

▶ [BOA as OWNER]

▶ OWNER'S AFFIDAVIT AND CERTIFICATE
▶ OF DOMESTIC STATUS

▶
▶ STATE OF _____
▶ COUNTY OF _____

▶ BEFORE ME, a notary public, on this day personally appeared _____, who being first duly sworn, deposes and says that to the undersigned's best knowledge, which knowledge is based solely upon the undersigned's review of the appropriate business and property records prepared by or provided to Bank of America, N.A., a national association ("BANA"):

- ▶ 1. I am the _____ of Bank of America, N.A., a national association.
- ▶ 2. This Affidavit is made for the purpose of inducing _____ ("Title Company") to insure title to the Property described below in connection with a sale ("Sale") of such Property by or at the direction of BANA.
- ▶ 3. BANA is the owner of that certain real property described as follows (the "Property").
▶ [INSERT LEGAL DESCRIPTION]

▶ 4. No unrecorded agreements have been entered into with respect to the Property by or at the direction of BANA, no material has been furnished by or at the direction of BANA to the Property, and no labor has been performed by or at the direction of BANA to the Property, for which payment will not be made in a timely manner. BANA hereby agrees to indemnify and hold the Title Company harmless from and will pay any and all loss, costs or damages, including reasonable attorney's fees which the Title Company may incur or become liable for under its commitment or policy of title insurance insuring the Property Sale as a direct result of: (i) the Title Company's reliance on the truth of the statements made in this Paragraph 4, (ii) the filing of a lien against the Property by any contractor or materialman who supplied labor or materials to the Property at the direction of BANA, (iii) the filing of a Federal or State tax lien against BANA during the period of BANA's ownership of the Property that encumbers title to the Property, or (iv) a judgment or claim against BANA that encumbers title to the Property during the period of BANA's ownership of the Property.

▶ 5. Section 1445 of the Internal Revenue Code provides that a transferee of a U.S. real property interest must withhold tax if the transferor is a foreign person. For U.S. tax purposes (including section 1445), the owner of a disregarded entity (which has legal title to a U.S. real property interest under local law) will be the transferor of the property and not the disregarded entity. To inform the transferee that withholding of tax is not required upon the disposition of a U.S. real property interest by BANA, the undersigned hereby certifies the following on behalf of BANA: BANA is not a foreign corporation, foreign partnership, foreign trust, or foreign estate (as those terms are defined in the Internal Revenue Code and Income Tax Regulations); BANA is not a disregarded entity as defined in § 1.1445-2(b)(2)(iii); BANA's U.S. employer identification number is _____; and BANA's office address is _____.

BANA understands that this certification may be disclosed to the Internal Revenue Service by the transferee and that any false statement contained herein could be punished by fine, imprisonment, or both. Under penalties of perjury I declare that I have examined this certification and to the best of my knowledge and belief it is true, correct, and complete, and I further declare that I have authority to sign this document on behalf of BANA.

▶
▶ Bank of America, N.A.
▶ BY:
▶ _____
▶ Print Name: _____
▶ _____
▶ Title: _____

▶ [Insert Form of Jurat
▶ for State of Affidavit Execution]

▶ [BOA as SERVICER]

▶ OWNER'S AFFIDAVIT AND CERTIFICATE
▶ OF DOMESTIC STATUS

▶ STATE OF _____
▶ COUNTY OF _____

▶ BEFORE ME, a notary public, on this day personally appeared _____, who being first duly sworn, deposes and says that to the undersigned's best knowledge, which knowledge is based solely upon the undersigned's review of the appropriate business and property records prepared by or provided to Bank of America, N.A. ("BANA"):

- ▶ 1. I am the _____ of BANA, the servicer authorized by the Property owner of record (the Property owner of record is herein the "Company") to handle the sale and disposition of the Property and to execute this instrument.
- ▶ 2. This Affidavit is made for the purpose of inducing _____ ("Title Company") to insure title to the Property in connection with a sale ("Sale") of such Property by or at the direction of BANA.
- ▶ 3. The Company is the owner of that certain real property described as follows (the "Property"):
 - ▶ [INSERT LEGAL DESCRIPTION]

▶ 4. No unrecorded agreements have been entered into with respect to the Property by or at the direction of BANA or the Company, no material has been furnished by or at the direction of BANA or the Company to the Property, and no labor has been performed by or at the direction of BANA or the Company to the Property, for which payment will not be made in a timely manner. BANA hereby agrees to indemnify and hold the Title Company harmless from and will pay any and all loss, costs or damages, including reasonable attorney's fees which the Title Company may incur or become liable for under its policy of title insurance insuring the Property Sale as a direct result of: (i) the Title Company's reliance on the truth of the statements made in this Paragraph 4, (ii) the filing of a lien against the Property by any contractor or materialman who supplied labor or materials to the Property at the direction of BANA or the Company, (iii) the filing of a Federal or State tax lien against the Company or BANA that encumbers title to the Property during the Company's ownership of the Property, or (iv) a judgment or claim against the Company or BANA that encumbers title to the Property during the period of the Company's ownership of the Property.

▶ 5. Section 1445 of the Internal Revenue Code provides that a transferee of a U.S. real property interest must withhold tax if the transferor is a foreign person. For U.S. tax purposes (including section 1445), the owner of a disregarded entity (which has legal title to a U.S. real property interest under local law) will be the transferor of the property and not the disregarded entity. To inform the transferee that withholding of tax is not required upon the disposition of a U.S. real property interest by the Company, the undersigned hereby certifies the following on behalf of the Company: the Company is not a foreign corporation, foreign partnership, foreign trust, or foreign estate (as those terms are defined in the Internal Revenue Code and Income Tax Regulations); the Company is not a disregarded entity as defined in § 1.1445-2(b)(2)(iii); the Company's U.S. employer identification number is _____; and the Company's office address is _____. The Company understands that this certification may be disclosed to the Internal Revenue Service by the transferee and that any false statement contained herein could be punished by fine, imprisonment, or both. Under penalties of perjury I declare that I have examined this certification and to the best of my knowledge and belief it is true, correct, and complete, and I further declare that I have authority to sign this document on behalf of the Company.

▶ Bank of America, N.A.

BY:

Print Name: _____

Title: _____

▶ [Insert Form of Jurat
◦ for State of Affidavit Execution]