



# AFFIDAVIT - DEALER

State Form 46633 (R3 / 8-09)

**SECRETARY OF STATE - DEALER DIVISION**

302 W. Washington Street, Room E018

Indianapolis, Indiana 46204-2700

Telephone: (317) 234-7190

Fax: (317) 233-1915

Dealer: A copy of this affidavit must be kept on file for inspection a minimum of three (3) years from the date of purchase.

STATE OF \_\_\_\_\_

SS:

COUNTY OF \_\_\_\_\_

I affirm, under the penalties for perjury, that all of the following are true:

- (1) That I am a dealer licensed under IC 9-23-2-1.
- (2) That I cannot deliver a valid certificate of title to the retail purchaser of the vehicle described in paragraph (3) at the time of sale of the vehicle to the retail purchaser. The identity of the previous seller or transferor is \_\_\_\_\_.  
Payoff of lien was made on \_\_\_\_\_ (month, day, year). I expect to deliver a valid and transferable certificate of title not later than \_\_\_\_\_ (month, day, year) from the State of \_\_\_\_\_ to the purchaser.
- (3) That I will undertake reasonable commercial efforts to produce the valid certificate of title. The vehicle identification number is \_\_\_\_\_.

Name of dealership

By:

Date (month, day, year)

Customer acknowledges receipt of a copy of this affidavit.

Signature of customer

Date (month, day, year)

### NOTICE TO THE CUSTOMER

If you do not receive a valid certificate of title within the time specified by this affidavit, you have the right to return the vehicle to the vehicle dealer ten (10) days after giving the vehicle dealer written notice demanding delivery of a valid certificate of title within that ten (10) day period. Upon return of the vehicle to the vehicle dealer in the same or similar condition as when it was delivered to you, the vehicle dealer shall pay you the purchase price plus sales taxes, finance expenses, insurance expenses, and any other amount that you paid to the vehicle dealer.

If a lien is present on the previous owner's certificate of title, it is the responsibility of the third party lienholder to timely deliver the certificate of title in the third party's possession to the dealer not more than ten (10) business days after there is no obligation secured by the vehicle. If the dealer's inability to deliver a valid certificate of title to you within the above-described ten (10) day period results from the acts or omissions of a third party who has failed to timely deliver the certificate of title in the third party's possession to the dealer, the dealer may be entitled to claim against the third party the damages allowed by law.

DISTRIBUTION: Original - Dealer jacket; Photocopy - Customer