

SELLER'S HOME EQUITY THEFT PREVENTION ACT AFFIDAVIT

STATE OF NEW YORK)
COUNTY OF) ss:

RE: Property Address: _____ (the "Property")

_____, (each) being duly sworn, deposes and says:

1. I am/we are the owner(s) of the Property.
2. I/we have entered into a contract dated _____ ("Contract") to sell the Property to _____ ("Purchaser").
3. I/we warrant and represent as follows (*Initial in appropriate column for all provisions*):

	True	False
(A) There is located on the Property one or more dwellings which consist of one- to four-family dwelling units.	_____	_____
(B) I/we currently occupy one or more of the dwelling units on the Property as my/our principal residence.	_____	_____
(C) I/we occupied one or more of the dwelling units on the Property as my/our principal residence immediately prior to entering into a contract to sell the Property to Purchaser.	_____	_____
(D) At the time I/we signed the Contract, I was/we were two months or more behind in my/our payments on a mortgage which is a lien on the Property.	_____	_____
(E) At the time I/we signed the Contract, I was/we were behind in the payment of real property taxes for the Property.	_____	_____
(F) Prior to signing the Contract, I/we had been served with a Summons and Complaint in an action to foreclose a mortgage which is a lien on the Property.	_____	_____
(G) I/we have an agreement, arrangement or promise of an agreement or arrangement with Purchaser to convey an interest in the Property back to me/us or which allows me/us to retain or regain possession of the Property, by contract, option to purchase, lease or otherwise.	_____	_____
4. This affidavit is made with the knowledge that prudent purchasers, lenders and title insurers will rely upon the veracity of the statements herein made when dealing with the Property.

Sworn to before me this _____
day of _____, 20_____.

Notary Public