**CLTA Guarantee Form No. 1: Litigation Guarantee Application**

**APPLICATION FOR THE ISSUANCE OF A LITIGATION GUARANTEE**

Applicant, for the purpose of proposed or active litigation, is in the process of investigating certain matters affecting title to an estate or interest in the Land as described below. As a component of that investigation, Applicant hereby requests the Company to furnish Applicant with a Litigation Guarantee, which is to be prepared and issued by the Company in accordance with the specifications herein.

1. Amount of Liability: $\_\_\_\_\_\_\_\_\_\_\_\_.

**Note:** The requested Amount of Liability should be commensurate with the value of the subject of the litigation.

2. Name of Assured: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Note:** The Assured can either be a party, or parties, to the litigation, or their attorney.

3. The estate or interest in the Land that is the subject of this guarantee is:

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

**Note:** Specify fee, leasehold, easement, or some combination thereof.

4. The Land is located in \_\_\_\_\_\_\_\_\_\_\_\_(City), \_\_\_\_\_\_\_\_\_\_\_County, \_\_\_\_\_\_\_\_\_\_\_\_\_\_ (State), and is described as follows (to be identified by address, or tax identification number, or legal description):\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

5. Purpose of the litigation: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Note:** Be as specific as possible, and include, as appropriate: names of adverse parties, along with identification of adjacent lands they own, if applicable; recording information or other identifier of document/interest that is the subject of the litigation (e.g. mechanics’ lien, abstract of judgment, deed, deed of trust, easement, etc.); any other pertinent information.

6. The Assurances of this guarantee will be based upon documents recorded in the Public Records between the following designated Start Date and the Date of Guarantee:

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

**Note:** The Start Date must be designated as either a specific date or a certain identifiable event.

7. BY THE EXECUTION AND SUBMISSION OF THIS APPLICATION TO THE COMPANY, APPLICANT ACKNOWLEDGESAND SUBMITS:

a. The Company has no obligation to consider matters outside the scope of what is described in the Application, and the Company has no liability except as expressly provided in this guarantee.

b. This guarantee is not valid, and the Company has no liability thereunder, unless a complete and executed version of this Application is attached to the guarantee.

APPLICANT CERTIFIES THAT THEY HAVE READ AND UNDERSTAND ALL OF THE TERMS, LIMITATIONS AND CONDITIONSOF THIS APPLICATION.

Executed this \_\_\_\_day of\_\_\_ 20\_\_ .

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

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

Signature of Applicant

*[Drafting Instruction: This application should be signed by either the Assured or by the attorney representing the Assured.]*