

CHAPTER 46
LOAN FOR EXCHANGE

- § 46101. Loan for Exchange.
- § 46102. Same.
- § 46103. Title to Property Lent.
- § 46104. Contract not Modified.
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§ 46101. Loan for Exchange.

A loan for exchange is a contract by which one delivers personal property to another, and the latter agrees to return to the lender a similar thing at a future time, without reward for its use.

SOURCE: CC § 1902.

§ 46102. Same.

A loan, which the borrower is allowed by the lender to treat as a loan for use, or for exchange, at his option, is subject to all the provisions of this Chapter.

SOURCE: CC § 1903.

§ 46103. Title to Property Lent.

By a loan for exchange the title to the thing lent is transferred to the borrower, and he must bear all its expenses, and is entitled to all its increase.

SOURCE: CC § 1904.

§ 46104. Contract not Modified.

A lender for exchange cannot require the borrower to fulfill his obligations, at a time, or in a manner, different from that which was originally agreed upon.

SOURCE: CC § 1905.

§ 46105. Certain Sections Applicable.

Sections 45110, 45112 and 45113 apply to a loan for exchange.

SOURCE: CC § 1906.

NOTE: No 1970 Civil Code §§ 1907-1911 existed.

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