LIMITED LIABILITY COMPANY AFFIDAVIT

STATE OF NEW YORK)
) SS. :
COUNTY OF _____)

_____, being duly sworn, deposes and says:

1. I am a MEMBER of _____ (the company), owner of the premises known as _____ (the premises).
2. Annexed hereto as Exhibit A is a copy of the Operating Agreement of the Company, dated as of _____ (as amended by the agreements dated _____), which I hereby certify to be a true, complete and correct copy, which Agreement is in full force and effect. There have been no changes in the composition or membership of said Company.
3. Attached hereto as Exhibit B is a copy of the Articles of Organization of the company, the original of which was filed in the Department of State of the State of New York, which Articles have not been amended and are in full force and effect.
4. All actions required to be taken in connection with the _____ under the terms of the Operating Agreement have been taken and all parties necessary to authorize the transaction have so authorized the transaction.
5. There has not been any dispute with any neighbor with respect to the location of any structures on our property lines.
6. That the structures have been in existence in their current condition for at least two years.
7. That there are no actions pending affecting said premises.
8. That no work has been done upon the premises that has or could result in **any emergency repair liens** by the City of New York.
9. There is no other valid Contract of Sale for the within described premises other than the one executed between the Sellers and Buyers herein.
10. That no work has been done upon the premises that may result or has resulted in the filing of a mechanics lien within the permissible period for filing.
11. That all water charges are paid and current, and if not I/we agree to pay same promptly and hold harmless and indemnify the title company for omitting same.
12. That if the amount requested to pay off any existing debts is insufficient, I/we agree to immediately pay any additional funds necessary to satisfy the debt.
13. That there are no judgments, environmental control board judgments, parking violations bureau judgments, and other special municipal judgments, Federal or State liens or warrants against me, and any and/or all of the foregoing appearing in the above captioned report of title are not against your deponent, but against a party of the same or similar name and that I have never resided, worked at or done business at any of the addresses stated in said report.
14. There are presently _____ tenants in said premises. Each of said tenants is in possession under a lease containing a standard subordination clause fully and unconditionally subordinating said lease to all existing and future mortgages. All persons in possession are in possession as tenants only. There are no options to purchase or rights of first refusal either pursuant to written leases or by separate agreement.
15. This Affidavit is made to induce _____ and _____to insure said Transaction.

_____
, Member

Sworn to before me this
____ day of _____,20__

_____
Notary Public