

STATE OF ALASKA
DIVISION OF MOTOR VEHICLES

AFFIDAVIT OF POSSESSION * WORK/STORAGE LIEN

Alaska Statute Sec. 34.35.175. Improvement lien on personal property. (AKA Mechanic's Lien)

(a) A person who makes, alters, repairs, or labors upon a vehicle at the request of the owner or lawful possessor has a lien on the vehicle for the just and reasonable charges for the labor performed and material furnished. The person may keep possession of the vehicle until the charges are paid.

(b) If the charges are not paid within three months after the labor or materials, or both, are performed or furnished, the person having the lien may sell the vehicle at public auction and apply the proceeds of the sale, first, to the payment of the expenses of sale, second, to the discharge of lien, and third, the balance to the registered owner of the vehicle.

(c) The sale shall be held in the recording district where the vehicle is left to be altered or repaired.

(d) Before the sale is made, notice of the sale shall be given to the debtor by registered letter directed to the last known place of residence of the debtor, if the residence is known, and also by posting notice of the sale in three public places in the recording district, one of which shall be at or near the front door of the post office nearest the place of sale, for 10 days before the day of sale. The notice must contain the complete, correct serial number (VIN) and a description of the vehicle to be sold, the name of the registered owner or reputed owner, the amount due on the lien, and the time and place of the sale.

Alaska laws are available at public libraries, over the Internet, or at any attorney office. The Division cannot provide legal interpretation to any person.

Form 859 provides the procedures, affidavit, and "Notice of Sale at Public Auction" required to transfer vehicle title in accordance with the above stated Alaska Statute.

In addition to Form 859, the following are required:

- Notice of demand of payment
- Notification of public sale
- Application for Title & Registration (Form 812)
- Fees

