

## AFFIDAVIT OF TITLE-LLC

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STATE OF NEW JERSEY  
COUNTY OF

APPLICATION NO.  
SS:

say(s) under oath upon affirmation:

**1. Representations.** The statements in this affidavit are true to the best our knowledge, information and belief.

**2. Powers and Privileges:** We are the members of  
an LLC of the State of . The managing member of the LLC is:

We are citizens of the United States and at least 18 years old. We are fully familiar with the business of the LLC.

**3. Approval by Manager(s).** (Check one only)

Manager and/or Member approval is not required if so stated in the Operating Agreement.

This is a sale of all or substantially all of the assets of the Limited Liability Company. The sale is not made in the regular course of the business of the Limited Liability Company. A copy of the authorization and approval of the Manager(s) and/or Member(s) is attached.

**4. Ownership and Possession.** The LLC is the only owner of the property located at

called "this property". We now mortgage this property to

called "the Lender".

The date of the mortgage is the same as this Affidavit. The mortgage is given to secure a loan of \$

We are in sole possession of this property. There are tenants or other occupants of this property. We have owned this property since . Since then no one has questioned our ownership or right to possession. We have never owned any property which is next to this property.

This action, and making of this Affidavit of Title, has been duly authorized by a proper resolution of the LLC. A copy of the Certificate of Formation, Operating Agreement and any Amendments thereto together with a copy of the Resolution is attached. The LLC is duly authorized to

transact business in the State of New Jersey. It has paid all state taxes due. Its charter, franchise and powers have never been suspended or revoked. It is not restrained from doing business nor has any legal action been taken for that purpose. It has never changed its name or used any other name. The LLC has not classified itself as a corporation for federal income tax purposes.

**5. Improvements.** No additions, alterations or improvements are now being made or have been made to this property since \_\_\_\_\_ . It has always obtained all necessary permits and certificated of occupancy. All charges for municipal improvements such as sewers, sidewalks, curbs or similar improvements benefiting this property have been paid in full. No building, addition, extension or alteration on this property has been made or worked on within the past four months. The LLC is not aware that anyone has filed or intends to file a Notice of Unpaid Balance or a Construction Lien Claim relating to this property. No one has notified us that money is due and owing for construction, alteration or repair work on this property.

**6. Liens or Encumbrances.** It has not allowed any interest (legal rights) to be created which affect its ownership or use this property. No other persons have legal rights in this property, except the rights of utility companies to use this property along the road or for the purpose of serving this property. The LLC does not have any pending lawsuits or judgments against it or other legal obligations which may be enforced against this property. It does not owe any disability, unemployment, social security, municipal or alcoholic beverage tax payments. No bankruptcy or insolvency proceedings have been started by or against us. It has never declared bankruptcy. No one has any security interest in any personal property or fixtures included on this property. All liens (legal claims, such as judgments) listed on the attached judgment or lien search are not against the LLC, but against others with similar names.

**7. Exceptions and Additions.** The following is a complete list of exceptions and additions to the above statements. This includes all liens or mortgages, which are not being paid off as a result of this transaction.

**8. Reliance.** The LLC makes this affidavit in order to induce the Lender to accept its mortgage. It is aware that the Lender and Vested Title Inc. rely on its truthfulness and the statements made in this affidavit.

Signed and Affirmed before me on

BY \_\_\_\_\_

Managing Member

\_\_\_\_\_

Notary public