

STATE OF CALIFORNIA
BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY
DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
DIVISION OF CODES AND STANDARDS
REGISTRATION AND TITLING PROGRAM



CERTIFICATE FOR TRANSFER WITHOUT PROBATE

SECTION I. DESCRIPTION OF UNIT

This unit is a (check one):

Manufactured Home, Mobilehome, Multifamily Manufactured Home Commercial Modular Truck Camper Floating Home

The Decal (License) Number(s) is: _____

The Trade Name is: _____

The Serial Number(s) is: _____

SECTION II. DECEDENT INFORMATION

In compliance with Section 18102 of the California Health and Safety Code, I/we the undersigned hereby state that:

Name of Decedent

the owner of the above-described unit died on _____

Date of Death

at _____

Place of Death, City and State or Province and Country, etc.

That said deceased left no other property necessitating probate and no probate proceeding is now being or has been conducted in this state for the decedent's estate; that said unit has not been by will bequeathed to anyone else; that the undersigned is entitled to the above described unit as either the sole heir or heirs pursuant to 6401 and 6402 of the California Probate Code or as the sole beneficiary or beneficiaries under the decedent's last will, and that no one has a right to the decedent's said unit that is superior to that of the undersigned; that forty (40) days have elapsed since death and that there are no creditors of the deceased whose claims remain unsatisfied.

SECTION III. HEIR OR BENEFICIARY CERTIFICATION

I/We certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on _____ at _____

Date

City

State

Signature of each heir or beneficiary:

Printed name of each heir or beneficiary:

Address _____

Street Address or P.O. Box

City

State

Zip

Statutory requirements appear on the reverse side of this form.

THIS FORM MAY ONLY BE USED TO TRANSFER UNITS TITLED IN CALIFORNIA. UNITS TITLED BY OTHER STATES MUST COMPLY WITH THE PROBATE LAW OF THE STATE WHICH ISSUED THE TITLE.

Section 18102 of the California Health and Safety Code has been reproduced (below) for informational purposes regarding the application of law as it pertains to transfers without probate.

18102. (a) If 40 days have elapsed since the death of a registered or legal owner of a manufactured home, mobilehome, commercial modular, truck camper, or floating home registered under this part, without the decedent leaving other property necessitating probate, and irrespective of the value of the manufactured home, mobilehome, commercial modular, truck camper, or floating home, the following person or persons may secure a transfer of registration of the title or interest of the decedent:

(1) The sole person or all of the persons who succeeded to the property of the decedent under Sections 6401 and 6402 of the Probate Code, unless the manufactured home, mobilehome, commercial modular, truck camper, or floating home is, by will, otherwise bequeathed.

(2) The sole beneficiary or all of the beneficiaries who succeeded to the manufactured home, mobilehome, commercial modular, truck camper, or floating home under the will of the decedent, where the manufactured home, mobilehome, commercial modular, truck camper, or floating home is by will so bequeathed.

(b) The person authorized by subdivision (a) may secure a transfer of registration of the title or interest of the decedent upon presenting to the department all of the following:

(1) The appropriate certificate of title and registration card, if available.

(2) A certificate of the heir or beneficiary under penalty of perjury containing the following statements:

(A) The date and place of the decedent's death.

(B) The decedent left no other property necessitating probate and no probate proceeding is now being or has been conducted in this state for the decedent's estate.

(C) The declarant is entitled to the manufactured home, mobilehome, commercial modular, truck camper, or floating either (i) as the sole person or all of the persons who succeeded to the property of the decedent under Sections 6401 and 6402 of the Probate Code if the decedent left no will or (ii) as the beneficiary or beneficiaries under the decedent's last will if the decedent left a will, and no one has a right to the decedent's manufactured home, mobilehome, commercial modular, truck camper, or floating home that is superior to that of the declarant.

(D) There are no unsecured creditors of the decedent or, if there are, the unsecured creditors of the decedent have been paid in full or their claims have been otherwise discharged.

(3) If required by the department, a certificate of the death of the decedent.

(4) If required by the department, the names and addresses of any other heirs or beneficiaries.

(c) If the department is presented with the documents specified in paragraphs (1) and (2) of subdivision (b), no liability shall be incurred by the department or any officer or employee of the department by reason of the transfer of registration of the manufactured home, mobilehome, commercial modular, truck camper, or floating home pursuant to this section. The department or officer or employee of the department may rely in good faith on the statements in the certificate specified in paragraph (2) of subdivision (b) and has no duty to inquire into the truth of any statement in the certificate. The person who secures the transfer of the manufactured home, mobilehome, commercial modular, truck camper, or floating home pursuant to this section is subject to the provisions of Sections 13109 to 13113, inclusive, of the Probate Code to the same extent as a person to whom transfer of property is made under Chapter 3 (commencing with Section 13100) of Part 1 of Division 8 of the Probate Code.