



STATE BOARD OF EQUALIZATION

May 2, 1957

-----  
-----  
-----

Dear Mr. ---:

In your letter of February 18 you requested information regarding application of tax to the sale of a house trailer. You gave the following details:

--- had a house trailer for sale on consignment. You made an offer to buy the trailer, which was less than the dealer could accept. He called in the owner and the deal was closed. The owner paid the dealer a commission and the dealer collected sales tax reimbursement from you. The question is whether sales tax applies to the sale of the trailer.

Persons who have the power to transfer title to property and exercise it by selling it or obtaining a signed bill of sale from the legal owner and delivering it to the purchaser, are regarded as retailers and sales tax applies to the sales of such property to them. Thus, if --- had the power to transfer title to the trailer to you and did so in the aforementioned manner, they would be retailers and their sale to you subject to tax. Enclosed is a copy of Ruling 39, for your convenience.

Very truly yours,

Bill Holden  
Associate Tax Counsel

GAT:rc

Enclosure

Cc: -- - Compliance