

Sworn Construction Statement and Affidavit

STATE OF MINNESOTA) Title Commitment No _____

COUNTY OF _____)

The undersigned, being first duly sworn, deposes and says:

That with respect to the property commonly known as:

Address _____

That he has the capacity shown below as to the general contractor named below, which is the general contractor which has contracted to construct improvements on the property described in the above title commitment number, also described as follows:

That the people and companies shown on the reverse side and no others have been contracted with or employed by the general contractor, owner or architect, and have furnished or will furnish services, materials or labor on the structure, and the amounts shown next to their names show the full amount of the services, materials and labor which will become or are now due to those parties, and there are no secret agreements about the amounts due.

As to contracts to be let, the affiant represents that the cost for each line item will not to exceed the amounts shown, and that those amounts are fair and reasonable values for the materials, labor and/or other work as stated.

That the amount shown thereon after the words Total Contract is the total sum now due and to become due to the contractor or sub-contractors; will be sufficient to pay all liability of the owner and contractor under the contract, including all extras and deductions; and that there will be no further claim against or liability on the part of the owner and/or the escrowee for any other sums of money.

That the waivers of said contractor, sub-contractors and material men delivered or to be delivered are true, correct and genuine, and cover the payments made to date by owner; that every waiver was delivered to affiant unconditionally; that the waivers were not obtained by fraud, accident, mistake or duress, or on any condition; and there is no claim which may defeat the validity of the waivers.

Affiant warrants and represents he will not authorize the doing of any work or furnishing of any materials upon the property which will be an expense or claim in addition to the amount set forth in the Schedule, without first obtaining the written consent of the mortgagee and owner.

Affiant makes this affidavit for and on behalf of himself for the purpose of inducing escrowee to pay contractors the amounts set forth on the schedule.

General Contractor: _____ Owner: _____

By: _____ Its _____

Subscribed and sworn to before me on _____, _____ 2000 _____

Notary Public _____, County, Minnesota

My Commission expires: _____

