

AFFIDAVIT IN CONNECTION WITH REAL PROPERTY LAW § 265-a
Home Equity Theft Protection Act
(Equity Purchaser's Affidavit)

State of New York }
County of _____}

_____, being duly sworn does depose and say;

1. I/we reside at _____.
2. I am the purchaser of the Real Property known as _____
_____ (the "Real Property").
3. I am familiar with the contract of sale affecting the said Real Property.
4. The transaction is exempt from the provisions of § 265-a of the Real Property Law **(the Home Equity Theft Protection Act)** because the real property is being purchased:

(STRIKE OUT THE FOLLOWING PROVISIONS THAT DO NOT APPLY)

- a. for use as my primary residence and I will occupy the Real Property as such; or
- b. from a referee in a foreclosure sale conducted pursuant to Article 13 of the Real Property Actions and a for valuable consideration, or Proceedings Law; or
- c. is a sale authorized by statute; or
- d. is a sale made by order or judgment of a court; or
- e. from _____ who is my spouse, grandparent, parent, child, grandchild, or sibling. *(strike out the reference which is inapplicable)*; or
- f. by a not-for-profit housing organization or a public agency.

I/we give this affidavit knowing that _____ will rely upon the truth of the statements made above.

Sworn and subscribed to before me
this _____ day of _____, 20____

Notary Public - Sign and Affix Stamp Below