

DEVELOPER'S AFFIDAVIT

I, Kyle Collinsworth , being first duly sworn, depose and say under penalty of perjury:

1. I am the Vice President and Assistant Secretary of Toll North Reno, LLC, a Nevada limited liability company, which is the Master Developer of Somersett Unit 6. I am making this Affidavit individually and I am authorized to make this Affidavit on behalf of the Master Developer. This Affidavit and the representations made herein are intended to be relied upon by the City in conjunction with the transfer from the Master Developer to the City of Reno of two parcels to be used for Somersett West Park relating to the Somersett Planned Unit Development ("PUD") . These representations shall survive the transfer.

2. I certify and warrant on behalf of myself and Master Developer that to the best of our information and belief after diligent inquiry, there are no actual or threatened legal claims, including but not limited to lawsuits, material man's claims, mechanics liens, wage claims, property claims, or claims by resident's of the Somersett PUD or the Somersett Owners Association against the City or the Master Developer or the Parks Sites arising out of the Parks Agreement (as defined in the Second Amendment), or which may affect the City's interest in the Parks Agreement or the Parks Sites, except those expressly set forth below:

a. *[Describe any exceptions].*

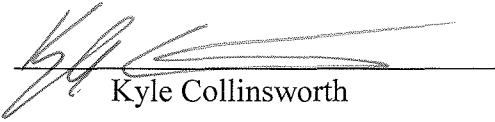
3. I certify and warrant on behalf of myself and Master Developer that Master Developer will indemnify, defend and hold City harmless from any claims against the City which are known, but not disclosed and approved by the City, affecting the City's title to the Parks Sites.

4. I certify and warrant on behalf of myself and Master Developer that Master Developer has no claims against the City arising out of the Parks Agreement.

5. I certify and warrant on behalf of myself and Master Developer that to the best of our information and belief after diligent inquiry there are no Hazardous Substances on or affecting or likely to affect the Parks Sites.

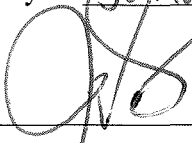
6. I certify and warrant on behalf of myself and Master Developer that any applicable property taxes and utilities attributable to the Parks Sites are fully paid and will be fully paid as of the date of transfer.

SIGNATURE FOLLOWS



Kyle Collinsworth

SUBSCRIBED and SWORN to before me
this 15 day of January, 2019.



NOTARY PUBLIC

