

STATE OF GEORGIA       )  
  )  
COUNTY OF FORSYTH    )

### **AFFIDAVIT CONFIRMING FACTS**

PERSONALLY APPEARED before the undersigned officer, authorized by law to administer oaths, the individual residents identified below who, after first being duly sworn, state the following:

1.

Name(s):\_\_\_\_\_ ("Occupants")

Address:\_\_\_\_\_ (the "Residence")

Tax Parcel ID:\_\_\_\_\_; Deed Book \_\_\_\_/Page No. \_\_\_\_\_ (the "Property")

2.

Each of the Occupants identified herein is over 21 years of age and suffers from no legal disabilities. Each Occupant signing below gives this Affidavit of his or her own personal knowledge.

3.

Each of the Occupants lives in the Residence, which is located in the Chattahoochee River Club neighborhood in Forsyth County, Georgia (the "Neighborhood").

4.

None of the Occupants has any actual knowledge that any violations of any of the following either have taken place in the past, or currently are taking place, on certain improved real property located at 3450 Bentwood Drive, Cumming, Forsyth County, Georgia 30041 which is more particularly described in Exhibit A attached hereto and incorporated herein by this reference (the "Equestrian Center Property"): (i) the Forsyth County Unified Development Code; (ii) the laws of the State of Georgia, including the Metropolitan River Protection Act and the Georgia Soil and Erosion Control Protection Act; (iii) the rules and regulations of the Environmental Protection Division of the

Georgia Department of Natural Resources; (iv) the rules and regulations of the United States Environmental Protection Department or the U.S. Army Corps of Engineers; or (v) any other applicable laws, rules or regulations, whether local, state or federal.

SO SWORN as of \_\_\_\_\_, 20\_\_\_\_.

Signed, sealed and delivered  
in the presence of:

\_\_\_\_\_  
Unofficial Witness

\_\_\_\_\_  
Notary Public

[Notary Seal]

**OCCUPANTS:**

\_\_\_\_\_(SEAL)

Name:\_\_\_\_\_

\_\_\_\_\_(SEAL)

Name:\_\_\_\_\_

## **EXHIBIT A**

### **LEGAL DESCRIPTION**

All that tract or parcel of land lying and being in Land Lots 55, 56, 63 and 64 of the 14th District and Land Lot 649 of the 2nd District, 1st Section, Forsyth County, Georgia and being more particularly described as follows:

To find the true point of beginning, begin at the intersection of the Land Lot line common to Land Lots 54, 55, 64 and 65 thence run South 89 degrees 01 minutes 00 seconds East a distance of 313.65 feet to an iron pin found and the TRUE POINT OF BEGINNING. FROM SAID POINT OF BEGINNING THUS ESTABLISHED run thence South 60 degrees 41 minutes 38 seconds East a distance of 40.00 feet to an iron pin found (1" c/t); running thence South 80 degrees 49 minutes 02 seconds West a distance of 100.04 feet to an iron pin found; running thence South 60 degrees 41 minutes 38 seconds East a distance of 519.74 feet to an iron pin found (1/2" rebar); running thence South 26 degrees 32 minutes 59 seconds West a distance of 1362.12 feet to an iron pin found (1" c/t); running thence North 37 degrees 27 minutes 09 seconds West a distance of 85.38 feet to a steel rail found; running thence North 63 degrees 00 minutes 44 seconds West a distance of 116.88 feet to an iron pin found (1" c/t); running thence North 69 degrees 50 minutes 26 seconds West a distance of 100.05 feet; running thence North 66 degrees 12 minutes 30 seconds West a distance of 100.69 feet to an iron pin found; running thence North 18 degrees 27 minutes 18 seconds East a distance of 85.54 feet to an iron pin found (1/2" iron bar); running thence South 78 degrees 04 minutes 11 seconds West a distance of 41.81 feet to an iron pin found; running thence North 10 degrees 05 minutes 28 seconds West a distance of 169.81 feet to a 18" CMP; running thence along the Southeasterly right of way of Bentwood Drive (50' right of way) the arc of a curve having a radius of 50.00 feet, said arc being subtended by a chord having a bearing of North 10 degrees 37 minutes 56 seconds East, having a chord length of 89.90 feet and an arc distance of 111.76 feet to an iron pin found; running thence North 32 degrees 21 minutes 55 seconds East a distance of 203.79 feet to an iron pin found; running thence North 81 degrees 10 minutes 25 seconds East a distance of 249.66 feet to an iron pin found; running thence North 17 degrees 43 minutes 38 seconds West a distance of 393.25 feet to an iron pin found; running thence North 48 degrees 13 minutes 39 seconds East a distance of 72.87 feet to an iron pin found; running thence North 16 degrees 52 minutes 44 seconds East a distance of 34.14 feet to an iron pin found; running thence North 74 degrees 36 minutes 45 seconds East a distance of 141.59 feet to an iron pin found; running thence North 37 degrees 08 minutes 50 seconds East a distance of 114.04 feet to an iron pin found; running thence North 29 degrees 45 minutes 10 seconds East a distance of 140.53 feet to an iron pin found and the TRUE POINT OF BEGINNING; being 18.409 acres, zoned A-1, ZA#1968, all as shown on that certain compiled map dated November 30, 2000, prepared for Silver Creek Development, LLC Equestrian Tract, by Rochester & Associates, Inc.