

ARRB Draft  
July 18, 1996

Proposed Terms Issues for Zapruder/Archives Agreement<sup>1</sup>

1. The United States does not dispute that LMH Company was the owner of the Zapruder film prior to October 25, 1992. LMH Company does not dispute that the United States has the authority to take the Zapruder film for a public purpose (namely for inclusion in the JFK Assassination Records Collection at the National Archives) provided that just compensation is provided.
2. The National Archives currently houses the original Zapruder film pursuant to an unsigned Storage agreement dated July 10, 1978. This Agreement shall supersede the Storage

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**Parties to the Agreement**

LMH Company

Archivist

Zapruders individually?

Attorney General?

ARRB?

Congress?

Anyone else?

**Documents Referenced**

Storage agreement

Time \$1.00 sale

**Statements of Fact**

Zapruder film as Camera original

Ownership rights

Copyright interests

**Definitions**

Zapruder film (as camera original)

Agreement

agreement or any other agreement among the parties pertaining to the Zapruder film.

3. LMH Agrees that the National Archives will store the Zapruder film until at least December 30, 1999. After December 30, 1999, LMH Company may request the removal of the film from the National Archives only if it presents evidence that it has received a bona fide offer for the purchase of the film, which evidence shall include proof that the purchase amount for the film has been placed in escrow at a [identify type of financial institution]. LMH Company shall present is evidence of a bona fide offer to: (a) the Archivist of the United States, (b) the Speaker of the House of Representatives, and (c) the President of the Senate, a bona fide offer for the purchase of the Zapruder film. Within 30 days after LMH has notified the Archivist, Speaker, and President of the Senate, the shall present to Congress special legislation that would authorize the Archivist to purchase the film, on behalf of the United States, for an amount equal to or greater than the bona fide offer. Should the Archivist fail to propose appropriate legislation, any member of Congress may introduce legislation requiring the Archivist to purchase the Zapruder film on behalf of the United States. Failure of the Archivist to propose legislation shall not be considered a breach of this Agreement.
4. LMH Agrees that, prior to December 30, 1999, it will make, at its own expense, a [high quality bells and whistles digital] copy of the Zapruder film and donate the copy to the JFK Collection at the National Archives. Furthermore, for as long as the National Archives has custody of the Zapruder film, it can make arrangements to have one or more copies made of the Zapruder through any technology available provided that the method of reproduction does not destroy or materially alter the Zapruder film.
5. LMH Agrees that the U.S. Government, through the National Archives, the ARRB, or any other designated Federal agency, may conduct all reasonable and appropriate forensics tests on the Zapruder film until December 30, 1999, on the Zapruder film, provided that such tests do not alter the visual images on the Zapruder film.
6. LMH Company's copyright interest in the Zapruder film is not abridged in any way by this agreement except as specifically provided herein. The Archives may make available to the public copies of the Zapruder film (either in stills or in motion picture format), provided that the images sold contain the copyright symbol and a [such and such explanation].
7. LMH Agrees that at any time prior to December 30, 1999, the U.S. government may purchase the Zapruder film for \$ \_\_\_\_\_ by tendering such amount to LMH Company.

LMH Company

The Archivist of the United States

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

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