

**SECTION 255 AFFIDAVIT**  
(Reverse Mortgage)

State of New York}  
County of \_\_\_\_\_ } ss: \_\_\_\_\_

\_\_\_\_\_, being duly sworn deposes and says:

1. I am the mortgagor / representative of mortgagee under the hereinafter described mortgage which is being submitted for recording. I am familiar with the facts set forth herein.
  
2. That a certain primary mortgage was made by \_\_\_\_\_  
to \_\_\_\_\_  
which mortgage was dated and intended to be recorded in the Office of the Clerk of the County of \_\_\_\_\_ in the principal sum of \$ \_\_\_\_\_ and upon which a mortgage tax in the sum of \$0.00 is being paid, upon which mortgage there is now due and owing the full principal sum stated above.
  
3. The mortgage is a reverse mortgage and complies with the provisions of Section 280 (280A) of the Real Property Law.
  
4. The mortgagor(s) is (are) over the age of 60 and he/she/they occupy the property as his/her/their principal residence.
  
5. The mortgage is a lien on real property improved by a one-to-four family dwelling or condominium unit.
  
6. Therefore, this mortgage is exempt pursuant to Section 280(4) or Section 280-a(4) of the Real Property Law and exempt from the mortgage recording tax pursuant to Section 252-a.2 of the Tax Law.

Wherefore your deponent respectfully requests that this reverse mortgage tendered herewith for recording be declared exempt from taxation pursuant to the provisions of Section 252-A (2) of Article 11 of the Tax Laws of the State of New York.

\_\_\_\_\_

Sworn to before me this  
\_\_\_\_\_ day of, 200

\_\_\_\_\_