

## TIME SHARE OWNERSHIP

### FORMAT FOR PREPARATION OF PUBLIC OFFERING STATEMENT:

1. DEVELOPER

Give name, address and phone number of the Developer.

2. MANAGING AGENT

Give the name and address of the managing agent and describe the nature of responsibilities, duties and authority. Also, give the name and address of responsible managing employees, if any.

3. TIME SHARE PROJECT

State whether the time share project is a time share ownership program or a time share use programs and describe the rights and responsibilities of purchaser and developer under the program. State when and how the property has been committed to time sharing. If it is a pre-existing time share program or unit.

4. DESCRIPTION OF TIME-SHARE UNITS, BUILDING, LOCATION, ETC.

Describe the time share units, the building and its location. Give the total number of units and the unit that may become subject to time-share intervals and the number of weeks or days that may become subject to the time-share. If the building is under construction, give the schedule of completion of all units and amenities and date of availability.

5. FINANCIAL OBLIGATION AND LIABILITY

State if there is any current budget and projected budget for the time-share intervals for one (1) year after the date of the first transfer to the purchase. The budget shall include without limitation:

- a. State that there is or there are no reserve budget for repair and replacement;
- b. State that there is or there are no common expenses;
- c. Statement of any services not reflected in the budget that the developer is providing;
- d. State the total financial obligation of the purchaser, which shall include the initial price and any additional charge to which the purchaser may be subject to. Also, show the method of calculating the fee.

6. TITLE DEFECT OR ENCUMBRANCE

List any liens, title defects or other encumbrances affecting the title of the units or project.

7. RESTRAINTS ON TRANSFER OF PURCHASER'S INTEREST

State any restraints on the transfer of the purchaser's interest in the time share units or project.

8. DEVELOPER'S FINANCING OFFER

Describe any financing offered by the developer.

9. MUTUAL RECESSION PROVISION

State that there is a three (3) days period of mutual recession. After receipt of the Public offering the purchaser may cancel the contract for purchase of a time-share from the developer.

**TIME SHARE OWNERSHIP**

**10. PENDING OR ANTICIPATED SUITS**

List any pending or anticipated suits that are material to the time share units or project of which the developer has or should have knowledge.

**11. INSURANCE COVERAGE**

Describe the type of insurance coverage or statement that there is no insurance.

**12. ESTIMATE OF DUES, MAINTENANCE FEE, REAL PROPERTY TAXES, ETC.**

Give an estimation of dues, maintenance fee, real property taxes and similar periodic expense and method or formula by which they are derived and apportioned.

**13. SPECIAL ESCROW ACCOUNT**

State where special ESCROW agreement and summarize ESCROW company, bank or trust company.

**14. ESCROW AGREEMENT**

Give the date of ESCROW agreement and summarize ESCROW agreement.

**15. DEVELOPER IS ALSO ACQUISITION AGENT OR SALES AGENT OR MANAGING AGENT**

If the developer is also the acquisition agent, sale agent or managing agent, disclose the nature of the association.

**16. COMPLIANCE WITH ZONING REQUIREMENTS**

State that the use is permitted and has been confirmed by Zoning Administration, Department of Land Management.

**17. SERVICE OF PROCESS**

Give the name and address of the person in the Territory of Guam to receive service of process.

\_\_\_\_\_  
*(Signature)*

\_\_\_\_\_  
*(Date)*

\_\_\_\_\_  
*(Title)*

**TIME SHARE PROGRAM  
OUTLINE**

**CHAPTER I:**

1. Objective.
2. Definition.

**CHAPTER II:**

1. Filing of public offering statement.
2. Filing required; developer, acquisition agent, sales agent and managing agent.
3. Responsible managing statement to be given to prospective purchasers.
4. Issuance of registration number.
5. Filing names of employees and independent contractors.
6. Open.
7. Open.

**CHAPTER III: *Managing Agent***

1. Managing agent or RME designated for time share unit or time share program located in the Territory.
2. Open.
3. Open.

**CHAPTER IV: *Notification of Change of Public Offering Statement***

1. Material change in public offering statement.
2. Open.
3. Open.

**CHAPTER V: *Cancellation of Contract***

1. Mutual right to cancel Contract.
2. Purchaser's right to void Contract.
3. Open.
4. Open.

**CHAPTER VI: *Mixed-Use Project***

1. Mixed-Use program containing existing time share unit or project.
2. Open.

**TIME SHARE PROGRAM  
OUTLINE**

**CHAPTER VII: *Special Account and special ESCROW Account***

1. Sales agent and special ESCROW account.
2. Managing agent and special account.
3. Developer and special ESCROW account.
4. Integrated special ESCROW account.
5. Account opens for inspection.
6. Open.

**CHAPTER VIII: *Advertisement and Promotional Material***

1. Filing of advertisement and promotional material.

**CHAPTER IX: *Bond***

1. Beneficiary of bond.
2. Cancellation of bond.

**CHAPTER X: *Prohibited Practices***

1. Practices prohibited.

**CHAPTER XI: *Suspension or Revocation of Registration***

1. Cause for suspension or revocation.

**CHAPTER XII: *Pre-Existing Time Share Unit***

1. Open.
2. Open.
3. Open.

**DEPARTMENT OF LAND MANAGEMENT  
GOVERNMENT OF GUAM**

**TIME SHARE PROJECT (NEW)  
APPLICATION FOR REGISTRATION BY DEVELOPER  
(ORIGINAL FILING)**

REGISTRATION NO.: \_\_\_\_\_  
DATE ACCEPTED: \_\_\_\_\_  
DATE REVISED: \_\_\_\_\_  
\_\_\_\_\_  
(DATE)

**1. TIME SHARE PROPERTY OR PROJECT:**

- A. NAME: \_\_\_\_\_
- B. LOCATION: \_\_\_\_\_  
(LOT) (DISTRICT) (MUNICIPALITY)
- C. ADDRESS: \_\_\_\_\_
- D. IS IT A MULTIPLE LOCATION TIME SHARE PROJECT: { } YES { } NO  
IF YES, GIVE LOT NO.: \_\_\_\_\_ AND MUNICIPALITY: \_\_\_\_\_

**2. APPLICANT IS: { } INDIVIDUAL { } CORPORATION { } JOINT VENTURE { } PARTNERSHIP**

\_\_\_\_\_  
(NAME) (ADDRESS) (PHONE)

NAME OF OFFICERS/PARTNERS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

REGISTERED WITH REVENUE AND TAX, REGULATORY DIVISION BUSINESS LICENSE BRANCH AS:  
{ } JOINT VENTURE { } PARTNERSHIP

DATE OF REGISTRATION: \_\_\_\_\_

**3. RESPONSIBLE MANAGEMENT EMPLOYEE (RME):**

\_\_\_\_\_  
(NAME) (ADDRESS) (PHONE)

**NOTE: DESCRIBE DUTIES, FUNCTIONS, ETC., OF RME ON A SEPARATE SHEET.**

- 4. APPLICANT IS ALSO: { } EXCHANGE AGENT { } SALES AGENT  
{ } MANAGING AGENT { } ACQUISITION AGENT  
{ } ATTACH STATEMENT SHOWING HOW APPLICANT IS  
AFFILIATED TO ITEMS MARKED.**

**NOTE: IF DEVELOPER IS ALSO MANAGING AGENT, THE DEVELOPER SHALL COMPLETE  
REGISTRATION TS-3.**

**TIME SHARE PROJECT (NEW)  
APPLICATION FOR REGISTRATION BY DEVELOPER  
(ORIGINAL FILING)**

**5. IF THE APPLICANT IS NOT A SALES AGENT OR A MANAGING AGENT, COMPLETE THE FOLLOWING:**

ACQUISITION AGENT: \_\_\_\_\_  
SALES AGENT: \_\_\_\_\_  
MANAGING AGENT: \_\_\_\_\_

**6. APPLICANT'S ATTORNEY:**

\_\_\_\_\_  
(NAME) (ADDRESS) (PHONE)

**7. NATURE OF TIME SHARE PROGRAM: { } RIGHT TO LEASE { } OWNERSHIP**

A. NO. OF UNITS: \_\_\_\_\_ PER BUILDING.  
NO. OF TIME SHARE INTEREST IN EACH UNIT: \_\_\_\_\_  
NO. OF WEEK(S) \_\_\_\_\_ IN A TIME SHARE INTEREST.

**B. GEOGRAPHICAL LOCATION:**

{ } HOTEL - LOT NO. \_\_\_\_\_ MUNICIPALITY: \_\_\_\_\_  
{ } CONDOMINIUM - LOT NO. \_\_\_\_\_ MUNICIPALITY: \_\_\_\_\_  
{ } APARTMENT - LOT NO. \_\_\_\_\_ MUNICIPALITY: \_\_\_\_\_  
{ } SINGLE FAMILY RESIDENT - LOT NO. \_\_\_\_\_ MUNICIPALITY: \_\_\_\_\_

**8. THE DEVELOPER'S INTEREST IN THE TIME SHARE PROGRAM \_\_\_\_\_ (IS) OR \_\_\_\_\_ (IS NOT)  
AN OPTION TO PURCHASE. (106-4B)**

**9. TITLE TO TIME SHARE ON (STATE BRIEFLY):**

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

(ATTACH SEPARATE SHEET IF NECESSARY.)

ATTACHMENT: { } TITLE INSURANCE { } ABSTRACT OR CERTIFICATE OF TITLE  
{ } PRELIMINARY TITLE REPORT FOR EACH PROPERTY

**10. REQUIREMENT UNDER SECTION 1363:**

{ } ESTABLISHED ESCROW ACCOUNT FOR DEPOSIT OF PURCHASER'S FUNDS AT:

NAME: \_\_\_\_\_  
ACCOUNT NO.: \_\_\_\_\_  
DATE ESTABLISHED: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
\_\_\_\_\_

{ } ATTACHED COPY OF ESCROW AGREEMENT (106-34)

**TIME SHARE PROGRAM  
OUTLINE**

11. **ATTACHED** { } BLANKET SURETY BOND { } CASH BOND

THE BOND IS IN THE AMOUNT OF \_\_\_\_\_

12. { } **ATTACHED COPY OF SALE CONTRACT MARK "SPECIMEN"**

13. **FINANCIAL STATEMENT:** { } CERTIFIED BY DEVELOPER ATTACHED  
{ } CERTIFIED BY CPA ATTACHED

I CERTIFY THAT THE ABOVE INFORMATION AND STATEMENTS ARE TRUE AND CORRECT.

\_\_\_\_\_  
*(SIGNATURE OF DEVELOPER)*

\_\_\_\_\_  
*(TITLE OR CAPACITY)*

**"Territory of Guam.**

On this \_\_\_\_\_ date of \_\_\_\_\_, \_\_\_\_\_, before me, the undersigned notary, personally appeared, \_\_\_\_\_, the person(s) whose name(s) (is) (and) signed on the preceding or attached document, and acknowledge to me that (he) (she) (they) signed it voluntarily for its stated purpose (.)

(as partner for \_\_\_\_\_, a partnership.)

(as \_\_\_\_\_ for \_\_\_\_\_, a corporation.)

(as attorney in fact for \_\_\_\_\_, the principal.)

(as \_\_\_\_\_ for \_\_\_\_\_, (a) (the) \_\_\_\_\_.)

(by mark before \_\_\_\_\_ and \_\_\_\_\_, subscribing witnesses.)

\_\_\_\_\_  
**(official signature and seal of notary)"**

**TIME SHARE PROGRAM  
OUTLINE**

**TIME SHARE PROGRAM  
OUTLINE**

## INSTRUCTIONS

1. This form is not to be used to file a pre-existing time share program.
2. Bond must be filed with this form. Bond form will be provided by the Department of Land Management.
3. If applicant is a corporation, there must be a responsible management employee (RME).
4. A document evidence must be filed to show that the property is committed to time sharing.
5. Form TS-2 must be filed when units are subsequently added.
6. This application will not be accepted by the Director of Land Management unless every statement in the application has been completed and all required documents have been attached. If any item is not applicable, so indicate.
7. This application will be acted upon by the Director of Land Management within \_\_\_\_\_ days upon receipt of an complete filing.
8. Special ESCROW Agreement shall be spelled out.
9. Financial statement must be notarized.

(Form TS-2) - Instruction

**OFFICIAL USE ONLY**

REGISTRATION NO.: \_\_\_\_\_

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

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

DEPARTMENT OF LAND MANAGEMENT  
GOVERNMENT OF GUAM

**TIME SHARE PROGRAM  
APPLICATION FOR REGISTRATION BY DEVELOPER**

(SUBSEQUENT FILING)

(DATE): \_\_\_\_\_

**1. TIME SHARE PROPERTY OR PROJECT:**

A. NAME: \_\_\_\_\_ REG. No.: \_\_\_\_\_



**5. IF THE APPLICANT IS NOT A SALES AGENT OR A MANAGING AGENT, COMPLETE THE FOLLOWING:**

ACQUISITION AGENT: \_\_\_\_\_

SALES AGENT: \_\_\_\_\_

MANAGING AGENT: \_\_\_\_\_

**6. APPLICANT'S ATTORNEY:**

\_\_\_\_\_  
(NAME) (ADDRESS) (PHONE)

**7. NATURE OF TIME SHARE PROGRAM:** { } RIGHT TO LEASE { } OWNERSHIP

A. NO. OF UNITS: \_\_\_\_\_

NO. OF TIME SHARE INTEREST IN EACH UNIT: \_\_\_\_\_

NO. OF WEEK(S) \_\_\_\_\_ IN A TIME SHARE INTEREST.

B. GEOGRAPHICAL LOCATION:

{ } HOTEL - LOT NO. \_\_\_\_\_ MUNICIPALITY: \_\_\_\_\_

{ } CONDOMINIUM - LOT NO. \_\_\_\_\_ MUNICIPALITY: \_\_\_\_\_

{ } APARTMENT - LOT NO. \_\_\_\_\_ MUNICIPALITY: \_\_\_\_\_

{ } SINGLE FAMILY RESIDENT - LOT NO. \_\_\_\_\_ MUNICIPALITY: \_\_\_\_\_

**8. THE DEVELOPER'S INTEREST IN THE TIME SHARE PROGRAM \_\_\_\_\_ (IS) OR \_\_\_\_\_ (IS NOT) AN OPTION TO PURCHASE. (P106-4B)**

**9. TITLE TO TIME SHARE ON (STATE BRIEFLY):**

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

(ATTACH SEPARATE SHEET IF NECESSARY.)

ATTACHMENT: { } TITLE INSURANCE { } ABSTRACT OR CERTIFICATE OF TITLE  
{ } PRELIMINARY TITLE REPORT FOR EACH PROPERTY

**10. REQUIREMENT UNDER SECTION 1363:**

{ } ESTABLISHED ESCROW ACCOUNT FOR DEPOSIT OF PURCHASER'S FUNDS AT:

NAME: \_\_\_\_\_

ACCOUNT NO.: \_\_\_\_\_

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

ADDRESS: \_\_\_\_\_

\_\_\_\_\_

{ } ATTACHED COPY OF ESCROW AGREEMENT (106-34)

{ } COPY OF ESCROW AGREEMENT IS NOT ATTACHED SINCE THERE IS NO CHANGE FROM ONE PREVIOUSLY FILED.

I CERTIFY THAT THE ABOVE INFORMATION AND STATEMENTS ARE TRUE AND CORRECT.

\_\_\_\_\_  
*(SIGNATURE OF DEVELOPER)*

\_\_\_\_\_  
*(TITLE OR CAPACITY)*

**"Territory of Guam.**

**On this \_\_\_\_\_ date of \_\_\_\_\_, \_\_\_\_\_, before me, the undersigned notary, personally appeared, \_\_\_\_\_, the person(s) whose name(s) (is) (and) signed on the preceding or attached document, and acknowledge to me that (he) (she) (they) signed it**

voluntarily for its stated purpose (.)

(as partner for \_\_\_\_\_, a partnership.)

(as \_\_\_\_\_ for \_\_\_\_\_, a corporation.)

(as attorney in fact for \_\_\_\_\_, the principal.)

(as \_\_\_\_\_ for \_\_\_\_\_, (a) (the) \_\_\_\_\_.)

(by mark before \_\_\_\_\_ and \_\_\_\_\_, subscribing witnesses.)

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(Official Signature and Seal of Notary)"

(Form TS-2A) - Page 3

## INSTRUCTIONS

1. This form is to be filed when the developer proposes to add time share units to previous filing.
2. A bond need not be filed with this application.
3. If applicant is a corporation there must be a responsible management employee (RME) - (R106-5).
4. A documentary evidence must be filed to show that property is committed to time sharing.
5. This application will not be received by the Director unless every statement in the application has been completed and all required documents have been attached. If any item is not applicable, so indicate.

6. This application will be acted upon by the Director within 45 days upon receipt of a complete filing.
  
7. The same registration number will be issued to ***SUBSEQUENT FILING***

(Form TS-2A) - Instruction

OFFICIAL USE ONLY  
REGISTRATION NO.: \_\_\_\_\_  
DATE RECEIVED: \_\_\_\_\_  
DATE ACCEPTED: \_\_\_\_\_

DEPARTMENT OF LAND MANAGEMENT  
GOVERNMENT OF GUAM

**TIME SHARE PROGRAM**

**APPLICATION FOR REGISTRATION BY  
ACQUISITION AGENT, SALES AGENT, MANAGING AGENT**

(ORIGINAL FILING)

1. **NAME OF APPLICANT:** \_\_\_\_\_

2. **LOCATION:** \_\_\_\_\_ **LOT NO.:** \_\_\_\_\_

**MUNICIPALITY:** \_\_\_\_\_ **TELEPHONE:** \_\_\_\_\_

3. **MAILING ADDRESS:** \_\_\_\_\_

4. **APPLICANT IS:** { } ACQUISITION AGENT

{ } SALES AGENT

{ } MANAGING AGENT

5. **APPLICANT IS:** { } INDIVIDUAL { } CORPORATION { } JOINT VENTURE { } PARTNERSHIP

\_\_\_\_\_  
(NAME) (ADDRESS) (PHONE)

NAME OF OFFICERS/PARTNERS:	TITLE	ADDRESS
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

6. **REGISTERED WITH REVENUE AND TAX, REGULATORY DIVISION BUSINESS LICENSE  
BRANCH AS:**

{ } CORPORATION { } JOINT VENTURE { } PARTNERSHIP

DATE OF REGISTRATION: \_\_\_\_\_

7. **RESPONSIBLE MANAGEMENT EMPLOYEE(S):**

NAME	ADDRESS	PHONE
_____	_____	_____
_____	_____	_____
_____	_____	_____

NOTE: DESCRIBE DUTIES, FUNCTIONS, ETC., OF RME ON A SEPARATE SHEET. IF THERE ARE MORE THAN ONE RME AND THEIR DUTIES, FUNCTIONS, ETC., ARE DIFFERENT, DESCRIBE EACH ON A SEPARATE SHEET.



NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
ACCOUNT NO.: \_\_\_\_\_  
DATE ESTABLISH: \_\_\_\_\_

{ } ATTACHED A NOTARIZED STATEMENT OF DUTIES, RESPONSIBILITIES AND OBLIGATIONS OF THE PROGRAM MANAGER AND MANAGING AGENT.

(Form TS-3) - Page 2

12. **ATTACHED:** { } BLANKET SURETY BOND { } CASH BOND

THE BOND IS IN THE AMOUNT OF \$ \_\_\_\_\_.

{ } BOND IS FILED BY: \_\_\_\_\_  
(NAME OF DEVELOPER)

13. **PERSON TO RECEIVE SERVICE OF PROCESS:**

\_\_\_\_\_  
(NAME) (ADDRESS)

I CERTIFY THAT THE ABOVE INFORMATION AND STATEMENTS ARE TRUE AND CORRECT.

\_\_\_\_\_  
(SIGNATURE OF DEVELOPER)

\_\_\_\_\_  
(TITLE OR CAPACITY)

"Territory of Guam.

On this \_\_\_\_\_ date of \_\_\_\_\_, \_\_\_\_\_, before me, the undersigned notary, personally appeared, \_\_\_\_\_, the person(s) whose name(s) (is) (and) signed on the preceding or attached document, and acknowledge to me that (he) (she) (they) signed it voluntarily for its stated purpose (.)

(as partner for \_\_\_\_\_, a partnership.)

(as \_\_\_\_\_ for \_\_\_\_\_, a corporation.)

(as attorney in fact for \_\_\_\_\_, the principal.)

(as \_\_\_\_\_ for \_\_\_\_\_, (a) (the) \_\_\_\_\_.)

(by mark before \_\_\_\_\_ and \_\_\_\_\_, subscribing witnesses.)

\_\_\_\_\_  
(Official Signature and Seal of Notary)"

(Form TS-3) - Page 3

### INSTRUCTIONS

1. A developer shall file this form if it is also the Managing Agent, but not if it is also the Acquisition Agent or Sales Agent.
2. This form shall be filed when an Acquisition Agent, Sales Agent or Managing Agent takes on additional time share projects.

3. An applicant is not to file this form unless the developer has first filed the Time Share Program and has been accepted by the Director of Land Management.
4. A bond need not be filed with this application if applicant is covered by a bond previously filed.
5. If applicant is a corporation, there must be a Responsible Managing Employee (RME).
6. This applicant will not be received by the Director of Land Management unless every statement in the application has been completed and required documents have been attached. If any item is not applicable, so indicate.
7. This is acted upon by the Director of Land Management within 45 days upon receipt of a complete filing.
8. The same registration number will be issued to the original filing.

**BLANKET BOND**  
**TIME SHARE PROJECT**

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, \_\_\_\_\_ { } Acquisition Agent, { } Sales Agent,  
{ } Managing Agent of \_\_\_\_\_, as principal manager of  
\_\_\_\_\_ as Surety are held  
and firmly bound unto the Territory of Guam, for the benefit of purchases who may have cause  
of action against the principal under the provision of Section 1373 (b, c, and d), and rules  
promulgated pursuant thereto in the sum of \$ \_\_\_\_\_ THOUSAND DOLLARS  
\$ \_\_\_\_\_ in lawful money of the United States of America, for the payment of which to  
the purchasers, will and truly be made, we hereby bind ourselves jointly and severally, and our  
heirs, executors, administrators, successors and assigns, firmly by these presents.

THE CONDITIONS OF THIS OBLIGATION ARE AS FOLLOWS:

THAT, WHEREAS, above bounden principal, if an acquisition agent, agrees to pay any  
violation by the acquisition agent or the employees or independent contractors of any solicitation  
advances, or other regulations governing the use of the premises or premises in which the time  
sharing program or project is promoted.

THAT WHEREAS, the above bounden Principal, if a managing agent, agrees to pay  
purchasers who suffer loss or is any of its employees or independent contractor of their duties  
and responsibilities.

NOW, THEREFORE, if the Principal, its employees and independent contractors shall  
faithfully and truly comply with Sections 1373 (b, c, and d), and rules promulgated pursuant  
thereto, then this obligation shall be void, otherwise, this obligation shall be and remain in full  
force and effect. A purchases who has a right of action to recover under this bond is entitled  
to receive a reasonable attorney's fee to be allowed by the court, incurred to procure the  
recovery under this bond; provided, however, that the aggregate liability of the Surety shall in  
no event, exceed the amount of the bond.

AND, the Surety, herein named, may cancel this bond by giving thirty (30) days notice  
in writing to the Director of Land Management and shall thereafter be relieved of any liability  
of any breach of condition occurring after the effective date of cancellation. The Surety,

(Form TS-4)

however, in any event, may be held liable under the bond for the statutory limitation period of \_\_\_\_\_ ( ) years as provided for in section \_\_\_\_\_ of the G.C.G.

IN WITNESS WHEREOF, we, the said Principal and the said Surety, have hereunto set our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_ A.D., 19 \_\_\_\_.

SUBSCRIBED and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_.

\_\_\_\_\_  
(PRINCIPAL)

\_\_\_\_\_  
NOTARY PUBLIC

IN AND FOR THE TERRITORY OF GUAM.  
MY COMMISSION EXPIRES:

\_\_\_\_\_  
(TITLE)

\_\_\_\_\_

\_\_\_\_\_  
(ACQUISITION AGENT, SALES AGENT  
OR  
MANAGING AGENT)

\_\_\_\_\_  
NOTARY PUBLIC

\_\_\_\_\_  
(SURETY)

IN AND FOR THE TERRITORY OF GUAM.  
MY COMMISSION EXPIRES:

BY: \_\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC

IN AND FOR THE TERRITORY OF GUAM.  
MY COMMISSION EXPIRES:

\_\_\_\_\_

DEPARTMENT OF LAND MANAGEMENT

ATTACH A  2" BY 2"  PHOTOGRAPH	APPLICATION FOR  EMPLOYEE OF  ACQUISITION AGENT  OR  SALES AGENT	ACTION  DATE: _____  BY: _____
--	--	--

CHECK ONE:  Acquisition Agent                       Sales Agent

1. NAME OF APPLICANT:

\_\_\_\_\_

2. ADDRESS: (LAST) (FIRST) (MIDDLE) PHONE: \_\_\_\_\_

BUSINESS ADDRESS: \_\_\_\_\_ PHONE: \_\_\_\_\_

NUMBER OF YEARS AT PRESENT ADDRESS: \_\_\_\_\_

PREVIOUS ADDRESS: \_\_\_\_\_

NUMBER OF YEARS AT PREVIOUS ADDRESS: \_\_\_\_\_

3. SOCIAL SECURITY NUMBER: \_\_\_\_\_

4. NAME, ADDRESS AND PHONE OF PROSPECTIVE EMPLOYEE OR AFFILIATED FIRM:

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_ PHONE: \_\_\_\_\_

5. DATE OF EMPLOYMENT OR ASSOCIATION WITH FIRM: \_\_\_\_\_

6. WERE YOU EVER CONVICTED FOR ANY CRIME, FELONY OR MISDEMEANOR (EXCLUDING TRAFFIC VIOLATIONS) IN THIS TERRITORY OR IN ANY OF THE 50 STATES? YES  NO

(IF "YES", WHERE AND BRIEFLY DESCRIBE THE CONVICTION ON A SEPARATE SHEET.)

7. ARE THERE ANY ACTION IN COURT FOR FELONY OR MISDEMEANOR CHARGES PENDING AGAINST YOU? YES  NO

(IF "YES", BRIEFLY DESCRIBE THE CHARGES ON A SEPARATE SHEET AND STATE WHERE.)

8. DO YOU HAVE ANY LICENSE IN THIS TERRITORY OR ANY OF THE 50 STATES, SUSPENDED OR REVOKED AT ANY TIME? YES  NO

(IF "YES", BRIEFLY DESCRIBE IT ON A SEPARATE SHEET AND STATE WHERE.)

9. IS THERE ANY ADMINISTRATIVE ACTION PENDING AGAINST YOU IN THIS TERRITORY OR ANY OF THE 50 STATES? YES  NO

(IF "YES", BRIEFLY DESCRIBE IT ON A SEPARATE SHEET AND STATE WHERE.)

10. WAS THERE ANY APPLICATION FOR LICENSE DENIED YOU IN THIS TERRITORY OR WITHIN THE 50 STATES? YES { } NO { }

(IF "YES", BRIEFLY DESCRIBE IT ON A SEPARATE SHEET AND STATE WHERE.)

I CERTIFY THAT THE ABOVE INFORMATION AND STATEMENTS ARE TRUE AND CORRECT.

\_\_\_\_\_  
(SIGNATURE OF APPLICANT)

\_\_\_\_\_  
(ENDORSEMENT OF EMPLOYER OR AFFILIATED FIRM)

"Territory of Guam.

On this \_\_\_\_\_ date of \_\_\_\_\_, \_\_\_\_\_, before me, the undersigned notary, personally appeared, \_\_\_\_\_, the person(s) whose name(s) (is) (and) signed on the preceding or attached document, and acknowledge to me that (he) (she) (they) signed it voluntarily for its stated purpose (.)

(as partner for \_\_\_\_\_, a partnership.)

(as \_\_\_\_\_ for \_\_\_\_\_, a corporation.)

(as attorney in fact for \_\_\_\_\_, the principal.)

(as \_\_\_\_\_ for \_\_\_\_\_, (a) (the) \_\_\_\_\_.)

(by mark before \_\_\_\_\_ and \_\_\_\_\_, subscribing witnesses.)

\_\_\_\_\_  
(Official Signature and Seal of Notary)"

## INFORMATION

1. The Director shall not approve any employee or independent contractor who is not of good character and who does not possess a reputation for honesty, truthfulness and fair dealings.
2. If the application is denied, the Director shall notify the applicant and the employer or firm whom one is associated within days upon receipt of application. Upon request, a hearing on the denial will be granted.
3. An employee or independent contractor associated with Sales Agents selling time share ownership program need not complete this form since they are required to have an active real estate salesman or brokerage license.
4. An employee or independent contractor shall not solicit, sell or offer to sell, time share units until such time this application has been filed with the Director of Land Management.
5. This application need not be filed by one who has previously filed an application and was on identification card by the Director of Land Management and has in possession an identification card.

# **PUBLIC OFFERING**

# **ON**

---

NAME OF TIME SHARE PROGRAM OR BUILDING

---

LOT NO.

DISTRICT

MUNICIPALITY

**READ THIS  
PUBLIC OFFERING  
STATEMENT  
BEFORE SIGNING  
ANYTHING**

**THE PUBLIC OFFERING STATEMENT IS PREPARED AND ISSUED BY THE DEVELOPER OF THE TIME SHARE PROGRAM. IT IS NOT PREPARED OR ISSUED BY DIRECTOR OF LAND MANAGEMENT, GOVERNMENT OF GUAM.**

**THE TERRITORY OF GUAM HAS NOT PASSED ON THE MERITS OR THE TIME SHARE PROGRAM DESCRIBED HEREIN:**

## INSTRUCTIONS

1. In preparing a Public Offering statement, please follow this format.
2. Do not change the number sequence. Type the numbered heading in caps and underscore as shown. If not applicable, type the language in parentheses, state "***Not Applicable***", and briefly explain why.
3. Prepare and submit face page of Public Offering statement following the format shown in Department Form TS.
4. When additional time share units are added to the time share project, sale of the new units shall not commence until such time a revised Public Offering statement has been filed and accepted by the Director of Land Management. Since the revised Public Offering statement must be given to all prospective purchasers and information in the original offering statement which is applicable should be included and all revised language should be underscored. Form TS and TS shall also be filed when time share units are added.

*NOTE: No additional time share units shall be added to a pre-existing time share project.*

5. DATE OF ACCEPTANCE OF A REVISED OFFERING statement will be recorded by the Department of Land Management on the upper right corner of the face page.
6. File two sets of the Public Offering statement or revised Public Offering statement so that one set may be returned for the developer's file upon acceptance.

**NOTICE OF MUTUAL RIGHT OF  
CANCELLATION OF  
TIME SHARE PROGRAM**

\_\_\_\_\_  
*(DATE CONTRACT SIGNED)*

\_\_\_\_\_  
*(DATE PUBLIC OFFERING STATEMENT RECEIVED)*

You or the Developer may cancel this transaction, subject to forfeiture of not more than \$\_\_\_\_\_ of any payment made within three (3) calendar days after the execution of the contract or after your receipt of the Public Offering statement, whichever occurs later, and you shall be entitled to a refund within fifteen days after the date of the Notice of Cancellation.

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To cancel this transaction, mail or deliver a signed and dated copy of this cancellation notice or any other written notice, or send a telegram to:

\_\_\_\_\_ at \_\_\_\_\_  
*(NAME OF SELLER)* *(ADDRESS OF SELLER)*

no later than midnight of \_\_\_\_\_

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I hereby cancel this transaction.

\_\_\_\_\_  
*(DATE)*

\_\_\_\_\_  
*(PURCHASER'S SIGNATURE)*