

ATTORNEY'S AFFIDAVIT

STATE OF _____
COUNTY OF _____

On this ____ day of _____, 202__, before me the undersigned authority personally appeared _____ who, first being duly sworn, deposes and says:

1. This affidavit is given as an inducement to BONITA SPRINGS UTILITIES, INC., a Florida Not-For-Profit Corporation, its successors and assigns, (hereinafter referred to as "Utility") to accept the dedication or conveyance of water and sewer utility facilities located within or upon the real property described in the attached Exhibit "A" which is incorporated herein by reference, said land being located in Lee County, Florida.

2. The Affiant has examined record title information to both the real and personal property referenced in this affidavit, including but not limited to, information requested from the Florida Secured Transaction Registry relative to any uniform commercial code financing statements. [Attorney may include list of information relied on].

3. The record owner of the real and personal property described herein is _____ (hereinafter "Owner"). The Owner acquired record title to the subject real property by instrument recorded _____ at Official Records Book _____, Page _____, Public Records of Lee County, Florida.

4. (If applicable) I have examined the _____ information for _____, from the Secretary of State of the State of _____, and the Owner is current and active within the State of _____ and is currently authorized to do business in the State of Florida. _____, as _____ of _____, is authorized to execute instruments on behalf of _____ in connection with conveyance of the subject real and personal property.

5. The real and personal property are free and clear of all encumbrances except as listed in Exhibit "B" attached hereto:

The documents described in items ____ through ____ of Exhibit "B" are attached hereto as composite Exhibit "B".

6. After consideration of Subordination, Consent and Joinder Agreements which may be submitted herewith, the encumbrances referenced in item 5 above do not and will not adversely affect the rights of utility to own, use and enjoy the real and personal property rights conveyed in connection herewith.
7. The information contained in this affidavit is true, correct and current as of _____, and as of the dates of execution of Owner's Utility Facilities Warranty Deed and Bill of Sale, Owner's Affidavit, Grant of Utility Easement and/or dedication of easement, related hereto.
8. Affiant is a licensed attorney, authorized to practice law in the State of Florida.

Attorney

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this __ day of __ month __, _202 __ , by _____ . who is personally known to me or who has produced _____ as identification.

(Affix Seal)

Notary Public
Printed Name: _____

My Commission Expires: _____