

RETURN TO:

Engineering & Public Works Department
Land Development Division
P O Box 21229
West Palm Beach, FL 33416-1229

OWNER'S AFFIDAVIT AND COVENANT

ss:

STATE OF FLORIDA
COUNTY OF PALM BEACH

AFFIDAVIT IN SUPPORT OF APPLICATION FOR LOT COMBINATION:

The undersigned, being first duly sworn, depose and say that:

1. We are the owners of the real property described in:

_____ the deed recorded in Official Records Book _____, Pages _____, hereinafter called the "Property". [*OR*]

_____ Exhibit A, attached hereto and made a part hereof, hereinafter called the "Property".

2. This Affidavit and Covenant is part of an application for combination of lots for the Property (hereafter, "application") made pursuant to the requirements of the Subdivision, Platting, and Required Improvements Regulations, Article 11, Palm Beach County Land Development Code (hereafter, "the Regulations").

3. We will furnish the County Engineer of Palm Beach County, Florida, with any and all additional information requested by him for his consideration of the application.

4. We understand and agree that an action of the County Engineer of Palm Beach County, Florida, approving the application shall not be effective until an Affidavit of Combination of Lots has been recorded in the Public Records, and that such Affidavit shall not be recorded until we have complied with certain prerequisites, particularly the recordation of any required documents and our execution of the Affidavit.

5. We hereby agree and consent to the recording of this Owner's Affidavit and Covenant concurrently with an Affidavit of Combination of Lots in the event of approval of the application.

COVENANT:

The undersigned, as the makers of the foregoing Affidavit in Support of Application for Combination of Lots and owners of the Property described therein, hereby covenant for ourselves, our successors and assigns, that upon recordation of an Affidavit of Combination of Lots for the Property above-described, the Property shall be subject to, and we and all future owners shall be bound by, the following restrictions:

1. The subdivision and future transfer of ownership of the Property will be in accordance with recorded Affidavit of Combination of Lots and Certified Survey attached thereto (collectively the "recorded Affidavit").

2. Any and all conditions set forth in the recorded Affidavit shall become a covenant running with the land, and such desire and intent shall be further evidenced by our signatures on the Affidavit.

3. In all instruments to be recorded in the Public Records affecting the Property, the descriptions of all or any portion of the Property shall be in accordance with the recorded Affidavit, and no portion of the Property shall be sold which does not conform to the lot identification(s) set forth in the recorded Affidavit.

4. A copy of the recorded Affidavit shall be given to each purchaser, lender and other parties having or to have an interest in any portion of the Property.

IN WITNESS WHEREOF, we have executed this Owner's Affidavit and Covenant this _____ day of _____, 20__.

WITNESSES:

OWNER/S:

(witness signature 1)

(Owner's signature)

(witness printed name 1)

(Owner's printed name)

(witness signature 2)

(Owner's signature)

(witness printed name 2)

(Owner's printed name)

STATE OF _____
COUNTY OF _____

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this ____ day of _____, 20__, by _____ and _____ who are personally known to me or who have produced _____ as identification.

(NOTARY SEAL)

Signed _____
Notary Public in and for the County and State aforementioned

Typed or printed name of Notary Public
My commission expires: