

FILE NO.: \_\_\_\_\_

### AFFIDAVIT OF LIMITED LIABILITY COMPANY ORGANIZATIONAL STATUS

The undersigned, being first duly sworn, deposes and states as follows:

1. **Name and Authorization:** The undersigned is the \_\_\_\_\_ [member, managing member, manager] of \_\_\_\_\_, a Limited Liability Company organized and operated under the laws of the State of \_\_\_\_\_ (hereinafter “LLC”), the owner or prospective owner of the property (“Property”) described in the above-referenced Commitment (“Commitment”) which calls for a conveyance of the Property.
  
2. **Operating agreement.** The LLC has no operating agreement [OR] A true and correct copy of the LLC’s operating agreement is attached hereto [OR] The LLC’s operating agreement, if any, does not in any way limit the authority of the undersigned to authorize the conveyance of the Property.
  
3. **Authorization of members.** If the LLC is member-managed, the undersigned confirms that the management of the LLC is vested in its members, and that my/our interests in the LLC represent a sufficient percentage of the total interests in the LLC required to consent to the conveyance called for in the Commitment, or that by affirmative vote, approval or consent, the LLC has authorized that conveyance.
  
4. **Authorization of managers.** If the LLC is manager-managed, the undersigned confirms that the management of the LLC is vested in managers, and that the undersigned is the sole manager and has authorized the conveyance called for in the Commitment; or that the undersigned constitute the number of the managers required to act and have authorize the conveyance called for in the Commitment, or that by affirmative vote, approval or consent, the requisite number of managers have authorized that conveyance.
  
5. **Authorization to close:** The following person has been given the authority to sign all documents needed to close the conveyance called for in the Commitment: \_\_\_\_\_.
  
6. **Dissolution.** Nothing has occurred by which the LLC has been dissolved, except that if any event of dissolution had occurred, either all of the remaining members have consented to the continuation of the LLC within 90 days after the event, or the operating agreement permits continuation. (If an event of dissolution has occurred and the LLC has not been continued, the event must be explained and the names of former members must be identified in an attached exhibit).
  
7. **Indemnity.** The undersigned understand(s) that Stewart Title Guaranty Company and it agents (collectively, “Companies”) shall rely upon these statements and representations to issue its title insurance policy or policies pursuant to the Commitment. I/we agree to indemnify the Companies from and against any loss or damage caused by misrepresentations, inaccuracies and/or omissions arising in connection with the statements and representations set forth herein, created, suffered or agreed to by the undersigned and not disclosed in writing to the Companies by this affidavit, plus any costs, expenses, damages or liability, including attorneys’ fees, arising from the enforcement of this indemnification.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
[signature]

\_\_\_\_\_  
[print name and title]

\_\_\_\_\_  
[signature]

\_\_\_\_\_  
[print name and title]

STATE OF WISCONSIN                 }  
  } SS.  
COUNTY OF \_\_\_\_\_                 }

Personally came before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, the above named \_\_\_\_\_, to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.

\_\_\_\_\_  
\*  
\_\_\_\_\_  
Notary Public, State of Wisconsin

My Commission: \_\_\_\_\_