

RCW 62A.2-403 Power to transfer; good faith purchase of goods; "entrusting". (1) A purchaser of goods acquires all title which his or her transferor had or had power to transfer except that a purchaser of a limited interest acquires rights only to the extent of the interest purchased. A person with voidable title has power to transfer a good title to a good faith purchaser for value. When goods have been delivered under a transaction of purchase the purchaser has such power even though

(a) the transferor was deceived as to the identity of the purchaser, or

(b) the delivery was in exchange for a check which is later dishonored, or

(c) it was agreed that the transaction was to be a "cash sale".

(2) Any entrusting of possession of goods to a merchant who deals in goods of that kind gives him or her power to transfer all rights of the entruster to a buyer in ordinary course of business.

(3) "Entrusting" includes any delivery and any acquiescence in retention of possession regardless of any condition expressed between the parties to the delivery or acquiescence and regardless of whether the procurement of the entrusting or the possessor's disposition of the goods have been such as to be larcenous under the criminal law.

(4) The rights of other purchasers of goods and of lien creditors are governed by the Articles on Secured Transactions (*Article 9) and Documents of Title (Article 7). [1993 c 395 s 6-103; 1967 c 114 s 8; 1965 ex.s. c 157 s 2-403. Cf. former RCW sections: (i) RCW 61.20.090; 1943 c 71 s 9; Rem. Supp. 1943 s 11548-38. (ii) RCW 63.04.210(4); 1925 ex.s. c 142 s 20; RRS s 5836-20. (iii) RCW 63.04.240; 1925 ex.s. c 142 s 23; RRS s 5836-23. (iv) RCW 63.04.250; 1925 ex.s. c 142 s 24; RRS s 5836-24. (v) RCW 63.04.260; 1925 ex.s. c 142 s 25; RRS s 5836-25. (vi) RCW 65.08.040; Code 1881 s 2327; 1863 p 413 s 4; 1854 p 404 s 4; RRS s 5827.]

***Reviser's note:** Article 62A.9 RCW was repealed in its entirety by 2000 c 250 s 9A-901, effective July 1, 2001. For later enactment, see Article 62A.9A RCW.

Emergency—Effective date—1967 c 114: See note following RCW 62A.4-406.

Restoration of stolen property: RCW 10.79.050.