

**KHS Title**

Authorized Agent of Chicago Title Insurance Company

Affidavit Regarding Matters Of Survey

File #: \_\_\_\_\_

**The undersigned (“Owner”) being first duly sworn, under oath, state as follows:**

That the Owner of record of the real estate described in Chicago Title Insurance Company’s Commitment referred to above have not made or caused to be made any structural additions or improvements to the existing improvements.

NEW CONSTRUCTION – MUST HAVE FOUNDATION SURVEY

That Owner did not receive any survey at the time we purchased the property, nor have we subsequently obtained a survey, or

That Owner has a copy of an old survey dated \_\_\_\_\_, which is attached.

To the best of our knowledge, we certify that the improvements (house, garage, outbuildings, etc.) on the subject property are within the boundary lines and set back lines, if any, of said property, and that there are no encroachments (fence, walkways, driveway, eaves, drains, etc.) by improvements on adjoining property onto the subject property, and that we know of no assertion being made by any adjoining property owner nor by us against them as to the location of boundary lines or disputes as to occupancy of any portion of our property or their property except (list any):

Owner affirmatively states that the land is *not* affected by or subject to:

- I. Rights of way, including those for roads, lanes, driveways or walks across said premises serving other property;
- II. Underground installations such as sewers, water pipes, gas or oil pipe lines, conduits, across said premises serving other property;
- III. Joint driveway or walkways; party or curtain walls; beam rights; porches, steps or roofs used in common or joint garages.

**Residence has an address of:** \_\_\_\_\_

**The land is improved with:**       single-family residence       multi-family residence      # Units

**Together with:**  attached garage       detached garage       no garage

That the undersigned makes the foregoing statements for the purposes of inducing Chicago Title Insurance Company is issue its mortgage title insurance policy pursuant to the above referenced commitment insuring over matters which would be disclosed by a survey of land. The undersigned hereby agrees to indemnify and hold Chicago Title Insurance Company from all liability, loss or damage of any nature including reasonable attorney’s fees, arising out of any false or inaccurate representation made herein.

X \_\_\_\_\_ X \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC

(seal)