

AFFIDAVIT OF TITLE

STATE OF NEW JERSEY:
COUNTY OF MORRIS : SS:

DAVID SCAPICCHIO and **LISA M. LASHWAY** say(s) under oath:

- 1. Officers.** We are officers of the **TOWNSHIP OF MOUNT OLIVE**, a municipal corporation of the State of New Jersey. The municipal corporation will be called the "corporation" and sometimes simply "it" or "its." The Mayor of the Corporation is David Scapicchio who has offices at 204 Flanders-Drakestown Road, Budd Lake, New Jersey 07828. The Clerk is Lisa M. Lashway who has offices at 204 Flanders-Drakestown Road, Budd Lake, New Jersey 07828. We are fully familiar with the business of the corporation. We are citizens of the United States and at least 18 years old.
- 2. Representations.** The statements in this affidavit are true to the best of our knowledge, information and belief.
- 3. Corporation Authority.** The corporation is the only owner of property described as Block 900, Lot 1 and Block 8300, Lots 3 & 4, Township of Mount Olive, New Jersey, called "this property." This property is to be conveyed by the corporation to _____ This action, and the making of this affidavit of title, have been duly authorized by a proper Resolution of the Municipal Council of the corporation. A copy of this Resolution, bearing the seal of the corporation, is attached and made a part of this affidavit. The corporation is legally authorized to transact business in New Jersey. It has paid all state franchise taxes presently due. Its charter, franchise and corporate 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.
- 4. Ownership and Possession.** It has owned the property since April 26, 2002. Since then no one has questioned its ownership or right to possession. The corporation has sole possession of this property. There are no tenants or other occupants of this property. Except for its agreement with the Buyers (if this is a sale), it has not signed any contracts to sell this property. It has not given anyone else any rights concerning the purchase or lease of this property.
- 5. Improvements.** No additions, alterations or improvements are now being made or have been made to this property since four months last past. We have always obtained all necessary permits and certificates 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. We are not aware that anyone has filed or intends to file a mechanic's lien or building contract 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 interests (legal rights) to be created which affects its ownership or use of this property. No other persons have legal rights in this property, except the rights of utility and cable companies to use this property along the road or for the purpose of serving this property. The corporation does not have any pending lawsuits or judgments against us or other legal obligations which may be enforced against this property. It does not owe any disability, unemployment, corporate franchise, social security, municipal or alcoholic beverage tax payments. No bankruptcy or insolvency proceedings have been started by or against it, nor has it ever been declared bankrupt. No one has any security interest in any personal property or fixtures included in this sale. All liens (legal claims, such as judgments) listed on the attached judgment or lien search, if any, are not against the corporation, but against others with similar names.
- 7. Exceptions.** 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 sale.
- 8. Reliance.** The corporation makes this affidavit in order to induce the Buyer(s) to accept its deed or mortgage. It is aware that the Buyer(s) or the Lender will rely on the statements made in this affidavit and on its truthfulness.
9. Deponents affirmatively represent that the conveyance of the above-described property was authorized by resolution of the Township of Mount Olive and complies with N.J.S.A.40A:12-1, et seq.

Signed and sworn to before me on _____,
, 2010.

TOWNSHIP OF MOUNT OLIVE

DAVID SCAPICCHIO, Mayor

JOHN H. DORSEY, ESQ.
An Attorney at Law of New Jersey

LISA M. LASHWAY, Clerk