

Modification Agreement Exemption Affidavit

Re: (parties)
(location)

**SUPPORTING AFFIDAVIT
for
EXEMPTION OF MORTGAGE TAX**

STATE OF NEW YORK : COUNTY OF _____ :ss.:

_____, being duly sworn, deposes and says:

1. I reside in _____, and I am an _____ of _____ whose principal place of business is at _____ (hereinafter referred to as the "Bank").
2. On _____, _____ executed and delivered to the Bank a Note in the principal amount of \$ _____ which was secured by a Mortgage of even date on property located at _____ Town of _____, Essex County, N.Y. which mortgage was recorded in the Essex County Clerk's Office on _____ in Book _____ Mortgages at Page _____.
3. On _____, _____ executed a certain Consolidation, Extension and Modification Agreement by which the term for payment of the abovesaid Note(s) and Mortgage(s) was modified upon the consent of the Bank, and he has now presented the Consolidation, Extension and Modification Agreement to the Essex County Clerk for recording.
4. The said Consolidation, Extension and Modification Agreement does not create or secure any new or further indebtedness other than the amount secured by the original Mortgages aforesaid.

WHEREFORE, exemption from Mortgage Tax pursuant to Section 255 of the Tax Law of the State of New York is requested.

(Bank)

By: _____
(name) (title)

Sworn to before me this
day of _____, _____

Notary Public

aff#18.wpd