

Under the terms of the Deposit Agreement dated _____ (the “Agreement”) a copy of which is attached hereto, you, as the depositor, agreed to provide satisfactory disposition of the items referenced in the Agreement by the performance date stated therein. As of this date, according to our records, that obligation has not been met.

It is our obligation to inform you that Section 1317 of the Abandoned Property Law of New York states that deposits such as this, held by a title insurer, or an agent of an insurer, are deemed abandoned property if unclaimed as of December 31st in any year for three years after the date of deposit, unless there has been written communication from the depositor or other person entitled to the deposit within said three year period. In the absence of written communication it is our obligation to report the deposit as abandoned property and remit same to the Comptroller of the state of New York.

Therefore, if you claim ownership of this deposit and do not want it reported as abandoned and remitted to the Comptroller, you must sign the enclosed copy of this letter and send it to the undersigned, on or before March 10, _____. Alternatively, you may send a separate written statement identifying the deposit and stating your claim thereto, by the aforementioned date.

Please be advised that we will not release funds to the depositor or any claimant in the absence of compliance with the terms of the Agreement and nothing herein is to be construed as a waiver of any of our rights under the Agreement or otherwise. Further, the Abandoned Property Law allows us to deduct the cost of certified mail incurred in this notification.

Sincerely,

I claim the funds deposited pursuant to the above referenced agreement.
