

**FIRST EQUITY TITLE AGENCY, INC.**

**GENERAL RULES-Effective 7/1/22**

**A. DEFINITION OF ESCROW**

Escrow means any transaction wherein any property, money, written instrument or evidence of title or possession to real or personal property or other thing of value is delivered with or without transfer of legal or equitable title, or both, and irrespective of whether a debtor/creditor relationship is created, to a person not otherwise having any right, title or interest therein in connection with the sale, transfer, encumbrance or lease of real or personal property, to be delivered or redelivered by a person upon the contingent happening or non-happening of a specified event or performance or non-performance prescribed act, when it is then to be delivered by such, person, grantee, grantor, promisee, promisor, obligee, obligor, bailee, bailor, or a designated agent or employee or any of them. Escrow includes subdivision trusts. (A.R.S. 6-801, as amended.)

**B. FAIR VALUE**

The fair value shall be construed as the full value of the property, including the encumbrances. Where a sale is not involved, the fair value shall be determined from all available information, i.e., unpaid principal balances of the Mortgages and/or contracts to which the property is subject.

**C. COMPUTATION OF BASIC RATE**

See Chart for Basic Rate.

**D. ADDITIONAL CHARGES**

The charges set forth herein are additional charges. Any additional charges will be made when unusual conditions are encountered in the escrow or when special risks are assumed, or when special services are provided. Those additional charges not specifically scheduled require the consent in writing in advance of each person or entity obligated to pay all or any part thereof.

**E. SEPARATE SALES OR EXCHANGES (DIFFERENT OWNERS)**

Basic Charge applicable (Section A101) on each separate sale, seller or exchanger involved.

The applicable charge applies on the amount of each individual sale or exchange even though there may be one common purchaser, and the sales or exchanges are handled concurrently, and one or more separate escrows is involved.

**F. RATES AND CHARAGES IN EFFECT PRIOR TO FILING**

All rates contained herein become effective when approved by the Director of the Department of Financial Institutions or by operation of law.

**G. UNDIVIDED INTEREST, TRANSFER OF (WHEN SOLD SEPARATELY FROM REMAINING INTEREST)**

Basic Charge applicable (Section E101) based upon the interest covered and/or the purchase price of the fair value thereof, whichever is the higher.

**FIRST EQUITY TITLE AGENCY, INC.**

**CHAPTER 1**

**ESCROW**

**A101. SALES – Basic Charge**

The minimum charge of 100% of the Basic Escrow Rate shall be based upon the fair value of the property in the escrow. If additional charges are applicable, all such additional charges shall be added to the Basic Escrow Rate applicable. **Minimum rate of \$480.00.**

**A102. LOAN – Basic Charge**

- A. In a loan transaction where the real property concerned is residential in nature and is situated in Arizona
- B. Bulk Loan Escrows shall be quoted based on volume of business and escrow procedures utilized to process said escrows. In no event less than \$300.00.
- C. In loan transactions, which do not involve the refinance of existing loan, refer to Section A310. In loan transactions, which do involve the refinance of an existing loan on a property, see Section A305 for fee.

**A103. CASH PURCHASE, NO PAYOFF – Basic Charge Revised 7-1-22**

**The basic rate applies plus \$100.00.** Included are 2 outgoing wires and courier/delivery. Additional services, if any, will be charged at the filed rate for the service. **No other discounts shall be applied to this rate.**

**A104. CASH PURCHASE WITH 1 OR MORE PAYOFF - Basic Charge Revised 7-1-22**

**The basic rate plus \$160.00.** Included are 3 outgoing wires, courier/delivery service and Reconveyance Tracking service on up to 2 loans. Additional services, if any, will be charged at the filed rate for the service. **No other discounts shall be applied to this rate.**

**A105. NEW LOAN PURCHASE with or without Payoffs – Basic Charge Revised 7-1-22**

**The basic rate plus \$320.00.** Included are up to 4 outgoing wires, courier/delivery service, all e-document fees, reconveyance tracking on up to 2 loans and loan processing. **No other discounts shall be applied to this rate.**

**CHAPTER II**

**SPECIAL RATES AND CREDITS**

**A201. SUBDIVIDERS, BUILDERS AND COMMERCIAL DEVELOPERS 1/1/19**

This rate is available to a builder, contractor, developer or sub-divider customarily engaged in such business for the units to be developed and the amount of the adjustment to the charge is dependent upon the number of units. Minimum charge is \$500.00.

- A. A sub-divider, builder or developer customarily engaged in such residential business shall be charged, for purchase and sale transactions and in combination with related loan transactions, a rate dependent upon the number of units or lots developed and/or proposed to be developed. The rate structure for such sub-divider/builder/developer is based upon the Basic Rate as set forth in Schedule I and calculated as follows:

Number of Units	Charge
1-15 Units	70% of Basic Escrow Rate
15-30 Units	60% of Basic Escrow Rate
31-70 Units	50% of Basic Escrow Rate
71-200 Units	40% of Basic Escrow Rate
201-300 Units	30% of Basic Escrow Rate
301 or more Units	20% of Basic Escrow Rate

minimum charge being \$250.00

- B. A residential sub-divider, builder or developer customarily engaged in such business other than which is described in Subsection A above, shall be charged at the rate of 75% of the Basic Escrow Rate in all other transactions.
- C. An additional rate shall be charged for construction loan escrows where the lender required and Equity Title Agency, Inc. agrees to provide additional services, such as obtaining lien waivers and architectural approval, equal to a minimum of one-half (1/2) of one percent (1%) of the amount of the loan and based on written quotation agreed to in writing by the customer in advance of performing such escrow services.

**A202. BROKERS AND INVESTORS RATE – Residential**

This Basic Charge of 70% of the applicable rate is available to any licensed real estate broker or salesman, mortgage broker, or any other individual, group of individuals, or entities customarily involved in real estate investments, acting as a principal and not in an agency capacity.

FORMULA: 70% of Basic Escrow Rate = Charge

**A203: COMMERCIAL/INDUSTRIAL: SUB-DIVIDER, DEVELOPER, INVESTOR TRANSACTIONS 1/1/19**

SUMMARY ACCOUNT:

- A. A sub-divider, builder, developer or investor customarily engaged in such Commercial/Industrial business shall be charged at the rate of 70% of the applicable rate Rate as set forth herein, but in no event shall the fee be less than \$500.00.
- B. When this type of escrow transaction is conducted in combination with a loan transaction, the escrow rate shall be the applicable rate as determined above plus the sum of Seventy-Five Dollars (\$75.00).

FORMULA: 70% of Basic Escrow Rate = Charge

**A204: EMPLOYEE RATES**

SUMMARY ACCOUNT:

Employees of any title insurer or title insurance agency (including employees who have retired under normal retirement procedures, including retirement on account of illness and early retirement based on the employer's policies as to retirement), shall be charged an escrow rate equal to seventy-five percent (75%) of the applicable basic escrow rate for escrow services performed in connection with the financing, refinancing, and sale or purchase of their primary single or two family, owner-occupied residence, and confined to those escrow fees and charges which the employee would be expected to pay by established custom or contractual obligation as one of the parties to the transaction. **Employees of First Equity Title Agency, Inc. shall receive complimentary escrow service in connection with the purchase, sale and loan escrow transactions for their primary owner-occupied residence.**

FORMULA: 75% of Basic Escrow Rate = Charge

**A205 AFFILIATED BUSINESS/RELOCATION RATE**

This rate applies to relocation and other transactions referred by affiliated companies wherein Equity is required to meet performance and reporting requirements. The Escrow Fee on these transactions shall be increased by \$95.00 split \$65 to the Seller and \$30 to the Buyer.

For those transactions referred by an affiliated referral or relocation company that do not require performance and reporting standards, a rate of 80% of the basic rate applies.

**A206. GOVERNMENTAL BODIES AND AGENCIES**

SUMMARY ACCOUNT:

Federal, state and local governments and their respective agencies or Municipal Corporations dealing with the sale or acquisition of real properties, shall be charged an Escrow Rate which is negotiated between the parties or which is submitted in the form of a bid in the event bids for escrow services are required by virtue of the nature of the transaction. In no event shall the escrow rate quoted to governmental bodies and agencies be less than 50% nor greater than 150% of the otherwise applicable rate.

**A207. BULK PROPERTY/AUCTION RATE**

This rate applies to multiple properties packaged for sale at auction by one or more lenders, brokers or owners. This rate will include applicable fees for normal escrow services, document filing/recording and document delivery. This fee may be split between the parties as directed by agreement. Additional fees will be charged consistent with other areas of the Company's rate filing for additional services or work as authorized by the customer(s). The Bulk Property/Auction Rate Escrow Fee shall be \$900.00 per property/escrow.

**A208. PRESALE ESCROW RATE 8/14/20**

This rate applies to escrows opened on single family residences during the listing period. When a Pre-sale Agreement authorizing the optional issuance of a Title Commitment is signed by the Seller or listing agent, or said agreement is implied or referred to in correspondence between agent(s) and Equity employee(s), the Basic Escrow rate before add-ons for payoffs or new loans shall be 50% of the applicable Basic Rate based upon the sale price at closing. No other discounts may apply and the discounted rate shall apply to both the Buyer and Seller side. This rate is available in Yavapai County and Maricopa County on residential properties.

<b>Liability up to</b>	<b>Escrow Rates</b>	<b>Liability up to</b>	<b>Escrow Rates</b>	<b>Liability up to</b>	<b>Escrow Rates</b>
100,000	480.00	400,000	750.00	700,000	960.00
105,000	490.00	405,000	757.00	705,000	967.00
110,000	490.00	410,000	757.00	710,000	967.00
115,000	500.00	415,000	764.00	715,000	974.00
120,000	500.00	420,000	764.00	720,000	974.00
125,000	510.00	425,000	771.00	725,000	981.00
130,000	510.00	430,000	771.00	730,000	981.00
135,000	520.00	435,000	778.00	735,000	988.00
140,000	520.00	440,000	778.00	740,000	988.00
145,000	530.00	445,000	785.00	745,000	995.00
150,000	530.00	450,000	785.00	750,000	995.00
155,000	540.00	455,000	792.00	755,000	1,002.00
160,000	540.00	460,000	792.00	760,000	1,002.00
165,000	500.00	465,000	799.00	765,000	1,009.00
170,000	500.00	470,000	799.00	770,000	1,009.00
175,000	560.00	475,000	806.00	775,000	1,016.00
180,000	560.00	480,000	806.00	780,000	1,016.00
185,000	570.00	485,000	813.00	785,000	1,023.00
190,000	570.00	490,000	813.00	790,000	1,023.00
195,000	580.00	495,000	820.00	795,000	1,030.00
200,000	580.00	500,000	820.00	800,000	1,030.00
205,000	590.00	505,000	827.00	805,000	1,037.00
210,000	590.00	510,000	827.00	810,000	1,037.00
215,000	600.00	515,000	834.00	815,000	1,044.00
220,000	600.00	520,000	834.00	820,000	1,044.00
225,000	610.00	525,000	841.00	825,000	1,051.00
230,000	610.00	530,000	841.00	830,000	1,051.00
235,000	620.00	535,000	848.00	835,000	1,058.00
240,000	620.00	540,000	848.00	840,000	1,058.00
245,000	630.00	545,000	855.00	845,000	1,065.00
250,000	630.00	550,000	855.00	850,000	1,065.00
255,000	640.00	555,000	862.00	855,000	1,072.00
260,000	640.00	560,000	862.00	860,000	1,072.00
265,000	650.00	565,000	869.00	865,000	1,079.00
270,000	650.00	570,000	869.00	870,000	1,079.00
275,000	660.00	575,000	876.00	875,000	1,086.00
280,000	660.00	580,000	876.00	880,000	1,086.00
285,000	670.00	585,000	883.00	885,000	1,093.00

290,000	670.00	590,000	883.00	890,000	1,093.00
295,000	680.00	595,000	890.00	895,000	1,100.00
300,000	680.00	600,000	890.00	900,000	1100..00
305,000	687.00	605,000	897.00	905,000	1,107.00
310,000	687.00	610,000	897.00	910,000	1,107.00
315,000	694.00	615,000	904.00	915,000	1,114.00
320,000	694.00	620,000	904.00	920,000	1,114.00
325,000	701.00	625,000	911.00	925,000	1,121.00
330,000	701.00	630,000	911.00	930,000	1,121.00
335,000	708.00	635,000	918.00	935,000	1,128.00
340,000	708.00	640,000	918.00	940,000	1,128.00
345,000	715.00	645,000	925.00	945,000	1,135.00
350,000	715.00	650,000	925.00	950,000	1,135.00
355,000	722.00	655,000	932.00	955,000	1,142.00
360,000	722.00	660,000	932.00	960,000	1,142.00
365,000	729.00	665,000	939.00	965,000	1,149.00
370,000	729.00	670,000	939.00	970,000	1,149.00
375,000	736.00	675,000	946.00	975,000	1,156.00
380,000	736.00	680,000	946.00	980,000	1,156.00
385,000	743.00	685,000	953.00	985,000	1,163.00
390,000	743.00	690,000	953.00	990,000	1,163.00
395,000	750.00	695,000	960.00	995,000	1,170.00
				1,000,000	1,170.00

Over \$1,000,000, add \$4 per \$10,000

**CHAPTER III**

**MISCELLANEOUS SERVICES**

**A301. INTEREST BEARING ACCOUNTS – Basic Charge**

In connection with an escrow, all funds in escrow may be placed in an interest bearing account upon the written request of all parties to the escrow. The funds will be placed in an account with the banking/savings institution chosen by said parties for a charge per account of \$50. The charge is for opening, servicing and closing out the account.

FORMULA:     \$50 = Charge

**A302. FUNDS MAINTENANCE/DORMANCY FEE**

When funds remain in an escrow subsequent to the closing thereof, and said funds are unclaimed for a period of 90 days or more, there shall be a charge of \$100.00, up to the amount held, for maintenance of said funds. Notice will be made in writing to the owner of the funds at the last address available in our file at least 30 days prior to the date the funds are applied for this purpose

FORMULA:     \$100 = Charge

**A303. PROCESSING SERVICE CHARGES – REVISED 7-1-22**

When services requiring additional work are provided, a processing fee will be charged. The following fees have been established for those services as follows:

Additional Document Delivery Fee	\$30.00 per additional delivery
Additional Reconveyance Tracking	\$75.00 per additional loan
Additional Wire Transfer Processing Fee-Outgoing only*	\$30 per additional wire
Affidavit of Affixture filing	\$200
Short Sale Processing Escrow Fee**	\$750
Reverse Mortgage Processing Fee	\$150

\*(The Company reserves the right to waive wire fee(s), at Company's sole discretion, if approval or authorization of such fee could cause a delay in the closing or require additional funds to be deposited. In such event the Escrow Officer will note the Branch Manager's approval of waiver in writing in the file.

\*\* (To be added to Seller's side of Escrow Fees)

**A304. ABBREVIATED ESCROWS**

- A. An abbreviated escrow may be provided if a transaction involved the following escrow duties for a charge of \$250.00:
  - 1. Receipt and disbursement of funds and/or
  - 2. Acceptance and Recordation of documents
  
- B. A \$200 charge will be assessed for taking signatures. If this task is combined with the duties as shown directly above, the combined charge will be \$450.00.
  
- C. A \$50 charge for ordering payoffs. If combined with those services shown above in paragraph "A" and "B", the combined charge will be \$500.00.

FORMULA:

- A. \$ 250 = Charge
- B. \$ 200 = Charge or  $A + B = \text{Charge}$
- C. \$ 50 = Charge or  $A + B + C = \text{Charge}$



**A305. REFINANCE/REVAMP RATE (see #A310 when no loan payoff occurs) Revised**

When the purpose of the transaction is replacing or revamping a loan, the minimum charge shall be \$400. One Reconveyance tracking, document delivery, 2 wires out and one e-doc fee are included.

FORMULA:	Up to \$199,999	\$400.00
	\$200,000 to \$350,000	\$500.00
	\$350,001 to \$499,999	\$600.00
	\$500,000 to \$999,999	\$700.00
	\$1,000,000 and up	\$800.00

If procurement of Subordination Agreement is required, the base escrow fee will be \$550.00 and \$150.00 will be added to each subsequent price level stated above.

**A306. VOLUME LENDER BUNDLED REFINANCE RATE:**

When a Lender anticipates opening 20 or more transactions per year, the applicable rate will be a bundled rate of \$350.00 This fee will include all recordings other than Deed(s) of Trust(s), e-mailed loan documents, reconveyance tracking, document delivery and wires for payoffs.

**A307. NEGOTIATED RATE FOR SPECIALIZED SERVICES**

**SUMMARY ACCOUNT:**

The Company reserves the right to negotiate fees when circumstances warrant. Any Negotiated Rate will be agreed to in writing. Signed by an Officer of the Company and a copy of said agreement maintained in the escrow file.

**Calculation:**

Negotiated Rate = Minimum of \$350.00 to no more than 1.5 times the applicable escrow rate.

**A308. 1<sup>st</sup> RESPONDER/MILITARY VETERANS DISCOUNT**

This rate shall apply to the fees paid by any current 1<sup>st</sup> Responder or any current or honorably discharged member of the United States Armed Forces. Current ID or Honorable Discharge documentation must be presented to qualify.

1<sup>st</sup> Responder or Military Veteran discount =70% of the applicable rate.

**A309. ADDITIONAL MISCELLANEOUS ESCROW SERVICES AND EXPENSES**

**SUMMARY ACCOUNT:**

Because of the wide variation of services performed, it is impractical to establish rates for each type of transaction that may require escrow services. For transaction categories and services not included in this rate filing, Equity Title Agency, Inc., will, upon request, establish and provide a quotation of proposed rates based on an evaluation of the work and level of responsibility involved and the amount of money or value of property to be held in escrow.

This type of escrow service includes, but is not limited to, such services as (1) the receipt of funds and written instructions from the primary holder of the escrow and from a lender whose loan is to be insured, (2) the disbursement of such funds for the elimination of matters affecting title, and (3) accommodation signing, but only to the extent authorized under such instructions. The above list, although not exhaustive, is illustrative of such factors needed in establishing the service to be provided and the charges therein. The maximum escrow fee for Sub-escrow services shall not exceed seventy-five percent (75%) of the Basic Escrow rate as determined by the amount involved in the Sub-escrow transaction

### A310 NON-TRANSFER NEW LOAN

This rate shall apply to owners of **unencumbered** properties when obtaining new financing where no transfer of title is involved. The basic escrow charge shall be a flat fee of \$450.00. This rate includes e-doc fee, 2 wires out and delivery/courier fees.

## CHAPTER IV

### OTHER ESCROW SERVICE OR ACCOUNT FEES

The following charges are the rates applicable for accounting and other services rendered in connection with an escrow pursuant to the instructions of the parties thereto.

1.	Return Item (checks received not paid, each)	\$ 25.00	
2.	Check replacement fee (lost check)	\$ 25.00	
3.	Additional Work Charges (per hour or any part of an hour)	\$ 75.00	
4.	Additional escrow check fee over 5 per transaction per customer (fee per check)	\$ 5.00	
5.	Holdback Fee up to \$2,500	\$200.00	
	\$2,501 to \$20,000	\$300.00	
	\$20,001 to \$50,000	\$400.00	
	\$50,001 and up	\$500.00	
6.	Non-escrow/Title only Reconveyance Tracking Fee	\$ 35.00	
7.	Inspection Fee	\$250.00	Rev 7-1-22
8.	Commercial Recording Fee-Per Side each to Buyer and Seller	\$100.00	
9.	1031 Tax Deferred Exchange Document Fee	\$100.00	
10.	Stale Dated Check Fee	\$ 25.00	
11.	Escheat Account Administration Fee (for all deposits into Escheat Account)	\$ 50.00	
12.	Escheat Account Recovery Fee (for all disbursements from Escheat Account)	\$ 50.00	
13.	FIRPTA Filing Fee (No Withholding Certificate-8288B) to Seller	\$150.00	
14.	FIRPTA Filing fee (Withholding Certificate-8288B filing/retained funds) to Seller	\$350.00	
15.	Alternative Waste Water System filing	\$ 25.00	
16.	Well Ownership filing	\$ 25.00	
17.	Courtesy Signing Fee – signing services only for subsidiary company when Document provided by subsidiary company.	\$150.00	