

## **FUNDS AVAILABILITY NOTICE**

### **YOUR ABILITY TO WITHDRAW FUNDS AT FIRST STATE BANK & TRUST**

This policy statement applies to all checking, interest checking and to all other "transaction" accounts at the Bank. Transaction accounts, in general, are accounts that permit an unlimited number of payments to third persons and an unlimited number of telephone and preauthorized transfers to other accounts of yours with the Bank. Feel free to ask the Bank whether any of your other accounts might also be under this policy.

The Bank's policy is to make funds from your cash and check deposits available to you on the first business day after the day the Bank receives your deposit. Electronic direct deposits will be available on the day the Bank receives the deposit. Once they are available, you can withdraw the funds in cash and the Bank will use the funds to pay checks that you have written. Please remember that even after the Bank has made funds available to you, and you have withdrawn the funds, you are still responsible for checks you deposit that are returned to the Bank unpaid and for any problems involving your deposit.

For determining the availability of your deposits, every day is a business day except Saturdays, Sundays and federal holidays. If you make a deposit before the Bank's "cut-off time" on a business day that the Bank is open, the Bank will consider that day to be the day of your deposit. The "cut-off time" for any of the Bank's facilities is during their working hours, with the latest "cut-off time" being 7:00 P.M. The "cut-off time" for any of the banks ATMs is 2:00 p.m. If you make a deposit after the Bank's "cut-off time" or on a day the Bank is not open, the Bank will consider that the deposit was made on the next business day the Bank is open.

#### **Longer Delays May Apply**

In some cases, the Bank will not make all of the funds that you deposit by check available to you on the first business day after the day of your deposit. Depending on the type of check that you deposit, funds may not be available until the second business day after the day of your deposit. The first \$200 of your deposits, however, may be available on the first business day.

If the Bank is not going to make all of the funds from your deposit available on the first business day, the Bank will notify you at the time you make your deposit. The Bank will also tell you when the funds will be available. If your deposit is not made directly to one of the Bank's employees, or if the Bank decides to take this action after you have left the premises, the Bank will mail you the notice by the day after the Bank receives your deposit.

If you will need the funds from a deposit right away, you should ask the Bank when the funds will be available.

In addition, funds you deposit by check may be delayed for a longer period under the following circumstances:

- The Bank believes a check you deposit will not be paid.
- You deposit checks totaling more than \$5,000 on any one day.
- You redeposit a check that has been returned unpaid.
- You have overdrawn your account repeatedly in the last six months.
- There is an emergency, such as a failure of communications or computer equipment.

The Bank will notify you if it delays your ability to withdraw funds for any of these reasons, and the Bank will tell you when the funds will be available. They will generally be available no later than the seventh business day after the day of your deposit.

#### **Special Rules for New Accounts**

If you are a new customer, the following special rules apply to the first 30 days your account is open. Funds from electronic direct deposits will be available on the day the Bank receives the deposit. Funds from deposits of cash, wire transfers, and the first \$5,000 of a day's total deposits of cashier's, certified, teller's, traveler's and federal, state and local governmental checks will be available on the first business day after the day of your deposit if the deposit meets certain conditions. For example, the checks must be payable to you (and you may have to use a special deposit slip). The excess over \$5,000 will be available on the seventh business day after the day of your deposit. If your deposit of these checks (other than a U.S. Treasury check) is not made in person to one of the Bank's employees, the first \$5,000 will not be available until the second business day after the day the Bank receives your deposit. Funds from all other check deposits will be available on the seventh business day after the day of your deposit.