

**AFFIDAVIT FOR USE WHERE PRIOR OPEN  
MORTGAGE(S) WERE MADE BY FORMER  
OWNER(S)  
(TO BE SIGNED BY PRESENT OWNER)**

STATE OF NEW YORK

TITLE NO.:

) ss:

PREMISES: \_\_\_\_\_

COUNTY OF \_\_\_\_\_ )

I (We) \_\_\_\_\_ being duly  
sworn depose(s) and say(s):

I (We) reside at \_\_\_\_\_, New York. I (We)  
have been the owner (s) of the aforementioned premises since \_\_\_\_\_ and have resided at  
said premises for \_\_\_\_\_ years.

I (We) understand there is (are) \_\_\_\_\_ mortgage(s) open of record affecting  
said premises:

I (We) hereby state that there has been no demand made for payment of said  
mortgage(s), that no payments of principal or interest have been made in the past years  
and I (we) have no knowledge of said debt.

I (We) further understand and agree that \_\_\_\_\_ and  
\_\_\_\_\_ are omitting this mortgage for this transaction only  
and that they will have no responsibility or obligation whatsoever to obtain or attempt to  
obtain a Satisfaction of (this) (those) Mortgage(s) from the current holder(s) of the  
Mortgage(s), or from its or their representatives, successors or assigns, or to bring any action  
or court proceeding to remove (this) (these) mortgage(s) from the public records, in the event  
(I) (we) decide to sell the property or to refinance the new mortgage (I) (we) have made, or  
to place any further mortgage lien on the property in the future.

I (We) fully understand that any responsibility or obligation to do and perform any of  
the foregoing acts will be (mine) (ours) alone, and will be done and performed solely at (my)  
(our) owncost and expense.

\_\_\_\_\_  
\_\_\_\_\_

Sworn before me this  
Day of 20

\_\_\_\_\_  
Notary Public