

Underwriter: FIRST AMERICAN

AFFIDAVIT FOR RPAPL SECTION 265-A (Home Equity Theft Prevention Act)

CONVEYANCES OF ONE-TO-FOUR FAMILY DWELLINGS BY NATURAL PERSONS

(Seller and Purchaser Affidavit)

State of New York)
County of _____) ss:

Title No.: _____
Exception No(s): _____
Date: _____

Premises: _____

_____ ("Seller(s)") and
_____ ("Purchaser(s)")

each being duly sworn hereby deposes and states as follows: [Select those below that apply]

1a. **Seller(s)** affirms that he/she/they **has/have been** residing at the above mentioned subject premises which is more particularly described in Schedule A of the above numbered title report.

OR

1b. **Seller(s)** affirms that he/she/they **has/have not been** residing at the subject premises.
Seller(s)' current address is _____.

2a. **Seller(s)** affirms that he/she/they **will** reside in the Premises after his/her/their transfer of title to the Purchaser(s).

OR

2b. **Seller(s)** affirms that he/she/they **will not** reside in the Premises after his/her/their transfer of title to the Purchaser(s). Seller(s)' new forwarding address is: _____.

3a. **Purchaser(s)** affirms that the Premises **will** be his/her/their primary residence after his/her/their acquisition of the Premises.

OR

3b. **Purchaser(s)** affirms that the Premises **will not** be his/her/their primary residence after his/her/their acquisition of the Premises.

4a. **Seller(s) and Purchaser(s)** affirm that a/the Seller **is** the spouse of a/the Purchaser, or a/the Purchaser's parent, grandparent, child, grandchild or the sibling of such a person or such person's spouse [state relationship]. Explain/Details: _____.

OR

4b. **Seller(s) and Purchaser(s)** affirm that a/the Seller **is not** the spouse of a/the Purchaser, or a/the Purchaser's parent, grandparent, child, grandchild or the sibling of such a person or such person's spouse.

5a. **Seller(s) and Purchaser(s)** affirm that the Seller(s) **has/have** an interest in the Premises after closing.

OR

5b. **Seller(s) and Purchaser(s)** affirm that the Seller(s) **do/does not** have an interest in the Premises after closing.

6a. **Seller(s)** affirms that a person other than the Purchaser(s) **has** a right to acquire an interest in the Premises.

OR

6b. **Seller(s)** affirms that a person other than the Purchaser(s) **does not have** a right to acquire an interest in the Premises.

That we make this affidavit to induce Eagle Abstract Corp. and its underwriter to insure title to the Premises without exception for the consequences of the Home Equity Theft Prevention Act as set forth in New York State's Real Property Actions and Proceedings Law Section 265-A, knowing that they will rely on the truth of the statements herein made.

Seller: _____

Purchaser: _____

Seller: _____

Purchaser: _____

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

Notary Public