

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

Register in Chancery
Kent County
38 The Green, Ste. 208
Dover, DE 19901
302-735-1930

Register in Chancery
New Castle County
500 N. King Street, Ste. 11600
Wilmington, DE 19801
302-255-0544

Register in Chancery
Sussex County
34 The Circle
Georgetown, DE 19947
302-856-5775

Procedures for filing a Petition to Sell a Motor Vehicle

- The petition to sell a motor vehicle requires the following:
 - A completed petition. The court clerk cannot complete the petition for you.
 - The guardian's(s') signature(s) must be notarized. If you appear in the Register's Office with identification and the correct paperwork, your signature(s) can be notarized by a court clerk in the Register's Office.
 - A printout showing the Kelley Blue Book value.
 - Either a notarized consent from all interested parties **or** an affidavit of mailing completed by the guardian(s) showing a copy of the petition was mailed to the interested parties.
 - The filing fee for the petition is \$35.00. Payment must be received before the petition can be accepted by our office. We accept cash, check or money order (made payable to the "Register in Chancery").

- It is the guardian's responsibility to provide the Court with photocopies of all supporting documentation. If the Register in Chancery's office makes photocopies for you, we will charge \$1.50 per page. When submitting your supporting documentation, it must be filed on regular 11 x 8.5 paper that can be easily scanned into the computer.

- You may mail the completed petition to the Register in Chancery in the county where your guardianship case was established and the completed order will be mailed back to you.

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

IN THE MATTER OF: _____ :
 :
 : C.M. # _____
A person with a disability _____ :

PETITION TO SELL A MOTOR VEHICLE

1. Name of guardian(s): _____
2. Date guardian(s) was/were appointed: _____
3. Information about the vehicle the guardian(s) wish(es) to sell:
 - a. Make: _____
 - b. Model: _____
 - c. Year: _____
 - d. Current mileage: _____
 - e. Kelly Blue Book value: _____
 - f. The car's condition is _____ (e.g. fair, good, very good or excellent) based on _____

4. Information about the proposed buyer of the vehicle:
 - a. Name of person or company purchasing the vehicle: _____

 - b. Sales price: _____

WHEREFORE, the guardian(s) respectfully prays that the Court:

1. Enter an Order directing the sale of the motor vehicle and directing the deposit of the proceeds of the sale into the guardianship account previously established.

2. Order such further relief as it deems just and equitable under the circumstances.

Guardian's Signature

Co-Guardian's Signature

Address

Address

Address

Address

Phone Number

Phone Number

STATE OF _____:

COUNTY OF _____:

This instrument was acknowledged before me on this _____ day of _____, 20____ by _____ [Name of affiant].

Notary Public/Chancery Court Clerk

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

IN THE MATTER OF: _____ :
 :
 : C.M. # _____
A person with a disability _____ :

CONSENT TO SELL MOTOR VEHICLE

I, _____ [Name of interested party], do hereby consent to the Petition to Sell a Motor Vehicle which is owned by the person with a disability. I understand this petition is in reference to a _____ [Year, make and model of vehicle], having _____ miles on it, being sold for \$ _____ [sales price of vehicle] to _____ [name of person/company purchasing vehicle].

Signature

Address: _____

STATE OF _____ :

COUNTY OF _____ :

This instrument was acknowledged before me on this _____ day of _____, 20____ by _____ [Name of affiant].

Notary Public/Chancery Court Clerk

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

IN THE MATTER OF:

_____,
A person with a disability

:
:
: C.M. # _____
:

ORDER AUTHORIZING SALE OF A MOTOR VEHICLE

AND NOW TO-WIT, it appearing that the Petition to sell the vehicle of person with a disability having been presented and duly considered by the Court;

NOW, THEREFORE, IT IS ORDERED this _____ day of _____, 20____, as follows:

1. The guardian(s) is/are authorized to sell at private sale, and convey the interest of the person with a disability, to a _____ motor vehicle to _____, for the purchase price of \$_____.

2. The net proceeds from said sale shall be deposited into the guardianship bank account.

3. The guardian(s) shall submit proof within thirty (30) days from the date of the sale of said motor vehicle that the proceeds were deposited into the guardianship account

Master in Chancery