PRE-TRANSACTION AFFIDAVIT (PTA)

The following pages provide several versions of the same document, tailored to the type of entity that is submitting the PTA. Each entity that is required to submit a PTA should complete the appropriate <u>one</u> of the versions. The choices are:

- PRE-TRANSACTION AFFIDAVIT CORPORATION
- PRE-TRANSACTION AFFIDAVIT INDIVIDUAL GENERAL PARTNER
- PRE-TRANSACTION AFFIDAVIT CORPORATE GENERAL PARTNER
- PRE-TRANSACTION AFFIDAVIT CORPORATE OWNER OF GENERAL PARTNER
- PRE-TRANSACTION AFFIDAVIT LIMITED LIABILITY COMPANY

PRE-TRANSACTION AFFIDAVIT - CORPORATION

This affidavit must be submitted within two weeks before execution of legal agreements (e.g., closing, lease signing, etc.), except that a Pre-Transaction Affidavit is not required for approval of the incorporation of an HDFC.

| Name | | | | | | | |
|-------------------------------------|-----|-------|-----------|------|-----|--|--|
| EIN/SSN | | | | | | | |
| Address | | | | | | | |
| City | | State | | | ZIP | | |
| Telephone | () | F | ax Number | ()_ | | | |
| Date Disclosure Statement executed: | | | | | | | |

Under penalty of perjury, I hereby certify to the City of New York Department of Housing Preservation and Development ("HPD"), that:

- ("Corporation"), the 1. of I am the corporation which will take the actions checked below with respect to the project named above ("Project"):
 - purchase City-owned property
 - receive an HPD loan
 - be retained as a general contractor by the recipient of an HPD loan
 - enter into a Regulatory Agreement with HPD
 - be retained as a general contractor or Administering Agent by a party which has entered into a Regulatory Agreement with HPD
 - enter into a Site Development Agreement, Site Development And Management Agreement, or similar agreement with the owner of property to be developed or rehabilitated through an HPD program
 - be retained as a general contractor by a party which has entered into a Site Development Agreement, Site Development And Management Agreement, or similar agreement with the owner of property to be developed or rehabilitated through an HPD program lease or net lease City-owned property

 - be retained as a managing agent by the net lessee of City-owned property or by a Mitchell-Lama housing company
 - acquire an ownership interest in property which is encumbered by a City mortgage and/or owned by a Mitchell-Lama housing company or a Redevelopment Company
 - license City-owned property
- 2. I make this affidavit in order to induce the Department of Housing Preservation and Development ("HPD") of the City of New York to execute binding legal documents with respect to the Project (collectively, "Agreements").
- 3. The shareholders of the Corporation, and their percentage interests, are as follows:

| ;; | _% | | % |
|----|----|---|---|
| ,, | _% | , | % |
| | _% | , | % |

4. The officers and directors of the Corporation, and their titles, are as follows:

| |
|---|
| |
| · · · · · · · · · · · · · · · · · · · |
| |
| |
| |
| · · · · · · · · · · · · · · · · · · · |
| |

- 5. The Corporation will retain ______ as the General Contractor.
- 6. The information stated above is true and correct as of the date of this affidavit.
- 7. The Disclosure Statements submitted by the parties identified above remain accurate as of the date of this affidavit, and no events or information that occurred or became known subsequent to the date of execution of such Disclosure Statements would require revision of any of the answers therein or supplements thereto.

Sworn to before me this day of _____, 20___

PRE-TRANSACTION AFFIDAVIT - INDIVIDUAL GENERAL PARTNER

This affidavit must be submitted within two weeks before execution of legal agreements (e.g., closing, lease signing, etc.), except that a Pre-Transaction Affidavit is not required for approval of the incorporation of an HDFC.

| | Name | | | |
|----|---|---|--|---|
| | EIN/SSN | | | |
| | Address | | | |
| | City | | State | ZIP |
| | Telephone | () | Fax Number | () |
| | Date Disclosure | e Statement executed: | | |
| | penalty of perjury pment ("HPD"), t | | City of New York Depart | ment of Housing Preservation and |
| 1. | l am a general partnership whi ("Project"): | partner of ch will take the actions c | hecked below with resp | ("Partnership"), the pect to the project named above |
| | receive be retail be retail be retail enter in Agreem rehabili be retail Agreem the own lease o be retail Mitchel acquire owned license | Regulatory Agreement winto a Site Development A nent, or similar agreeme itated through an HPD prined as a general contra- nent, Site Development A ner of property to be dev or net lease City-owned prined as a managing age II-Lama housing compan e an ownership interest ir by a Mitchell-Lama hous City-owned property | ent with HPD ctor or Administering Ag th HPD greement, Site Develop not with the owner of pro- ogram ctor by a party which ha And Management Agree eloped or rehabilitated t roperty nt by the net lessee of C y property which is encu- sing company or a Rede | gent by a party which has entered oment And Management perty to be developed or as entered into a Site Development ement, or similar agreement with hrough an HPD program City-owned property or by a mbered by a City mortgage and/or evelopment Company |
| 2. | | City of New York to exec | | ng Preservation and Development ients with respect to the Project |
| 3. | The other gene | ral partners of the Partne | ership are as follows: | |

_____ _____ _____ _____ _____ _____ _____ _____

- 4. The Partnership will retain ______ as the General Contractor.
- 5. The information stated above is true and correct as of the date of this affidavit.
- 6. The Disclosure Statements submitted by the parties identified above remain accurate as of the date of this affidavit, and no events or information that occurred or became known subsequent to the date of execution of such Disclosure Statements would require revision of any of the answers therein or supplements thereto.

Sworn to before me this day of _____, 20___

PRE-TRANSACTION AFFIDAVIT - CORPORATE GENERAL PARTNER

This affidavit must be submitted within two weeks before execution of legal agreements (e.g., closing, lease signing, etc.), except that a Pre-Transaction Affidavit is not required for approval of the incorporation of an HDFC.

| | Name | | | |
|----|--|---|--|--|
| | EIN/SSN | | - | |
| | Address | | | |
| | City | : | State | ZIP |
| | Telephone | () | Fax Number | () |
| | Date Disclosure | Statement executed: | | |
| | penalty of perjury oment ("HPD"), t | | ty of New York Departm | ent of Housing Preservation and |
| 1. | with respect to t | the project named above (se City-owned property | (Corporatic partnership which will t "Project"): | on"), a general partner of take the actions checked below |
| | be retai enter in be retai into a R enter in Agreem rehabili be retai Agreem the owr lease o be retai Mitchell acquire owned | Regulatory Agreement with to a Site Development Ag nent, or similar agreement tated through an HPD pro- ined as a general contract nent, Site Development Ar ner of property to be devel r net lease City-owned pro- ined as a managing agent I-Lama housing company | nt with HPD or or Administering Age HPD reement, Site Developm with the owner of prope gram or by a party which has nd Management Agreem oped or rehabilitated thr operty by the net lessee of Cit | ent by a party which has entered nent And Management erty to be developed or entered into a Site Development nent, or similar agreement with rough an HPD program ey-owned property or by a abbered by a City mortgage and/or |
| 2. | | City of New York to execut | | g Preservation and Development nts with respect to the Project |
| 3. | | | their percentage intere- ,,% ,% | sts, are as follows: |

4. The officers and directors of the Corporation, and their titles, are as follows:

| 5. | The other general partners of the Partnership are as follow | 'S: |
|----|---|----------------------------|
| 6. | The Partnership will retain | as the General Contractor. |

- 7. The information stated above is true and correct as of the date of this affidavit.
- 8. The Disclosure Statements submitted by the parties identified above remain accurate as of the date of this affidavit, and no events or information that occurred or became known subsequent to the date of execution of such Disclosure Statements would require revision of any of the answers therein or supplements thereto.

Sworn to before me this day of _____, 20___

PRE-TRANSACTION AFFIDAVIT - CORPORATE OWNER OF GENERAL PARTNER

This affidavit must be submitted within two weeks before execution of legal agreements (e.g., closing, lease signing, etc.), except that a Pre-Transaction Affidavit is not required for approval of the incorporation of an HDFC.

| | Name | | | |
|----|---|---|---|---|
| | EIN/SSN | | | |
| | Address | | | |
| | City | | State | ZIP |
| | Telephone | () | Fax Number | () |
| | Date Disclosure | e Statement executed: | | |
| | penalty of perjury pment ("HPD"), t | | City of New York Departn | nent of Housing Preservation and |
| 1. | I am the | of | ("F | Parent"), a shareholder of |
| | ("Partnership"), named above (" | a partnership which will | eral partner of take the actions checked | d below with respect to the project |
| | be retai enter in be retai into a R enter in Agreem rehabili be retai Agreem the owr lease o be retai Mitchell acquire owned license | to a Regulatory Agreem ined as a general contra- Regulatory Agreement wi to a Site Development A nent, or similar agreement tated through an HPD pr ined as a general contra- ment, Site Development A ner of property to be deve r net lease City-owned p ined as a managing age I-Lama housing compan- an ownership interest in by a Mitchell-Lama hous City-owned property | ctor or Administering Age th HPD Agreement, Site Develop nt with the owner of prop rogram ctor by a party which has And Management Agreer eloped or rehabilitated th roperty nt by the net lessee of Ci y property which is encun sing company or a Redev | ent by a party which has entered ment And Management verty to be developed or s entered into a Site Development ment, or similar agreement with arough an HPD program ity-owned property or by a mbered by a City mortgage and/or velopment Company |
| 2. | | City of New York to exec | | g Preservation and development ents with respect to the Project |
| 3. | The other share | eholders of the General F | Partner are as follows: | |
| | | | | |

4. The shareholders of the Parent, and their percentage interests, are as follows:

| ,% | ,% |
|----|----|
| ,% | ,% |
| ,% | % |

5. The officers and directors of the Parent, and their titles, are as follows:

6. The Partnership will retain ______ as the General Contractor.

- 7. The information stated above is true and correct as of the date of this affidavit.
- 8. The Disclosure Statements submitted by the parties identified above remain accurate as of the date of this affidavit, and no events or information that occurred or became known subsequent to the date of execution of such Disclosure Statements would require revision of any of the answers therein or supplements thereto.

SIGNATURE

Sworn to before me this day of _____, 20___

PRE-TRANSACTION AFFIDAVIT - LIMITED LIABILITY COMPANY

This affidavit must be submitted within two weeks before execution of legal agreements (e.g., closing, lease signing, etc.), except that a Pre-Transaction Affidavit is not required for approval of the incorporation of an HDFC.

| | Name | | | |
|----|--|---|---|--|
| | EIN/SSN | | _ | |
| | Address | | | |
| | City | | State | ZIP |
| | Telephone | () | Fax Number (|) |
| | Date Disclosure | Statement executed: | | |
| | penalty of perjury pment ("HPD"), t | | ity of New York Departme | nt of Housing Preservation and |
| 1. | Company"), the | of limited liability company ed above ("Project"): | which will take the actions | ("Limited Liability checked below with respect to |
| | receive be retai enter in enter in enter in Agreem rehabiliti be retai be retai | to a Regulatory Agreeme ned as a general contrac legulatory Agreement with to a Site Development Ag- nent, or similar agreemen tated through an HPD pro- ned as a general contrac nent, Site Development A ner of property to be deve r net lease City-owned pr ned as a managing agen -Lama housing company an ownership interest in | tor or Administering Agent in HPD greement, Site Development t with the owner of propert ogram tor by a party which has en ind Management Agreement loped or rehabilitated throw operty t by the net lessee of City- | t by a party which has entered ent And Management ty to be developed or ntered into a Site Development ent, or similar agreement with ugh an HPD program -owned property or by a ered by a City mortgage and/or |
| 2. | | City of New York to execu | | Preservation and Development ts with respect to the Project |
| 3. | | ,% | ,% | ge interests, are as follows: |

4. The officers and directors of the Limited Liability Company, and their titles, are as follows:

| The Limited Liability Company will retair Contractor. | ı | as the General |
|---|---|----------------|

- 6. The information stated above is true and correct as of the date of this affidavit.
- 7. The Disclosure Statements submitted by the parties identified above remain accurate as of the date of this affidavit, and no events or information that occurred or became known subsequent to the date of execution of such Disclosure Statements would require revision of any of the answers therein or supplements thereto.

Sworn to before me this day of _____, 20___

NOTARY PUBLIC

5.