

AFFIDAVIT REGARDING OUT OF POSSESSION

To be Signed by Adjoining Property Owner(s)

State of New York):
County of): ss.:

Title No.: _____

_____ and _____
being duly sworn, do/does hereby depose and state as follows:

1. I am/We are the owner(s) of premises known as _____ .
Said property is located directly _____ [North, South, East, West] of the premises known
as _____ [Seller's Property]
and owned by _____
[Seller(s)]. My/our _____ [Side, Rear] yard abuts the Seller(s) _____ [Side, Rear] yard.

2. The above named Seller(s) own(s) a _____ [fence, hedge, etc.] which is
set inside his/her/their property, and is located approximately _____ feet
_____ [North, South, East, West] of the _____ [Northerly,
Southerly, Easterly, Westerly] boundary of his/her/their property.

3. I/We have not, in the past, nor do I/we now, nor will I/we in the future, make any claim of
ownership, actually or by adverse possession, to any of the property owned by the above named
Seller(s) and as shown on the survey attached hereto, which I/we have reviewed and made a part
hereof, more particularly being the land that lies between the Seller(s)' _____ [Northerly,
Southerly, Easterly, Westerly] line and said _____ [fence, hedge, etc.] located _____ feet
_____ [North, South, East, West] of Seller(s)' _____ [Northerly, Southerly,
Easterly, Westerly] line.

4. The statements made herein are based upon my/our actual knowledge of the facts and it is
covenanted and agreed that this affidavit shall be binding upon my/our successors, heirs, and/or
assigns.

5. This affidavit is made to induce Eagle Abstract Corp. and its underwriter (the "companies") to
insure title to the above referenced premises knowing that they are relying upon the truth of the
statements made herein.

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

Notary Public