

STATE OF )  
 )SS  
COUNTY OF )

AFFIDAVIT BY OWNER  
SUPPLEMENT TO SURVEY

The undersigned is the sole tenant of the land with exclusive control of its use and development, or is an authorized representative of the sole tenant who personally knows the facts that relate to the matters attested to here in. The undersigned, if an authorized representative of the tenant attests that he/she is empowered by the tenant to bind the tenant to the representations and undertakings made herein. The undersigned, in consideration of First American Title Insurance Company issuing its Policy(s) of title insurance insuring an interest in or title to the real estate described herein, and being first duly sworn on oath, deposes states and warrants as follows:

1. The undersigned is the sole tenant of the land with exclusive control of its use and development or a representative of same of the real estate referred to in LaMont Title Corporation Commitment Number 02-0005 or which is described in Exhibit A attached hereto. (the land)
2. The undersigned is not aware nor has been informed by any person that any improvement on the land including boundary walls, and fences encroach onto any easement, building set back line or property which is not part of the land identified herein, except: \_\_\_\_\_  
\_\_\_\_\_
3. The undersigned is not aware nor has been informed by any person that any improvement on neighboring land including boundary walls and fences encroach onto the land which is not part of the land identified herein, except: \_\_\_\_\_  
\_\_\_\_\_
4. The undersigned has provided First American Title Insurance Company and its policy issuing agent a survey of the land which correctly represents all matters certified to by the surveyors.
5. Since the certification date of the survey there have not been
  - a. any improvements made on the land including but not limited to building additions, boundary walls or fences, parking or storage structures or parking lots or vehicular drives, except: \_\_\_\_\_  
\_\_\_\_\_
  - b. any boundary walls or fences constructed on adjoining property near a common property line with the land, except; \_\_\_\_\_  
\_\_\_\_\_
  - c. construction of any improvement on adjoining property, except; \_\_\_\_\_  
\_\_\_\_\_
6. The undersigned understands that First American Title Insurance Company and its policy issuing agent will relay on this affidavit when closing a real estate transaction and when issuing a policy of title insurance insuring title to or a security interest in the land.

**The Undersigned agrees to hold First American Title Insurance Company and its policy issuing agent harmless from any loss or claim arising because of the incorrectness of any representation or attestation made herein.**

\_\_\_\_\_  
Tenant  
By its:

\_\_\_\_\_  
Tenant  
By its:

The foregoing instrument was acknowledged before me this day of \_\_\_\_\_, 20\_\_\_\_\_, by \_\_\_\_\_ and \_\_\_\_\_.  
(Individuals)

The foregoing instrument was acknowledged before me this day of \_\_\_\_\_, 20\_\_\_\_\_, by \_\_\_\_\_ who are the \_\_\_\_\_ respectively of \_\_\_\_\_ on behalf of the \_\_\_\_\_.  
(corporation L.L.C. or partnership)

\_\_\_\_\_  
Notary Public

My Commission Expires:\_\_\_\_\_