

## OUT-OF-STATE SUBDIVISION REGISTRATION APPLICATION

RE 626C Part I (Rev. 11/17)

SUBDIVISIONS

### GENERAL INFORMATION *(Detach and retain Part I)*

#### **Who Must Apply**

Pursuant to California Business and Professions Code Section 10249(a), a person acting as a principal or agent who intends, in this state, to sell or lease or offer for sale or lease lots, parcels, or interests in a subdivision, as defined in Section 10249.1, situated outside of this state within the United States, shall, prior to a sale, lease, or offer, register the subdivision with the commissioner. The registration requirements shall apply to each subdivision or phase of a subdivision in which interests are to be offered for sale or lease.

#### **Registration Application**

This form must be used for an original, renewal or amended registration of an out-of-state subdivision, other than a time-share, with the California Department of Real Estate. Per Section 10249(b), the commissioner, within 10 days of receipt of an application of registration, shall provide the applicant with notice of the completion of the registration or a notice of deficiency. If the Department does not provide a notice within 10 days, the registration shall be deemed complete. The term of a registration is one year, subject to amendment due to any material changes.

#### **Agent Information**

If someone other than the subdivider will be filing this registration application on behalf of the subdivider, the subdivider's written authorization for that individual to submit this application and make representations on behalf of the subdivider, must accompany the registration.

#### **Certification**

Carefully read and follow the instructions under the "certification" section of the application.

#### **Filing Fees**

The filing fee for an application with the Department for an original, renewal or amended registration: \$100.00

#### **Where to File**

Submit your registration application, fee and accompanying documents to:

Department of Real Estate  
Subdivisions - Technical Office  
1651 Exposition Blvd., Sacramento, CA 95815  
P.O. Box 137005  
Sacramento, CA 95813-7005

Telephone: (916) 263-8929

#### **Required Disclaimer**

California Business and Professions Code Section 10249.8 provides:

(a) Notwithstanding any provision to the contrary in Section 10249 or 11000, it is unlawful for a person, in this state, to sell or lease or offer for sale or lease lots, parcels, or interests in a subdivision, as defined in Section 10249.1, entirely located outside of this state but within the United States, unless any

printed material, literature, advertising, or invitation in this state relating to that sale, lease, or offer clearly and conspicuously contains the following disclaimer in at least 10-point type:

WARNING: THE CALIFORNIA DEPARTMENT  
OF REAL ESTATE HAS NOT INSPECTED,  
EXAMINED, OR QUALIFIED THIS OFFERING.

- (b) If an offer on property described in subdivision (a) is not initially made in writing, the disclaimer set forth in subdivision (c) shall be received by the offeree in writing prior to a visit to a location, sales presentation, or contact with a person representing the offeror, when the visit or contact was scheduled or arranged by the offeror or its representative. The deposit of the disclaimer in the United States mail, addressed to the offeree and with first-class postage prepaid, at least five days prior to the scheduled or arranged visit or contact, shall be deemed to constitute delivery for purposes of this section.
- (c) If a California resident is presented with an agreement or contract to lease or purchase any property described in subdivision (a), where an offer to lease or purchase that property was made to that resident in California, a copy of the disclaimer set forth in this subdivision shall be inserted in at least 10-point type at the top of the first page of that agreement or contract and shall be initialed by that California resident.

WARNING: THE CALIFORNIA DEPARTMENT OF  
REAL ESTATE HAS NOT QUALIFIED, INSPECTED,  
OR EXAMINED THIS OFFERING, INCLUDING,  
BUT NOT LIMITED TO, THE CONDITION OF  
TITLE, THE STATUS OF BLANKET LIENS ON  
THE PROJECT (IF ANY), ARRANGEMENTS TO  
ASSURE PROJECT COMPLETION, ESCROW  
PRACTICES, CONTROL OVER PROJECT  
MANAGEMENT, RACIALLY DISCRIMINATORY  
PRACTICES (IF ANY), TERMS, CONDITIONS,  
AND PRICE OF THE OFFER, CONTROL  
OVER ANNUAL ASSESSMENTS (IF ANY), OR  
THE AVAILABILITY OF WATER, SERVICES,  
UTILITIES, OR IMPROVEMENTS. IT MAY  
BE ADVISABLE FOR YOU TO CONSULT AN  
ATTORNEY OR OTHER KNOWLEDGEABLE  
PROFESSIONAL WHO IS FAMILIAR WITH  
REAL ESTATE AND DEVELOPMENT LAW IN  
THE STATE WHERE THIS SUBDIVISION IS  
SITUATED.

# OUT-OF-STATE SUBDIVISION REGISTRATION APPLICATION

RE 626C Part II (Rev. 11/17)

SUBDIVISIONS

INSTRUCTIONS	For Office Use Only	DATE RECEIVED
<p>❖ Please read Part I before completing this form.</p> <p>❖ This form is required to register an out-of-state subdivision with the California Department of Real Estate pursuant to California Business and Professions Code Section 10249(a).</p> <p>❖ The types of common interest subdivisions are defined in Section 4100 of the California Civil (CC) Code.</p> <p>❖ Submit four self-sticking address labels.</p> <p>❖ <i>Submit this package and one photocopy of page 1 hereof.</i></p> <p>❖ <i>Attach filing fee to photocopy of page 1 hereof.</i></p>	REGISTRATION NUMBER	
	AMOUNT REQUIRED \$	
	AMOUNT RECEIVED \$	
	REFUND AMOUNT \$	
ACCOUNTING USE		
<p><b>1. THIS APPLICATION IS FOR A:</b> <i>[check box(es)]</i></p> <p><input type="checkbox"/> ORIGINAL REGISTRATION      <input type="checkbox"/> RENEWAL OF REGISTRATION</p> <p><input type="checkbox"/> AMENDMENT OF REGISTRATION</p>	<p><b>6. SIZE OF THIS REGISTRATION ONLY- Continued</b></p> <p>CHECK APPROPRIATE BOX(ES)</p> <p>Lots to be:      <input type="checkbox"/> Sold      <input type="checkbox"/> Leased</p> <p><input type="checkbox"/> All lots to be sold vacant</p> <p><input type="checkbox"/> All lots to be sold with completed structures.</p> <p><input type="checkbox"/> Lots will be sold both vacant and improved with structures.</p> <p>This Registration Covers:</p> <p><input type="checkbox"/> Single phase project</p> <p><input type="checkbox"/> Phase _____ of a _____ phase project.</p> <p style="text-align: right;">_____ Prior phase registration number</p>	
<p><b>2. TYPE OF SUBDIVISION</b> <i>[check box]</i></p> <p><input type="checkbox"/> CONDOMINIUM      <input type="checkbox"/> UNDIVIDED INTEREST</p> <p><input type="checkbox"/> PLANNED DEVELOPMENT      <input type="checkbox"/> STANDARD</p> <p><input type="checkbox"/> COMMUNITY APARTMENT      <input type="checkbox"/> STOCK COOPERATIVE</p> <p><input type="checkbox"/> MIXED USE      <input type="checkbox"/> TENANCY-IN-COMMON</p> <p><input type="checkbox"/> OTHER <i>(describe):</i>      <input type="checkbox"/> MOBILE HOME</p>	<p><b>7. SUBDIVIDER INFORMATION</b></p> <p>NAME _____</p> <p>ATTENTION _____</p> <p>BUSINESS ADDRESS _____</p> <p>CITY _____</p> <p>STATE _____ ZIP CODE _____</p> <p>TELEPHONE NUMBER <i>(INCLUDE AREA CODE)</i> _____</p> <p>EMAIL ADDRESS _____</p>	
<p><b>3. FOR WHAT USE(S) WILL THE PROPERTY BE OFFERED?</b> <i>[check box(es)]</i></p> <p><input type="checkbox"/> RESIDENTIAL      <input type="checkbox"/> RESIDENTIAL-INCOME</p> <p><input type="checkbox"/> RECREATIONAL      <input type="checkbox"/> AGRICULTURAL</p> <p><input type="checkbox"/> INDUSTRIAL      <input type="checkbox"/> COMMERCIAL</p> <p><input type="checkbox"/> OTHER <i>(describe):</i>      <input type="checkbox"/> AGE RESTRICTED</p>	<p><b>8. AGENT, IF APPLICABLE</b> <i>(Subdivider's authorized agent for purposes of filing this registration.)</i></p> <p>NAME _____</p> <p>ATTENTION _____</p> <p>ADDRESS _____</p> <p>CITY _____</p> <p>STATE _____ ZIP CODE _____</p> <p>TELEPHONE NUMBER <i>(INCLUDE AREA CODE)</i> _____</p> <p>EMAIL ADDRESS _____</p>	
<p><b>4. SUBDIVISION IDENTIFICATION AND LOCATION</b></p> <p>NAME OF SUBDIVISION _____</p> <p>TRACT NUMBER/MAP DESCRIPTION _____</p> <p>NAME TO BE USED IN ADVERTISING _____</p> <p>SUBDIVISION LOCATION <i>(Address/Main access roads/Cross streets)</i> _____</p> <p>CITY _____</p> <p>COUNTY _____ STATE _____</p>	<p><b>5. OVERALL SIZE OF SUBDIVISION</b></p> <p>NUMBER OF LOTS/UNITS/INTERESTS <i>(Do not count common area lots.)</i> _____</p> <p>NUMBER OF COMMON AREA LOTS      NUMBER OF ACRES</p>	
<p><b>6. SIZE OF THIS REGISTRATION ONLY</b></p> <p>NUMBER OF LOTS/UNITS/INTERESTS TO BE OFFERED IN CALIFORNIA _____</p> <p>NUMBER OF COMMON AREA LOTS      NUMBER OF ACRES</p>		

9. A. Is this offering in compliance with all applicable requirements of the state or states wherein the project is located? .....  Yes  No
- 1) If YES, submit evidence of such compliance.
- 2) If NO, this application should not be submitted until evidence of compliance can be demonstrated.

B. Identify primary governmental agency responsible for qualifying this offering for sale or lease to the public within the situs state.

GOVERNMENT LEVEL

STATE  COUNTY  CITY  OTHER:

NAME OF AGENCY

ADDRESS

CITY

STATE

PHONE NUMBER

10. A. Is subdivider a California resident? .....  Yes  No

If a nonresident of the State of California, *submit* an irrevocable consent (**original and one copy**) that if any action is commenced against the subdivider in the State of California and personal service of process upon the entity or individual cannot be made in this State, a valid service may be made by delivering the Consent To Service of Process (RE 608) to the Department of Real Estate of the State of California.

- B. Is the subdivider a corporation or limited liability company organized under the laws of a state other than California? .....  Yes  No

If YES, *submit* a Certificate of Status for the foreign entity to transact business in California, issued by the California Secretary of State.

**CERTIFICATION**

I/We hereby certify under penalty of perjury that the information contained in this form constitutes my/our application for registration to sell, lease, or offer subdivision lands, and that the information, together with any documents submitted herewith are full, true, complete and correct; and that I/we am/are the owner(s), or agent of the owner, of the lots, units, parcels, or interests herein described.

- Certification signed outside the State of California must be acknowledged by a Notary Public.
- Prior to signing, review all answers submitted. Errors or omissions must be corrected and initialed by the subdivider(s)/agent.
- If the subdivider is a corporation, limited liability company (LLC), partnership, etc., the individual(s) signing the certification must stipulate the capacity (e.g., president, manager, general partner, etc.) of the signer and an authorization to sign (e.g., a corporate resolution, LLC statement, partnership statement, etc.) must be submitted.
- If an agent will be submitting documents to the Department of Real Estate and signing this application on behalf of the subdivider, the subdivider must provide written authorization to that effect.

SIGNATURE OF SUBDIVIDER/AGENT

DATE

PRINTED NAME OF SUBDIVIDER/AGENT

CAPACITY

NAME OF CORPORATION, LLC, PARTNERSHIP, ETC.

SIGNATURE OF SUBDIVIDER

DATE

PRINTED NAME OF SUBDIVIDER

CAPACITY

NAME OF CORPORATION, LLC, PARTNERSHIP, ETC.

BUSINESS ADDRESS

CITY OR TOWN

COUNTY

STATE