

AFFIDAVIT OF GIFT OF MOTOR VEHICLE

This Affidavit of Gift of Motor Vehicle (the "Affidavit") is made and entered into on this [day] day of [month], [year], by the undersigned Donor and Recipient, in the State of California.

I. PARTIES

A. Donor Information

The undersigned, [donor full legal name] (hereinafter "Donor"), hereby declares the following:

Street Address: [donor street address]

Unit Number (if applicable): [donor unit number]

City: [donor city]

State: [donor state]

Zip Code: [donor zip code]

Driver's License or Government-Issued ID Number: [donor ID number]

Issuing State/Jurisdiction: [donor ID issuing state]

B. Recipient Information

The undersigned, [recipient full legal name] (hereinafter "Recipient"), hereby declares the following:

Street Address: [recipient street address]

Unit Number (if applicable): [recipient unit number]

City: [recipient city]

State: [recipient state]

Zip Code: [recipient zip code]

Driver's License or Government-Issued ID Number: [recipient ID number]

Issuing State/Jurisdiction: [recipient ID issuing state]

II. VEHICLE DESCRIPTION

The Donor is the legal owner of the following motor vehicle (hereinafter "Vehicle"):

Vehicle Year: [vehicle year]

Vehicle Make: [vehicle make]

Vehicle Model: [vehicle model]

Vehicle Identification Number (VIN): [vehicle VIN]

Current License Plate Number: [license plate number]

III. DECLARATION OF GIFT

The Donor hereby irrevocably gives, grants, and transfers all rights, title, and interest in the Vehicle described above to the Recipient, as a true and unconditional gift. The Donor affirms that this transfer is made without any payment, consideration, or expectation of future consideration from the Recipient to the Donor.

IV. VEHICLE CONDITION

The Donor declares and the Recipient acknowledges that the Vehicle is currently not operable. The Recipient accepts the Vehicle in its "as-is" condition, with all faults, and without any warranties, express or implied, from the Donor regarding its condition, operability, or fitness for any particular purpose.

V. ODOMETER DISCLOSURE

The Donor certifies that the current odometer reading of the Vehicle is [odometer reading] miles. The Donor further certifies that to the best of their knowledge, the odometer reading reflects the actual mileage of the Vehicle. This disclosure is made in accordance with federal and California state law.

VI. LIENS AND ENCUMBRANCES

The Donor affirms that there are no liens, loans, or other encumbrances of any kind on the Vehicle at the time of this transfer. The Donor warrants that the Vehicle is free and clear of all claims and will convey clear title to the Recipient.

VII. CALIFORNIA LEGAL REQUIREMENTS AND ACKNOWLEDGMENTS

A. Use Tax: The Recipient acknowledges that, pursuant to California Revenue and Taxation Code Section 6276, the transfer of this Vehicle may be subject to California use tax, calculated on the fair market value of the Vehicle, unless a specific exemption applies. The Recipient is solely responsible for determining and paying any applicable use tax to the California Department of Motor Vehicles (DMV).

B. Smog Certification: The Recipient acknowledges that, pursuant to California Health and Safety Code Sections 4000.1 and 4000.2, a valid smog certification may be required for the transfer of ownership and registration of the Vehicle, unless specifically exempted by law. The Recipient is responsible for ensuring compliance with all applicable smog requirements.

VIII. INDEMNIFICATION

The Recipient agrees to indemnify and hold harmless the Donor from and against any and all claims, liabilities, losses, damages, and expenses (including reasonable attorneys' fees) arising from or related to the ownership, operation, or condition of the Vehicle after the date of this transfer.

IX. GOVERNING LAW

This Affidavit shall be governed by and construed in accordance with the laws of the State of California.

X. SIGNATURES

By signing below, the Donor and Recipient acknowledge that they have read, understood, and agree to the terms and conditions set forth in this Affidavit.

DONOR

Signature: _____

Date: _____

Print Name: [donor full legal name]

Address: [donor mailing address]

RECIPIENT

Signature: _____

Date: _____

Print Name: [recipient full legal name]

Address: [recipient mailing address]