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Thank you!

## AFFIDAVIT TO THE FLORIDA SECRETARY OF STATE [MI 120 -6 17] 1-56

FORT MYERS MULTIFAMILY II DST

#### A DELAWARE STATUTORY **TRUST** In accordance with Section 609.02 of the Florida Statutes, pertaining to Common Law Declarations of Trust, the undersigned, the Chairman of the Fort Myers Multifamily II DST Board of Trustees of (Name of Trust) Delaware Trust hereby affirms in order to file or qualify (State) Fort Myers Multifamily II DST \_\_\_, in the State of Florida. (Name of Trust)

1. Two or more persons are named in the Trust.

2. The principal address is 2901 Butterfield Road Oak Brook, Illinois 60523

3. The registered agent and street address in the State of Florida is: C T Corporation System, 1200 South Pine Island Road

Plantation, Florida 33324

4. Acceptance by the registered agent: Having been named as registered agent to accept service of process for the above named Declaration of Trust at the place designated in this affidavit, I hereby accept the appointment as registered agent and agree to act in this capacity.

Sandra Zwijack - Assistant Secretary

5. I certify that the attached is a true and correct copy of the Declaration of Trust under which the association proposes to conduct its business in Florida.

Subscribed and sworn to before me day of December, 2021.

Fort Myers Multifamily II DST, a Delaware statutory trust By: Fort Myers Multifamily II Exchange, L.L.C., a Delaware

limited liability company, its signatory trustee

By: Inland Private Capital Corporation, a Delaware corporation,

its sole member

E. Binder, Executive VP of sole member

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# Delaware The First State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF
DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT
COPY OF THE CERTIFICATE OF STATUTORY TRUST REGISTRATION OF
"FORT MYERS MULTIFAMILY II DST", FILED IN THIS OFFICE ON THE
SIXTEENTH DAY OF NOVEMBER, A.D. 2021, AT 1:30 O'CLOCK P.M.



Authentication: 204716319

Date: 11-17-21

### CERTIFICATE OF TRUST OF FORT MYERS MULTIFAMILY II DST

This Certificate of Trust of Fort Myers Multifamily II DST (the "Trust") dated as of November 16, 2021, is being duly executed and filed on behalf of the Trust by the undersigned, as trustees, to form a statutory trust under the Delaware Statutory Trust Act (12 <u>Del</u>. <u>C</u>. § 3801 <u>et seq.</u>) (the "Act").

- 1. Name. The name of the statutory trust formed hereby is Fort Myers Multifamily II DST.
- 2. <u>Delaware Trustee</u>. The name and business address of the trustee of the Trust in the State of Delaware is The Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, Delaware 19801 (New Castle County).
- 3. <u>Effective Date</u>. This Certificate of Trust shall be effective upon filing with the Delaware Secretary of State's Office.

WHEREFORE, the undersigned have duly executed this Certificate of Trust in accordance with Section 3811(a)(1) of the Act.

#### SIGNATORY TRUSTEE:

Fort Myers Multifamily II Exchange, L.L.C., a Delaware limited liability company, as Signatory Trustee

By: Inland Private Capital Corporation, a Delaware corporation, its sole member

By: /s/ Kristin A. Orlando

Kristin A. Orlando

Secretary

#### **DELAWARE TRUSTEE:**

The Corporation Trust Company, a Delaware corporation, as Delaware Trustee

By: /s/ Jennifer A. Schwartz
Jennifer A. Schwartz
Assistant Vice President

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I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF

DELAWARE, DO HEREBY CERTIFY "FORT MYERS MULTIFAMILY II DST" IS DULY

FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD

STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS

OFFICE SHOW, AS OF THE SEVENTEENTH DAY OF NOVEMBER, A.D. 2021.



Authentication: 204717047

Date: 11-17-21