Print Form

13-01

CHEROKEE NATION TAX COMMISSION
REPOSSESSION AFFIDAVIT

Cherokee Nation Title Number _____

Model Year and Make _____Body Type _____

VIN / Serial Number (Vehicle or Outboard Motor)_____

HIN Number (Boat) : _____ Boat Registration Number: _____

License Plate Number _____Year & State _____

Tag Expiration (month/year) _____ Decal No. _____

Repossessed from:

(Name) _____

(City / State) _____

(Title To Read As Follows)_____

See Supporting Documentation A-1

Firm or individual repossessing:

(Name) _____

(Mailing Address) _____

City State Zip

Date of Repossession _____

Repossessed Property taken at (City/State) _____

The debtor (mortgagor) defaulted in payments on security agreement (mortgage, conditional (sales contract) and possession was obtained by legal proceedings as indicated:

___Replevin ___ Mortgage Foreclosure ___Execution Sale ___Terms of Conditional Contract

___ Impounded: _____

Name/Address of Impoundment Location

___Others: _____

Cherokee Nation County of _____

I, the undersigned, do solemnly swear (or affirm) that I am legal agent of the company, or the actual person, holding a security agreement on the property described above and that the statements contained herein are true.

Signature _____

Subscribed and sworn to before me this _____ day of _____, _____.

My commission expires _____

_____Notary Public

See Reverse Side For Required Supporting Documentation

Revised October 2013

CHEROKEE NATION TAX COMMISSION
REQUIRED SUPPORTING DOCUMENTTION
REPOSSESSION AFFIDAVIT

The repossessing lender must provide the following documentation in order for the Repossession Application to be approved:

A. Properly completed Repossession Affidavit.
   1. Tribal Repossession Titles and Oklahoma Tax Commission Motor Vehicle Division (August 19, 2002). If the Repossession Title is in the name of the lending institution only and it is a tribal title OTC will charge back taxes. When a tribal title has been issued in the name of a lending institution and an individual tribal member, OTC will allow the lending institution to assign ownership to themselves, provided they submit verification the individual listed on the tribal title was a member of the title issuing tribe.
   2. If the tribal title presented has language on its face declaring that issuance of the title confirms membership of the titled owner in that tribe, OTC will accept the title with no additional membership verification required. "Its hereby certified according to the records of the Cherokee Nation, the person named herein is a Citizen of this Nation"

B. Actual or certified copy or chattel mortgage, conditional sales contract or other type security agreement.

> **Note:** Contract must indicate the vehicle, boat, or outboard motor has been pledged as collateral as lists a complete description of the unit along with a vehicle identification number or hull identification number.

C. An acceptable, signed Cherokee Nation Lien Release Form. If more than one (1) lien holder, the following is also required:
   1. A copy of a certified letter from the repossession lender notifying the second lien holder of the intent to repossess.
      a. Letter must be dated at least ten (10) days prior to the date of the repossession affidavit is processed by the Cherokee Nation motor license agent or the Motor Vehicle Division.
      b. The post office receipt or the return receipt (green card signed by the second lienholder is required as proof of mailing.
   2. If the second lienholder is making application for a repossession title, signed and dated lien release Copy #3 and Copy #4 from the previous lienholder(s) are required. In the absence of copies 3 and 4, a certified copy of Copy #1 may be submitted.

D. If a motor vehicle, Insurance Security Verification Form reflecting all required information or a Cherokee Nation Tax Commission Form 31—01 "Affidavit of Non-Use" in Lieu of Liability Insurance".

E. Manufactured Homes: Must have proof of current calendar year taxes paid on and OTC Form 936 or a 936 marked taxes are not due. A 936 isn't required if the manufactured home has current registration on the Cherokee Nation Tax Commission computer system.

Please direct any questions to the Cherokee Nation Tax Commission Motor Vehicle Division at (in state toll free) 1-800-256-0671, extension 3977 or (direct) 918-453-5100. Additional information is located in the Motor Vehicle Section of the Cherokee Nation website: www.cherokee.org