

AFFIDAVIT IN CONNECTION WITH REAL PROPERTY LAW 265-A

HOME EQUITY THEFT PREVENTION ACT

(Purchaser's Affidavit)

State of New York)
County of _____) ss.:

Title No.: _____

Exception No.: _____

Dated: _____

Premises: _____

_____ being duly sworn does depose and say:

1. I/we reside at _____.
2. I am/we are the purchaser(s) of the Real Property known as _____ (the "Real Property").
3. I am/We are familiar with the contract of sale affecting the said Real Property.
4. I/We have no notice or knowledge that any owner(s)/prior owner(s) of the Premises has a continuing right to, or equity in, the Premises.
5. I/We have no notice or knowledge of any violation of the Home Equity Theft Prevention Act by the Seller(s).
6. I/We have been to the Premises and the Premises are now vacant; or, if the Premises are not vacant, the Seller(s) is/are NOT occupying the Premises.
7. The transaction is exempt from the provisions of 265-A of the Real Property Law (the Home Equity Theft Prevention Act) because the Real Property is/was purchased:

(CHECK THE APPROPRIATE BOX)

- for use as my primary residence and I will occupy the Real Property as such; or
- from a referee in a foreclosure sale conducted pursuant to Article 13 of the Real Property Actions Proceedings Law; or
- is a sale authorized by statute; or
- is a sale made by order or judgment of a court; or
- from _____ who is my _____ (state relationship, i.e. spouse, parent, grandparent, child, grandchild or sibling of such person or person's spouse)
- by a non-for-profit housing organization or a public housing agency.

I/we give this affidavit knowing that Eagle Abstract Corp. and its underwriter, Westcor Land Title Insurance Company will rely upon the truth of the statements made above.

Sworn to before me this _____ day of _____, _____

Notary Public

