

Check List of Documents Required at Time of Submitting Application

Individual Bail Bond License

DATE APPLICATION PREPARED: \_\_\_\_\_ ORIGINAL OR RENEWAL: \_\_\_\_\_

APPLICANT: \_\_\_\_\_ LICENSE NO: \_\_\_\_\_

D/B/A: \_\_\_\_\_ DATE OF ORIGINAL LIC. APPROVED \_\_\_\_\_

\_\_\_\_\_ Original or Renewal Application

\_\_\_\_\_ A paid receipt of the Five hundred (\$500.00) non refundable application fee – made payable to the Wharton County Bail Bond Board, submitted by applicant. (receipt from County Treasurer)

\_\_\_\_\_ A general warranty deed of each property, if you are pledging real estate (attached to Exhibit “B”)

\_\_\_\_\_ Current statements from each taxing unit indicating that there are no outstanding tax liens against the property, and indicating the net value of the property, if you are pledging real estate. (attached to Exhibit “B”)

\_\_\_\_\_ A current appraisal made by a real estate appraiser accompanied by a sworn statement that the appraiser is a member in good standing of a nationally recognized professional appraiser society or trade organization that has an established code of ethics, educational, and professional certification program, if you are pledging real estate (attached to Exhibit “B”)

\_\_\_\_\_ A sworn statement indicating whether the applicant is married along with a sworn statement from the spouse agreeing to transfer to the board, as a part of the trust, any right, title, or interest that the spouse may have in the property; and, the spouse must execute the deeds of trust to any community property placed in the security deposit required under this section, if you are pledging real estate (Exhibit “D”)

\_\_\_\_\_ Deed of Trust signed and notarized, if you are pledging real estate (Exhibit “C”)

\_\_\_\_\_ Upon approval by the Board, execute in trust to the board deeds of trust to the property listed by the applicant under Subdivision (4) of Subsection (a) Section 6 of the Bail Bond Act, which property shall be valued in the amount indicated on your appraisal. The required value amount for applicants in Wharton County shall be no less than \$50,000.00. The condition of the trust shall be that the property may be sold to satisfy any final judgment forfeitures that may be made in bonds on which the Licensee is Surety, after sufficient notice, if your are pledging real estate. (Exhibit “C”)

- \_\_\_\_\_ Assumed name certificate, or certified copy properly filed with the Wharton County Clerk, listing all names of owners and principals
  
- \_\_\_\_\_ An Affidavit from the owner of all bail bond companies that you have worked for in the two years preceding the filing of this application, certifying the date of your employment
  
- \_\_\_\_\_ A certificate(s) of completion showing 8 hours of continuing legal education in criminal law courses or bail bond law courses that are approved by the State Bar of Texas and offered by an institution of higher education accredited by the state (Exhibit "G")
  
- \_\_\_\_\_ Three (3) letters of recommendation, from three (3) reputable persons, who have known the applicant for a period of at least three (3) years, excluding relatives. Each letter must contain a notarized statement of fact stating the individuals are not related, nor do they have any interest in the licensee's business. The application must include the printed name, address, and phone number of the individuals giving the recommendation. If the applicant has been licensed under the Bail Bond Act in another county, the application shall be accompanied by a letter from each appropriate Board stating whether or not the applicant is in good standing in the county where he/she was licensed. (Exhibit "H")
  
- \_\_\_\_\_ Current photographs and fingerprints of applicant.
  
- \_\_\_\_\_ A completed application for an identification card. (Exhibit "A")
  
- \_\_\_\_\_ A signed and notarized Affidavit declaring that the applicant has read and fully understands all rules, regulations of the Bail Bond Act and the policies of the Bail Bond Board.
  
- \_\_\_\_\_ A signed and notarized Affidavit declaring the truthfulness and correctness of application.

**ALL REQUIRED DOCUMENTS MUST BE TURNED IN WITH THIS APPLICATION**

# WHARTON COUNTY BAIL BOND LICENSE APPLICATION FOR INDIVIDUALS

\*\*\*Note: You Must Submit One Original And One Copy To The Board Office\*\*\*

Date of Application \_\_\_\_\_ New Application \_\_\_\_\_ Renewal Application \_\_\_\_\_

If renewal, please list license number and expiration date \_\_\_\_\_

Name of Applicant \_\_\_\_\_

Business Name \_\_\_\_\_

Applicant's Address \_\_\_\_\_

Phone Number \_\_\_\_\_ Fax Number \_\_\_\_\_

Email Address \_\_\_\_\_

Physical address where business is conducted within the County \_\_\_\_\_

\_\_\_\_\_  
(Tex. Occ. Code Ann. § 1704.213 (Vernon Supp. 2003)).

### \*\*\*FOR BACKGROUND CHECK ONLY\*\*\*

Name, address, and background information of the person who is in charge of your business in this county.

Name \_\_\_\_\_

Mailing Address \_\_\_\_\_

Phone Number \_\_\_\_\_ Sex \_\_\_\_\_ DOB \_\_\_\_\_ SSN \_\_\_\_\_

DL # \_\_\_\_\_

Home Address \_\_\_\_\_

Name and Address for agent for service of process

Name \_\_\_\_\_ Phone \_\_\_\_\_

Address for service \_\_\_\_\_

The following are names of all employees and agents actively engaged with the applicant in processing the giving or making of bail bonds within the county

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Applicant further attaches hereto the personal information sheet (*Exhibit "A"*) for the applicant and each employee and agent. The applicant agrees that he will file with the Wharton County Bail Bond Board additional personal information sheets on all employees and agents subsequently employed. *Such information shall be filed within thirty (30) days of each such employment.*

Applicant agrees that all licensed sureties or agents who execute bonds on his/her behalf, are required to have on file a current signature card on the form provided by the Board before they will be permitted to execute bonds, as directed by the Board.

Do you intend to pledge property to secure your bonds? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, list on *Exhibit "B"* all non-exempt real estate owned by you that you intend to convey in trust to the Bail Bond Board to secure payment of any obligations incurred by you in the bonding business if the license is granted. If the license is approved, you must execute to the Board the deeds of trust to the property listed. (*Exhibit C*) (Minimum value \$50,000). Tex. Occ. Code Ann. §1704.160 (c) (Vernon Supp 2003).

The original recorded deed of trust will be held and secured by the Board.

Real property deeded in trust to the board must be located in Wharton County.

Attach a copy of the general warranty deed for the property pledged in *Exhibit "B"*

Provide current tax certificates of all taxes paid to each taxing unit with power to assess or collect taxes against the real property indicating that there are no taxes owed and that there are no outstanding tax liens against the real property. (Attach to Exhibit "B"). Tex. Occ. Code Ann. §1704.155 (Vernon Supp. 2003).

Is applicant married? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, the spouse must execute a sworn statement agreeing to transfer to the board, as part of the trust, any right, title, or interest that the spouse may have in this property; and the spouse must execute the deeds of trust to any community property placed in the security deposit. (*Exhibit "D"*). Tex. Occ. Code Ann. §1704.160 (e) (Vernon Supp. 2003).

You must also provide a current appraisal of the property made by a real estate appraiser who is a member in good standing of a nationally recognized profession appraiser society or trade organization that has an established code of ethics, educational program, and professional certification program. Alternatively, if you desire to use the values as set out by the Wharton County CAD, please check the box below. Tex. Occ. Code Ann. §1704.155(2)(8) (Vernon Supp. 2003).

I request that the Bail Bond Board use the values  
on the real property as set out by the Wharton County CAD.

Do you intend to pledge cash, cashier's check, or certificates of deposit to secure your deposit?

Yes \_\_\_\_\_ No \_\_\_\_\_

(Minimum \$50,000) Tex. Occ. Code Ann. §1704.16(b) (Vernon Supp. 2003).

If yes, the amount of cash value of any certificates of deposit or cashier's check you, as the applicant, intend to place on deposit with the Wharton County Treasurer

\_\_\_\_\_

Certificates of Deposit or Cashier's Checks:

I.D. Number \_\_\_\_\_ Amount \_\_\_\_\_

I.D. Number \_\_\_\_\_ Amount \_\_\_\_\_

I.D. Number \_\_\_\_\_ Amount \_\_\_\_\_

Certificates of Deposit or Cashier's Checks should read: **"Wharton County Treasurer for the benefit of Bondsman's name"**

A signed and completed "Assignment of Security" must accompany all certificates of deposit. (*Exhibit "E"*) All certificates of deposit must have an automatic renewal date.

The cash deposit or the funds realized from the trust shall be used to pay the final judgment of any bond forfeitures that result from the licensee's execution of a bail bond. Tex. Occ. Code Ann. §1704.204 (b) (Vernon Supp. 2003).

If the license is approved, deliver the original certificate of deposit, cashier's check, cash or cash equivalent to the Treasurer's office within 90 days following the Board's tentative approval of the license. Tex. Occ. Code Ann. §1704.160 (a)(1)(A) (Vernon Supp. 2003).

Have you ever been convicted or granted probation for any criminal offense? (Traffic convictions in Justice or Municipal Courts need not be listed) Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, list the name of the offense, the court, the date and disposition.

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Are you involved in any civil litigation at this time, including bail bond litigation?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, give the date of filing each suit, names of the parties and court in which pending and brief description of the nature of the litigation. Tex. Occ. Code Ann. §1704.153 & §1704.25 (Vernon Supp. 2003).

If yes, list the name of the offense, the court, the date, and disposition.

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Is the applicant currently in the bail bond business? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, list name of Bail Bond Company and all counties with which you are currently associated. Tex. Occ. Code Ann. § 1704.152 (Vernon Supp. 2003).

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Has applicant been previously engaged in the bail bond business? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, list the name of the company (companies) previously associated with

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If applicant or person in charge of this business has been licensed under Tex. Occ. Code Ann. §1704 (Vernon Supp. 2003). in another county, a sworn statement shall accompany the application from the applicant that he/she has **no** unpaid final judgments. Tex. Occ. Code Ann. §1704.152 (Vernon Supp. 2003). [*Exhibit "F"*]

Has applicant been denied or refused a license to act as a bondsman? (This includes revocation or suspension of a license) Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, where and when did such action occur?

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Applicant shall submit a fee of \$500.00 made payable to the Wharton County Bail Bond Board for the filing of any original or renewal application, and a copy of the receipt shall be submitted with this application. Tex. Occ. Code Ann. §1704.154 (b)(4)(D) (Vernon Supp. 2003).

Applicant shall submit Exhibit "G" acknowledging that the applicant has the required apprenticeship and continuing legal education. Tex. Occ. Code Ann. §1704.152 (Vernon Supp. 2003).

Applicant shall submit a photograph and fingerprints of the applicant taken by the Sheriff's Office, along with this application. Tex. Occ. Code Ann §1704.154(b)(4)(E) and (F) (Vernon Supp. 2003).

Applicant shall attach letters of recommendation from three (3) reputable persons who have known the applicant for a period of at least (3) years, recommending the applicant "has a

reputation of honesty, truthfulness, fair dealing and competency,” and recommending the Board grant approval of the license to the applicant. (*Exhibit H*). Tex. Occ. Code Ann. §1704.154(c) (Vernon Supp. 2003).

Applicant shall attach a complete sworn financial statement. *Exhibit "I"*. Tex. Occ. Code Ann. §1704.154 (b) (4) (A) (Vernon Supp. 2003).

Applicant declares that he and all employees have read and will comply with Tex. Occ. Code Ann. §1704 (Vernon Supp. 2003), Tex. Code Crim. Proc. Ann. §17 and §22 (Vernon 2001), and the rules prescribed by the Board.

Applicant agrees that no bondsman may execute, in any county, bail bonds in the aggregate that exceed ten (10) times the value of the property or cash equivalent held as security of deposit or in trust. Tex. Occ. Code Ann. §1704.203 (Vernon Supp. 2003).

Applicant shall submit to the board a valid assumed name certificate or certified copy thereof, properly filed with the County Clerk of Wharton County indicating the name in which the applicant will conduct business in Wharton County. Tex. Occ. Code Ann. §1704.154 (Vernon Supp. 2003).

Applicant shall insure and provide proof of insurance with this application and keep current the insurance on any improvements on the property against any damage or destruction while the property remains in trust, in the full amount of the value claims for improvements. Tex. Occ. Code Ann. §1704.155(3) (c) (Vernon Supp. 2003).

Applicant agrees he will not further encumber property after conveying it in trust to the Wharton County Bail Bond Board without notifying and obtaining the Board's permission. Tex. Occ. Code Ann. §1704.155 (3)(B) (Vernon Supp. 2003).

Applicant agrees to keep taxes paid and current on the property while it remains in trust. Tex. Occ. Code Ann. §1704.155 (3) (Vernon Supp. 2003).



Applicant agrees and consents that in the event this application is found to contain any false statements, omission of material information or misrepresentation of any kind, this application may be disapproved, suspended or revoked. Tex. Occ. Code Ann. §1704.252 (Vernon Supp. 2003).

Applicant agrees that no licensee may use a telephone number, address or office of a non-licensee to conduct any bail bond activities-and will not-advertise or solicit under an unlicensed name, telephone number, address, or logo. Tex. Occ. Code Ann. §1704.303 & 1704.109 (Vernon Supp. 2003). The applicant understands that such advertising or solicitation may result in the suspension or revocation of his/her license. Tex. Occ. Code Ann. §1704.109 & 1704.303 (Vernon Supp. 2003).

\_\_\_\_\_  
APPLICANT

The State of Texas)  
County of Wharton)

Before me, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared \_\_\_\_\_, who, after being by me duly sworn, on oath deposes and says:

My name is \_\_\_\_\_. I am capable of making this affidavit and am competent to testify to matters stated herein; I am personally acquainted with the facts stated in this application and know such facts to be true and correct. I further swear all facts and information are true and correct.

\_\_\_\_\_  
APPLICANT

Given under my Hand and Seal of Office, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary public in and for the State of Texas

SEAL

EXHIBIT "A"

BAIL BOND I.D. APPLICATION  
WHARTON COUNTY

DATE: \_\_\_\_\_

EMPLOYER: \_\_\_\_\_

NAME: \_\_\_\_\_ RACE: \_\_\_\_\_ SEX: \_\_\_\_\_

Last, First, Middle, Maiden

TELEPHONE:

Home \_\_\_\_\_ Work \_\_\_\_\_

By what other names have you been known (nicknames, alias \* refer to next question)

Have you legally changed your name? \_\_\_\_\_ If yes, date: \_\_\_\_\_

Place: \_\_\_\_\_ Court: \_\_\_\_\_

Date of Birth: \_\_\_\_\_ Age: \_\_\_\_\_ Social Security Number: \_\_\_\_\_

Place of Birth: City \_\_\_\_\_ County \_\_\_\_\_ State \_\_\_\_\_

Height: \_\_\_\_\_ Weight: \_\_\_\_\_

Current Drivers License: \_\_\_\_\_ State \_\_\_\_\_ Expiration date: \_\_\_\_\_

Naturalized: No \_\_\_ Yes \_\_\_ If Yes,

Where \_\_\_\_\_

Are You: Single \_\_\_ Married \_\_\_ Divorced \_\_\_

Full Name of Spouse: \_\_\_\_\_

Last, First, Middle, Maiden

Date of Birth: \_\_\_\_\_ Age: \_\_\_\_\_ Social Security Number: \_\_\_\_\_

Current Drivers License: \_\_\_\_\_ State \_\_\_\_\_ Expiration date: \_\_\_\_\_

List all the address where you have lived during the past five (5) years:

From-To Street Address City, State

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*EXHIBIT "B"*

Non-Exempt real estate owned by me:

Property - Legal Description:

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Net worth: \_\_\_\_\_

Outstanding Liens: Yes \_\_\_\_\_ No \_\_\_\_\_

Total Outstanding Liens: \_\_\_\_\_

Lien Holder: \_\_\_\_\_

Non-Exempt real estate owned by me:

Property - Legal Description:

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Net worth: \_\_\_\_\_

Outstanding Liens: Yes \_\_\_\_\_ No \_\_\_\_\_

Total Outstanding Liens: \_\_\_\_\_

Lien Holder: \_\_\_\_\_

Non-Exempt real estate owned by me:

Property - Legal Description:

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Net worth: \_\_\_\_\_

Outstanding Liens: Yes \_\_\_\_\_ No \_\_\_\_\_

Total Outstanding Liens: \_\_\_\_\_

Lien Holder: \_\_\_\_\_

Non-Exempt real estate owned by me:

Property - Legal Description:

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Net worth: \_\_\_\_\_

Outstanding Liens: Yes \_\_\_\_\_ No \_\_\_\_\_

Total Outstanding Liens: \_\_\_\_\_

Lien Holder: \_\_\_\_\_

I, \_\_\_\_\_, agree that I will keep all taxes paid on each of the properties listed below, while they remain in trust to the Wharton County Bail Bond Board;

I will not further encumber the property after it is in trust to the Wharton County Bail Bond Board, without notifying and obtaining permission of the board,

I will insure and keep current the insurance on any improvements on the property against damage or destruction while the property remains in trust, for the full amount of improvements.

\_\_\_\_\_  
APPLICANT'S SIGNATURE

**DEED OF TRUST**

THE STATE OF TEXAS

KNOWN ALL MEN BY THESE PRESENTS

COUNTY OF WHARTON

THAT, \_\_\_\_\_ and spouse, \_\_\_\_\_,  
of Wharton County, Texas, hereinafter called Grantor(s) (whether one or more), for and in consideration of the sum of ONE AND NO/00 DOLLARS (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, and for the further consideration, the receipt of which is hereby acknowledged, and for the further consideration of the benefits conferred on Grantor(s) pursuant to Article 2372p-3, V.A.C.S., as amended, have GRANTED, SOLD and CONVEYED by these presents do GRANT, SELL, AND CONVEY unto Phillip Spenrath, Chairperson of the Wharton County Bail Bond Board, Trustee, of Wharton County, Texas and his successors or substitutes as hereinafter defined, hereinafter referred to as "Trustee", all of the following described property situated in Wharton County, Texas, to-wit:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

TO HAVE AND TO HOLD the above-described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the Trustee, her successors and assigns forever, Grantor(s) do hereby bind themselves, their successors and assigns to WARRANT AND FOREVER DEFEND all and singular the said premises unto said Trustees, his successors and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof.

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

**This conveyance however, is made TRUST and given pursuant to the terms and provisions of Article 2372p-3, 6(f)(2), V.A.C.S., 1973, as amended, said Trust being made on the condition that the herein described property may be sold by the Trustee herein named, or her duly appointed successors or substitutes as hereinafter provided, to satisfy any final judgment forfeiture(s) that may be made in bonds on which \_\_\_\_\_ is surety, as such final judgment is defined by the Texas Code of Criminal Procedure, 1965, as amended. Said final judgment(s) may be payable to either the State of Texas or the County of Wharton, and the amount secured hereby shall be either the State of Texas or the County of Wharton, and the amount secured hereby shall be the total amount of such judgment or judgments, together with all expenses, costs and interest as allowed by applicable law. This trust is for the benefit of the Wharton County Bail Bond Board, hereinafter referred to as "Beneficiary", as provided in Article 2372p-3, 6(f), (g) and (h), V.A.C.S., 1973 as amended.**

**Grantor(s) covenant and agree to pay when due all taxes and assessments now existing or hereafter levied or assessed upon said property, to preserve and maintain the lien hereby created as a first and prior lien on said property including any improvements hereafter made a part of the realty, to commit or permit no waste of the said property, and to keep all improvements situated thereon insured against damage or destruction in the full amount of the current appraised value thereof. Grantor(s) further covenant and agree to provide the Wharton County Bail Board Administration with copies of tax receipts no later than January 31 of each year, evidencing the full payment of all real estate taxes assessed against the property. Grantor(s) further covenant to provide a certificate of insurance for fire and extended coverage on the property, naming the Wharton County Bail Bond Board as loss payee, together with a receipt showing the annual premium has been fully paid one year in advance.**

**Grantor(s) have agreed to execute this Deed of Trust as security for the payment of any and all bail bonds issued by the licensee named hereinabove as security. Default in the terms of this Deed of Trust shall be deemed to occur if said licensee fails to satisfy a final judgment of forfeiture in full within thirty (30) days following the entry thereof or if said licensee fails to comply with any other covenant contained herein upon the occurrence of this default, Beneficiary may request the Trustee herein named to enforce the trust, or Beneficiary may for any reason appoint in writing a substitute or successor trustee, succeeding to all rights and responsibilities of Trustee named herein.**

The original, substitute or successor Trustee shall have the following duties and responsibilities: (1) to give or cause to be given, notice of the foreclosure, as required by the Texas Property Code; (2) to sell at public sale in accordance with the provisions of the Texas Property Code, all or part of the property described herein to the highest bidder for cash; (3) to execute a general warranty deed binding Grantor(s) herein and to deliver the same to the successful purchaser; and (4) to deliver the proceeds of such sale to the Wharton County Bail Bond Board, such proceeds to be applied first to the payment of any final judgments for bond forfeitures then due and owing plus all reasonable expenses for which licensee may be liable under applicable law.

In the event of foreclosure of this lien by judicial or non-judicial sale, Grantor(s) agree to surrender immediate possession to the purchaser. If Grantor(s) fail to do so, Grantor(s) shall become tenants at sufferance of the purchaser, subject to an action for forcible detainer.

This Deed of Trust shall bind, inure to the benefit of, and be exercised by successors in interest of all parties.

Grantor(s) warrant that the herein described property constitutes no part of either the business or residential homestead of any of the undersigned, each of whom own other real property in the State of Texas sufficient to satisfy a homestead claim.

EXECUTED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_

THE STATE OF TEXAS  
COUNTY OF WHARTON

This instrument was acknowledged before me on this the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_ and spouse \_\_\_\_\_.

\_\_\_\_\_  
Notary Public State of Texas

AFTER RECORDING RETURN TO:  
Wharton County Bail Bond Board  
Attention: Wharton County Judge  
100 S. Fulton, Suite 101  
Wharton, Texas 77488

*EXHIBIT "D"*

I, \_\_\_\_\_, am the spouse of the named applicant, and I agree to transfer to the Wharton County Bail Bond Board, in trust, any right, title or interest I have in the property listed in *Exhibit "B"* as attached to named applicant's application for a license to act as a bail bondsman in Wharton County.

\_\_\_\_\_  
SPOUSE'S SIGNATURE

The State of Texas)  
County of Wharton)

Before me, a Notary Public, on this day personally appeared \_\_\_\_\_  
Known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he or she executed the same for the purposes and consideration therein expressed.

\_\_\_\_\_  
SPOUSE'S SIGNATURE

Given under my Hand and Seal of Office, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SEAL



*EXHIBIT "E"*

ASSIGNMENT OF SECURITY FOR BAIL BOND LICENSE

TO: WHARTON COUNTY TREASURER                      LICENSEE NAME \_\_\_\_\_

D/B/A \_\_\_\_\_ LIC# \_\_\_\_\_

I, \_\_\_\_\_ (Purchaser/Assignor), hereby assign the below described Certificate of Deposit to the Treasurer of Wharton County, Texas;

CERTIFICATE OF DEPOSIT NO.: \_\_\_\_\_

PAYABLE TO:    WHARTON COUNTY TREASURER

AMOUNT: \_\_\_\_\_

DATE: \_\_\_\_\_

ISSUING FINANCIAL INSTITUTION: \_\_\_\_\_

In order to obtain a Bail Bond License in Wharton County, Texas and for the purpose of providing security for Bail Bonds written in Wharton County, Texas, which may accrue or be authorized under the law, the ASSIGNOR specified above, for and on behalf of the Bail Bond License in the name of the Owner specified, assigns and sets over irrevocably to the Wharton County Treasurer any and all right, title, claim and interest of whatever nature of ASSIGNOR in and to the SECURITY described above. The Wharton County Treasurer has no interest or entitlement to any interest or dividends arising from this agreement. All the interest or dividends should be made payable to purchaser/assignor. SECURITY for the purpose of this instrument means the principal not the interest or dividends.

ASSIGNOR agrees that this assignment carries with it the right to any insurance on the SECURITY that may now or in the future exist and includes and gives to the Wharton County Treasurer the exclusive right to negotiate, redeem, collect and withdraw at any time any part or the full amount of the SECURITY to be applied as a payment to the final judgment of any forfeitures of bail bonds written in Wharton County, Texas. (The right of the Wharton County Treasurer to apply the SECURITY shall not be affected by a subsequent change in the trade name or business location of the person or entity on whose behalf this assignment is executed.) The Assignor further agrees that the Wharton County Treasurer may, in its own discretion and at any time, transfer all or any part of the security into its own name without notice to the Obligor to satisfy any unpaid final judgment(s), or portion thereof, of any forfeiture of bail bonds written in Wharton County, Texas. The Wharton County Treasurer is hereby appointed as attorney-in-fact for the Assignor with full power and authority to execute any endorsements necessary to complete such a transfer and negotiation.

ASSIGNOR understands and agrees that by this assignment, all right, title and claim to interest in, use of and control over the disposition of the SECURITY is relinquished and that such SECURITY is to be held by the financial institution identified for the sole use and subject to the exclusive control of the Wharton County Treasurer. This SECURITY may be released only by the Wharton County Treasurer's written direction.

This is notification by the ASSIGNOR to the financial institution of the terms of this assignment.

\_\_\_\_\_  
Purchaser/Assignor

\_\_\_\_\_  
Date

The FINANCIAL INSTITUTION acknowledges the assignment of this SECURITY to the Wharton County Treasurer. We acknowledge the Wharton County Treasurer has no interest or entitlement to any interest or dividends arising from this agreement and that SECURITY means principal not the interest or dividends. We certify that we have recorded the assignment and have retained a copy. We certify that we do not have, nor do we have knowledge of anyone else having any lien, encumbrance, right, hold, claim to or obligation of the SECURITY. We accept the SECURITY with knowledge that it has been irrevocably posted for and on behalf of the Bail Bond License identified above and we agree to act as the sole agent for the purpose of holding this security for the Wharton County Treasurer's exclusive use. We agree not to release, make payment, or otherwise divert or dispose of the SECURITY except in accordance with the written instructions of the Wharton County Treasurer. It is understood that notice to or consent of the ASSIGNOR to disposition of the SECURITY by the Wharton County Treasurer shall not be required. We further agree not to exercise any set of rights we may have with respect to this SECURITY, or to otherwise impede, hinder, delay, prevent, obstruct or interfere with the Wharton County Treasurer's right to negotiate, redeem, collect and withdraw this SECURITY promptly.

\_\_\_\_\_  
Name of Bank

\_\_\_\_\_  
Physical Address of Bank

ATTEST:

\_\_\_\_\_  
City, State, and Zip Code

\_\_\_\_\_  
Phone Number with Area Code

\_\_\_\_\_  
Purchaser/Assignor

\_\_\_\_\_  
Signature of Bank Officer

\_\_\_\_\_  
Title

The Wharton County Treasurer acknowledges receipt of the assignment of the SECURITY for the Bail Bond License identified above. The FINANCIAL INSTITUTION is authorized and directed to pay any earnings on the SECURITY to the ASSIGNOR until otherwise notified by mail by the Wharton County Treasurer.

WHARTON COUNTY TREASURER

By: \_\_\_\_\_

Date \_\_\_\_\_

*EXHIBIT "F"*

**CERTIFICATE OF NO OUTSTANDING  
FINAL JUDGMENTS**

This is to certify that I, the Applicant or agent designated by the corporation, have no outstanding, unpaid final judgments in any of the counties of the State of Texas.

\_\_\_\_\_  
Affiant's Signature

The State of Texas    §  
County of Wharton   §

\_\_\_\_\_, being duly sworn, deposes and says: The foregoing certification of no outstanding final judgments, is true and correct and is within my personal knowledge.

Subscribed and sworn to, before me, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SEAL

*EXHIBIT "G"*

**APPLICANT'S STATEMENT OF APPRENTICESHIP AND  
CONTINUING LEGAL EDUCATION**

1. In the two (2) years preceding this application, I have had at least one year of continuous work experience in the bail bond business.

Dates of continuous work experience:

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B. Name of company where experience was obtained:

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C. Name of supervisor where experience was obtained:

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2. I have completed at least eight (8) hours of continuing legal education in criminal law courses or bail bond law courses that are approved by the State Bar of Texas and are offered by an institution of higher education accredited by the state.

Name of the course(s) of continuing legal education taken and number of hours per course:

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Where the course(s) of continuing legal education were taken:

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C. Dates the course(s) were taken:

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3. If you are eligible for an exemption, please state and describe below [Tex. Occ. Code Ann. § 1704.109 (c)(2) (Vernon Supp. 2003).]:

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\_\_\_\_\_  
Affiant's Signature

The State of Texas §  
County of Wharton §

\_\_\_\_\_, being duly sworn, deposes and says: The foregoing statement, marked *Exhibit "E"* is a full and complete statement of my apprenticeship and continuing legal education. This statement is true and correct and is within my personal knowledge.

Subscribed and sworn to, before me, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Notary Public in and for the State of Texas

SEAL

(Exhibit H)

**LETTER OF REFERENCE**

Date: \_\_\_\_\_

To the Wharton County Bail Bond Board Members:

I \_\_\_\_\_ have known \_\_\_\_\_  
(reference) (applicant)

for at least three years. During this time, I have known \_\_\_\_\_  
(applicant)

as having a reputation of honesty, truthfulness, fair dealing, and competency.

I \_\_\_\_\_ recommend that the application for a bail  
(reference)

bond license be approved for \_\_\_\_\_.  
(applicant)

**STATEMENT OF FACT**

I, \_\_\_\_\_ attest that I am not a relative, nor will I have  
(reference)  
any interest in the applicant's bail bond business.

\_\_\_\_\_  
Reference's printed name

\_\_\_\_\_  
Reference's printed address

\_\_\_\_\_  
City, State, Zip Code

\_\_\_\_\_  
Reference's phone number, with area code

\_\_\_\_\_  
Reference's signature

Sworn and Subscribed to before me this the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 20\_\_\_\_,  
by, \_\_\_\_\_ reference.

Witness my hand and seal of office this the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public in and for the State of Texas  
My Commission Expires: \_\_\_\_\_

**LETTER OF REFERENCE**

Date: \_\_\_\_\_

To the Wharton County Bail Bond Board Members:

I \_\_\_\_\_ have known \_\_\_\_\_  
(reference) (applicant)

for at least three years. During this time, I have known \_\_\_\_\_  
(applicant)

as having a reputation of honesty, truthfulness, fair dealing, and competency.

I \_\_\_\_\_ recommend that the application for a bail  
(reference)  
bond license be approved for \_\_\_\_\_.  
(applicant)

**STATEMENT OF FACT**

I, \_\_\_\_\_ attest that I am not a relative, nor will I have  
(reference)  
any interest in the applicant's bail bond business.

\_\_\_\_\_  
Reference's printed name

\_\_\_\_\_  
Reference's printed address

\_\_\_\_\_  
City, State, Zip Code

\_\_\_\_\_  
Reference's phone number, with area code

\_\_\_\_\_  
Reference's signature

Sworn and Subscribed to before me this the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 20\_\_\_\_,  
by, \_\_\_\_\_ reference.

Witness my hand and seal of office this the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public in and for the State of Texas  
My Commission Expires: \_\_\_\_\_

**LETTER OF REFERENCE**

Date: \_\_\_\_\_

To the Wharton County Bail Bond Board Members:

I \_\_\_\_\_ have known \_\_\_\_\_  
(reference) (applicant)

for at least three years. During this time, I have known \_\_\_\_\_  
(applicant)

as having a reputation of honesty, truthfulness, fair dealing, and competency.

I \_\_\_\_\_ recommend that the application for a bail  
(reference)

bond license be approved for \_\_\_\_\_.  
(applicant)

**STATEMENT OF FACT**

I, \_\_\_\_\_ attest that I am not a relative, nor will I have  
(reference)  
any interest in the applicant's bail bond business.

\_\_\_\_\_  
Reference's printed name

\_\_\_\_\_  
Reference's printed address

\_\_\_\_\_  
City State Zip

\_\_\_\_\_  
Reference's phone number, with area code

\_\_\_\_\_  
Reference's signature

Sworn and Subscribed to before me this the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 20\_\_\_\_,  
by, \_\_\_\_\_ reference.

Witness my hand and seal of office this the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public in and for the State of Texas  
My Commission Expires: \_\_\_\_\_



*EXHIBIT "I"*

The State of Texas)  
County of Wharton)

\_\_\_\_\_, being duly sworn, deposes and says: The attached statement, marked *Exhibit "I "* is a full and complete financial statement of \_\_\_\_\_, and the same is true and correct to his or her personal knowledge.

\_\_\_\_\_  
APPLICANT'S SIGNATURE

Subscribed and sworn to, before me, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Notary Public in and for the State of Texas  
My Commission Expires: \_\_\_\_\_

SEAL