

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

State of New York }
County of }

being duly sworn does depose and say;

1. I/we reside at

2. I/we am/are the owner(s) of real property known as

(the "Real Property") and I/we am/are about to sell the Real Property to

3. That, for purposes of compliance with § 265-a of the Real Property Law (the Home Equity Theft Prevention Act), deponent(s) states of his and/or her actual knowledge that:

- a) Neither I/we am/are in default of any mortgage affecting the Real Property by reason of there being payments due and unpaid on any mortgage for two months or more.
- b) There are no actions pending against the Real Property to foreclose a mortgage.
- c) The Real Property is not shown on an active property tax lien sale list and all real estate taxes are paid through the next lien date.
- d) That I/we as seller do not have a right to acquire an interest in the premises after closing, nor does a person or entity other than the purchaser have a right to acquire an interest in the premises.

I/we give this affidavit knowing that
the statements made above.

will rely upon the truth of

Sworn and subscribed to before me
This day of , 20

Notary Public- Sign and Affix Stamp Below