



COMMISSIONER SID MILLER

Texas Department of Agriculture
Grain Warehouse
Schedule C

RGW-303

Irrevocable Assignment of Certificate Of Deposit

ASSIGNMENT BY OWNER. The Owner of Certificate of Deposit No. _____ (hereinafter, CD), with a principal amount of _____ U. S. Dollars (\$ _____), is currently licensed by the Texas Department of Agriculture (hereinafter, department) as a public grain warehouse operator or has applied to the department for such a license. In lieu of the bond required by Chapter 14 of the Texas Agriculture Code, Owner (hereinafter, Assignor) hereby irrevocably assigns said CD and all principal therefrom to the department for the term of Assignor’s license and any succeeding terms arising from the extension or annual renewal of said license, except that the Assignor is entitled to interest earned on the CD and may, after written notice to the department collect such interest if such collection does not require cancellation or amendment of the CD or otherwise impair the department’s assigned interest in the CD or its principal. If Assignor faithfully performs all of the duties of a licensed public grain warehouse operator, and complies with all the provisions of Chapter 14 of the Texas Agriculture Code, then this obligation shall be void, otherwise to be in full force and effect. Upon determination by the department that Assignor has not performed as required, then the department shall be entitled to payment of any portion or all of the CD’s principal upon demand without further notice to or consent of Assignor. Assignor hereby agrees to not cancel or otherwise act on the CD without the department’s written approval and that Assignor is liable for any fees or penalties associated with any payment of the CD’s principal to the department.

ACKNOWLEDGEMENTS AND CERTIFICATIONS OF ISSUER. Issuer hereby certifies that the CD identified above is automatically renewable, that the present balance of the CD as stated above is correct, that the signature of Assignor below is comparable to signatures on file with Issuer; and that Issuer has no knowledge of any other lien, encumbrance, right, hold, claim to, or obligation on the assigned CD.

Issuer acknowledges the assignment of the CD by the Assignor, that Issuer waives all rights it has, or may hereafter have, in the CD including the right of offset, and that Issuer has recorded this assignment and has retained a copy of this assignment for Issuer’s records.

Issuer agrees to act as the sole agent for the purpose of holding the assigned CD for the department’s exclusive use, until otherwise approved by the department in writing, and to not to release, pay, cancel, or otherwise act on the CD except after written approval by the department, except that any interest earned on the assigned CD accrues to the Assignor during the time of assignment and such interest may be paid to the Assignor in accordance with the terms of the above assignment. Issuer further agrees to pay to the department upon demand any portion or all of the CD’s principal without further notice to or consent of the Assignor.

Name of warehouse to be operated by Owner: _____

Location: _____

This document becomes public record and is subject to disclosure. With few exceptions, you have the right to request and be informed about the information that the State of Texas collects about you. You are entitled to receive and review the information upon request. You also have the right to ask the state agency to correct any information that is determined to be incorrect. (Reference: Government Code, Sections 552.021, 552.023, and 559.004.)

Legal Business Name _____

This assignment becomes effective on the date it is signed by Assignor. The provisions of Chapter 14, relating to bonding, are hereby made applicable to this instrument and the parties hereto and are incorporated herein by reference. The name of the Owner of the CD must be the same as the name of the warehouse operator for whom the CD is assigned in lieu of bond. This assignment shall not be affected by any subsequent change in the trade name or business location of the person or entity on whose behalf this assignment is executed.

ASSIGNOR OF CERTIFICATE OF DEPOSIT

ISSUER OF CERTIFICATE OF DEPOSIT

Assignor/Warehouse Operator (unless sole proprietor)

Name of Financial Institution

Signature of Assignor/Assignor’s Authorized Agent

Signature of Authorized Agent

Printed Name of Assignor/Authorized Agent and Title

Printed Name of Authorized Agent and Title

Assignor’s Mailing Address

Issuer’s Mailing Address

Date

Date

Certificates of Acknowledgement

The State of _____, County of _____, Before me, the undersigned Notary Public, on this the ____ day of _____, 20____, A.D., personally appeared _____, known to me to be the person who is subscribed to the foregoing instrument as **Assignor**, and acknowledged to me that he/she signed and executed the same for the purposes and consideration therein expressed.

Notary Public in and for the State of _____

Printed Name: _____

Expiration Date: _____

NOTARY SEAL

The State of _____, County of _____, Before me, the undersigned Notary Public, on this the ____ day of _____, 20____, A.D., personally appeared _____, known to me to be the person who is subscribed to the foregoing instrument as **Issuer’s Authorized Agent**, and acknowledged to me that he/she signed and executed the same for the purposes and consideration therein expressed.

Notary Public in and for the State of _____

Printed Name: _____

Expiration Date: _____

NOTARY SEAL