2c1d5 - f78c4c538458608f |

**§ 1-339.23(a)** When any person interested as a creditor, devisee, distributee, or otherwise, in the proceeds of a public sale of personal property, objects at the sale to the completion of the sale of any article of property on account of the insufficiency of the amount bid, title to such property shall not pass and possession of the property shall not be delivered until the sale of such property is reported and is confirmed by the judge or clerk of court having jurisdiction; but such objection to the completion of the sale of any article of property shall not prevent the completion of the sales of articles of property to which no objection is made where the same have been separately sold. When a judge or clerk having jurisdiction fails or refuses to confirm a sale of property which has thus been objected to, the procedure for a new sale of such property, including a new order of sale, shall be the same as if no such attempted sale has been held. This subsection shall not apply to perishable property sold pursuant to G.S. 1-339.19.

**§ 1-339.23(b)** Except as provided in subsection (a), the person holding a public sale of personal property shall deliver the property to the purchaser immediately upon compliance by the purchaser with the terms of the sale.

**§ 1-339.23(c)** The person holding a public sale may execute and deliver a bill of sale or other muniment of title for any personal property sold, and, upon application of the purchaser, shall do so when required by the judge or clerk of court having jurisdiction.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I  
3 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

| 1949                            |      | 1980                                   |           | 2011 |
|---------------------------------|------|----------------------------------------|-----------|------|
| TICK HEIGHT = ACTS IN THAT YEAR |      | DASHED = RECODIFICATION, NOT AMENDMENT |           |      |
| Nº                              | YEAR | ACT                                    | CHARACTER |      |
| 01                              | 1949 | c. 719, s. 1                           | ENACTED   |      |
| 02                              | 1971 | c. 268, s. 18                          | AMENDED   |      |
| 03                              | 2011 | S.L. 2011-284, s. 4                    | AMENDED   |      |

APPARATUS II  
1 AUTHORITY

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

| REFERENCE     | APPEARS IN | OPERATIVE LANGUAGE IN THIS SECTION        |
|---------------|------------|-------------------------------------------|
| G.S. 1-339.19 | (a)        | "to perishable property sold pursuant to" |

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 1-339.23 (2011).

PINPOINT

N.C. Gen. Stat. § 1-339.23(a) (2011).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

## COLOPHON

## Provenance

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This is not the official text. The official text is published by the General Assembly of North Carolina.

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE  
(1949, c. 719, s. 1; 1971, c. 268, s. 18; 2011-284, s. 4.)

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