

**AFFIDAVIT UNDER SECTION 255 TAX LAW
(CONSOLIDATION MORTGAGE)**

STATE OF NEW YORK }
 }SS.:
COUNTY OF _____}

The undersigned being first duly sworn on oath deposes and says that he is the _____ for
and is familiar with the facts set forth herein.

1. That a certain mortgage in the principal sum of \$ _____ was made by _____
to _____,
which mortgage was dated _____ and recorded in the _____ County
Clerk's Office on _____ in Liber _____ of Mortgages Page _____.
That a Mortgage tax in the sum of \$ _____ has been duly paid on said mortgage.

2. That mortgage was consolidated with a subsequent mortgage to _____
now known as _____, in the principal sum of \$ _____
dated _____ and recorded in the _____ County Clerk's Office on
in Liber _____ of mortgages page _____. That a Mortgage Tax in the
sum of \$ _____ has been duly paid on said mortgage.

3. That mortgage was consolidated with a subsequent mortgage to _____
now known as _____, in the principal sum of \$ _____
dated _____ and recorded in the _____ County Clerk's Office on
in Liber _____ of mortgages page _____. That a Mortgage Tax in the
sum of \$ _____ has been duly paid on said mortgage.

4. That mortgage was consolidated with a subsequent mortgage to _____
now known as _____, in the principal sum of \$ _____
dated _____ and recorded in the _____ County Clerk's Office on
in Liber _____ of mortgages page _____. That a Mortgage Tax in the
sum of \$ _____ has been duly paid on said mortgage.

5. That mortgage was consolidated with a subsequent mortgage to _____

now known as _____, in the principal sum of \$ _____
dated _____ and recorded in the _____ County Clerk's Office on
in Liber _____ of mortgages page _____. That a Mortgage Tax in the
sum of \$ _____ has been duly said on said mortgage.

6. That mortgage was consolidated with a subsequent mortgage to _____

now known as _____, in the principal sum of \$ _____
dated _____ and recorded in the _____ County Clerk's Office on
in Liber _____ of mortgages page _____. That a Mortgage Tax in the
sum of \$ _____ has been duly said on said mortgage.

7. That the prior mortgage is now being consolidated with the mortgage attached hereto and presented for recording.
The new indebtedness secured hereby is \$ _____ and a Mortgage Tax of \$ _____
is due and will be paid.

8. That _____, the lender, is affiliated with _____
by acquisition and pursuant hereto is successor in interest to _____
with respect to the prior mortgage(s) set forth above.

9. That the purpose of this Affidavit is to request that the unpaid principal balance on the prior mortgage be exempt from
payment of a Mortgage Tax pursuant to Section 255 of the New York Law and that the tax be imposed only upon the
amount of the new indebtedness.

Subscribed and sworn to before me
this ____ day of _____.

Notary Public

aff#17.wpd