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Amendment  
Filed 4-26-50

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CHARTER #

BO. 77-a

LAWYERS' TITLE GUARANTEE FUND

Amendments to Declaration of Trust

Filed April 26th 1950

April 26th 1950

Lawyers' Title Guaranty Fund  
Orlando, Florida

Gentlemen:

I have today filed Amendments to  
Declaration of Trust of LAWYERS' TITLE GUARANTY  
FUND and enclose a receipt for \$5.00 showing the  
payment of the filing fee.

Cordially yours,

Secretary of State.

T/T  
Enc.

RECEIVED  
1950 APR 26 PM 12:24  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

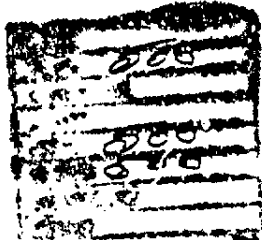
AMENDMENTS

to

DECLARATION OF TRUST

of

LAWYERS' TITLE GUARANTY FUND



KNOW ALL MEN BY THESE PRESENTS, that the Declaration of Trust of LAWYERS' TITLE GUARANTY FUND, dated March 5, 1947, and filed in the office of the Secretary of State of Florida on the 22nd day of March, A. D. 1947, pursuant to the provisions of Chapter 609 of the Florida Statutes, 1941, shall be and is hereby amended in the following particulars, viz:

AMENDMENT I

In ARTICLE III, Section 1, strike the following language in the first sentence thereof: "and who are members of the Florida State Bar Association in good standing".

AMENDMENT II

In ARTICLE III, Section 2, Sub-section (a), strike said Sub-section (a) and insert the following in lieu thereof:

"Upon the member ceasing to be licensed to practice law in Florida".

AMENDMENT III

In ARTICLE IV, Section 3, strike the words, "July 1st through June 30th", and insert the following in lieu thereof:

"January 1st through December 31st, or until a successor is elected".

AMENDMENT IV

In ARTICLE V, strike the entire ARTICLE and insert the following in lieu thereof:

"ARTICLE V

Section 1. EXECUTIVE SECRETARY, TREASURER AND ASSISTANT EXECUTIVE SECRETARIES: The Board of Trustees shall appoint a competent person executive secretary and shall appoint a responsible person treasurer. The Board of Trustees may appoint one or more assistant executive secretaries, as, in their judgment, the affairs of the Fund may require. Such appointments shall be for terms not to exceed

one year, and the compensation of the appointees shall be as fixed from time to time by the Board of Trustees or Executive Committee. The executive secretary shall direct and carry on, subject to the direction and control of the Board of Trustees and the Executive Committee, the affairs of this trust. The assistant executive secretary or secretaries shall perform such duties as may be assigned by the executive secretary. The treasurer shall be responsible for the deposit of funds and other assets of the Fund and shall at all times be under surety bond for the faithful performance in such amount as the Board of Trustees shall from time to time determine. The same person may be appointed executive secretary and treasurer.

Section 2. OFFICE AND FACILITIES: The Board of Trustees shall provide suitable office space and facilities in such cities in Florida as the Board may from time to time designate, and shall authorize the executive secretary to employ such clerical assistance and incur such other office expense as is reasonably necessary to properly carry on the functions for which this trust is created."

#### AMENDMENT V

In ARTICLE VI, strike the entire ARTICLE and insert the following in lieu thereof:

#### "ARTICLE VI

Section 1. TITLE GUARANTIES AND INSURANCE: LAWYERS' TITLE GUARANTY FUND shall be liable as guarantor or insurer of the title to real property, or validity of mortgage or deed of trust and the marketability of title to the property securing such mortgage or deed of trust, described in a title opinion and guarantee or policy issued by any member of LAWYERS' TITLE GUARANTY FUND, to the extent of declared value of such real estate or the stated amount of such mortgage or deed of trust indebtedness where such title opinion and guarantee or insurance is issued by LAWYERS' TITLE GUARANTY FUND or any member thereof on a printed form of title opinion and guarantee or insurance furnished by LAWYERS' TITLE GUARANTY FUND. The printed form shall contain all the terms and stipulations of the guarantee or insurance. The Fund shall not be liable upon any opinion and guarantee or policy of insurance that is not rendered on such printed form.

Section 2. FORMS: The Board of Trustees shall, by an affirmative vote of two thirds of the members thereof, adopt, establish and amend the forms for the use of members in guaranteeing or insuring titles, the validity of mortgages and deeds of trust and other interests in real property, said forms to be drawn as nearly as practicable in conformity with standard forms generally accepted for title insurance."

AMENDMENT VI

In ARTICLE VII, Section 1, strike out all of said section and insert in lieu thereof the following:

"Section 1. FEES:

- (a) All members shall charge fees or premiums for guaranteeing or insuring of titles, the validity of mortgages, deeds of trust, and other interests in real property in conformity with the schedule or schedules established by the Board of Trustees.
- (b) CHANGE OF FEE SCHEDULE: The executive secretary is authorized to adopt local fee schedules, upon approval by the trustee of the circuit to be affected and a majority of the members of the Executive Committee. Such local fee schedules shall supersede the general fee schedules adopted by the Board of Trustees under Sub-section (a) supra."

AMENDMENT VII

In ARTICLE VII, Section 2, strike sub-sections (a), (b) and (c) and insert the following in lieu thereof:

"Section 2. APPLICATION FOR MEMBERSHIP AND CONTRIBUTIONS:

- (a) Initial contribution and manner of payment shall be as follows:

1. Member practicing alone - \$100.00; partnership of two - \$175.00; partnership of three - \$225.00; and \$25.00 for each partner in excess of three. No member shall be permitted to issue the Fund's guarantee or policy until such time as his initial contribution has been paid in full.
2. There shall be submitted with the application not less than \$25.00 for a single applicant; by firms of two - \$50.00; by firms of three - \$75.00; and by firms of four or more - \$100.00. If the application is accepted the

amount shall be credited toward the total of the initial contribution. If the application is not accepted the full amount remitted shall be returned.

3. The Board of Trustees may from time to time increase or decrease the amount of a member's initial contribution and change the terms of payment thereof.

4. Unless the executive secretary is advised by the partnership in writing at the time of submitting the application how the initial contribution is to be credited, he shall credit each member of the partnership pro-rata.

5. (a) When two or more members form a partnership, such adjustments shall be made in their initial contributions as will conform to the above schedule.  
(b) Application for membership shall be made in the following form:

Lawyers' Title Guaranty Fund  
P.O. Box 2671  
Orlando, Florida

Dear Sirs:

I or we hereby make application for membership in LAWYERS' TITLE GUARANTY FUND, and remit the sum of \$\_\_\_\_\_ in full or part payment of the initial contribution. If this application for membership is accepted, the balance of the initial contribution, if any, will be remitted within five days after you have advised me or us of such acceptance, and in any event before or or we issue a commitment or guarantee or insurance which would bind the Fund. I or we am or are engaged in the practice of law in and reside in Florida. There are no criminal or disbarment proceedings pending against me or any of us.

I or we agree to abide by the Declaration of Trust of LAWYERS' TITLE GUARANTY FUND, as filed with the Secretary of State of Florida, and any amendments thereto and the rules and regulations adopted by the Board of Trustees.

Very truly yours,

\_\_\_\_\_  
Applicant or applicants

\_\_\_\_\_  
Post Office Address  
\_\_\_\_\_, Florida

(c) LAW FIRMS: In order for a member of a partnership of lawyers to be a member of LAWYERS' TITLE GUARANTY FUND, all members of the partnership shall be members. When one who is not a member of LAWYERS' TITLE GUARANTY FUND enters into partnership with others who are members, he shall have thirty days to become a member before the

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memberships of the others are affected.

AMENDMENT VIII

In ARTICLE VIII, Section 4, strike the section and in lieu thereof insert the following:

"Section 4. EXECUTIVE COMMITTEE AND DELEGATION OF AUTHORITY TO VARIOUS PERSONS AND COMMITTEES:

- (a) The Board of Trustees may appoint from its membership an executive committee for not more than one year to be composed of not less than nor more than five members.
- (b) The Board of Trustees may delegate such authority as they deem to the best interest of the trust to the executive committee, chairman, executive secretary, treasurer, assistant executive secretary or assistant executive secretaries, district secretary or district secretaries, claim committee, investment committee, and other persons, Provided, the Board of Trustees shall not delegate its authority to amend this Declaration of Trust.

AMENDMENT IX

In ARTICLE X, Section 3, strike out the words, "three per centum", and insert in lieu thereof the following: "six per centum".

IN WITNESS WHEREOF, We, the undersigned members of the Board of Trustees of LAWYERS' TITLE GUARANTY FUND, have hereunto set our respective hands and seals this \_\_\_\_ day of \_\_\_\_\_, A. D. 1950.

|          | <u>NAME AND SIGNATURE</u> | <u>ADDRESS</u>             | <u>JUDICIAL CIRCUIT</u> |
|----------|---------------------------|----------------------------|-------------------------|
| (Signed) | Woodrow M. Melvin         | (Signed) P. O. Box 429     | First                   |
|          |                           | Milton, Florida            |                         |
| "        | Raymond E. Barnes         | Fla. Industrial Commission | Second                  |
|          |                           | Tallahassee, Florida       |                         |

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| <u>NAME AND SIGNATURE</u>     | <u>ADDRESS</u>   | <u>JUDICIAL CIRCUIT</u> |
|-------------------------------|--|-------------------------|
| (Signed) <u>Byron Butler</u>  | (signed) <u>P. O. Box</u><br><u>Perry, Florida</u>           | <u>Third</u>            |
| " <u>Frank H. Elmore, Jr.</u> | " <u>216 Graham Building</u><br><u>Jacksonville, 2, Fla.</u> | <u>Fourth</u>           |
| " <u>Charles A. Savage</u>    | " <u>Ocala, Fla.</u>   | <u>Fifth</u>            |
| " <u>W. H. Wolfe</u>          | " <u>Clearwater, Fla.</u>                                    | <u>Sixth</u>            |
| " <u>Thomas T. Cobb</u>       | " <u>Daytona Beach, Florida</u>                              | <u>Seventh</u>          |
| " <u>E. A. Clayton</u>        | " <u>11 W. University Ave.</u><br><u>Gainesville, Fla.</u>   | <u>Eighth</u>           |
| " <u>William H. Dial</u>      | " <u>Orlando, Fla.</u>                                       | <u>Ninth</u>            |
| " <u>Ed R. Bentley</u>        | " <u>Lakeland</u>  | <u>Tenth</u>            |
| " <u>C. Clyde Atkins</u>      | " <u>913 duPont Bldg.</u><br><u>Miami, Fla.</u>              | <u>Eleventh</u>         |

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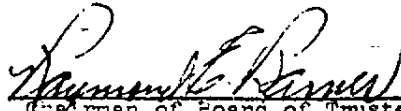
|          | <u>NAME AND SIGNATURE</u> | <u>ADDRESS</u>                    | <u>JUDICIAL CIRCUIT</u> |
|----------|---------------------------|-----------------------------------|-------------------------|
| (Signed) | Clyde H. Wilson           | (Signed) Sarasota                 | Twelfth                 |
| "        | Donn Gregory              | Tampa                             | Thirteenth              |
| "        | Hays Lewis Jr.            | Marianna                          | Fourteenth              |
| "        | Edward G. Newell          | Citizens Bldg.<br>West Palm Beach | Fifteenth               |

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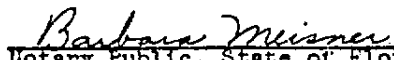
STATE OF FLORIDA     )  
                              ) ss  
COUNTY OF LEON     )

PERSONALLY appeared RAYMOND E. BAINES, whose post office address is Tallahassee, Florida, before the undersigned Notary Public, and upon being duly sworn, he deposes and says that he has been duly elected and designated as the Chairman of the Board of Trustees of an organization or association formed under the name and style of LAWYERS' TITLE GUARANTY FUND, a common law trust organized pursuant to Chapter 609, Florida Statutes, 1941; and further deposes and says that the document hereto attached is a true and correct copy of the Amendments to the Declaration of Trust of said association, under which it is proposed to conduct said business, as the same have been adopted, published and subscribed by an affirmative vote of three-fourths of the Board of Trustees of said association; and further deposes and says that Amendment V was submitted to all members of LAWYERS' TITLE GUARANTY FUND for approval, and approved by a majority of said members; and the affiant further deposes and says that he is duly authorized to, and does hereby, request the Secretary of State of Florida to file said amendments to said Declaration of Trust, and to issue to the said Trustees named therein a certificate showing that said Declaration of Trust has been duly amended.

This 26<sup>th</sup> day of April, A. D. 1950.

  
\_\_\_\_\_  
Chairman of Board of Trustees of  
LAWYERS' TITLE GUARANTY FUND

Sworn to and subscribed before me  
this 25<sup>th</sup> day of April,  
A. D. 1950.

  
\_\_\_\_\_  
Notary Public, State of Florida  
at large.

Notary Public, State of Florida at Large.  
My commission expires Sept. 26, 1950  
My commission expires by Public Safety Co. of N. E.

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