

**AFFIDAVIT IN CONNECTION WITH REAL PROPERTY LAW § 265-a**  
**Home Equity Theft Protection Act**  
*(Seller's Affidavit)*

**State of New York**                    }  
**County of** [ ] }

[ ] being duly sworn does depose and say;

1. I/we reside at [ ] .

2. I/we am/are the owner(s) of real property known as [ ] (the "Real Property") and I/we am/are about to sell the Real Property to [ ] .

3. That, for purposes of compliance with § 265-a of the Real Property Law (the Home Equity Theft Prevention Act), deponent(s) states of his and/or her actual knowledge that:

a. Neither I/we am/are in default of any mortgage affecting the Real Property by reason of there being payments due and unpaid on any mortgage for two months or more.

b. There are no actions pending against the Real Property to foreclose a mortgage.

c. The Real Property is not shown on an active property tax lien sale list and all real estate taxes are paid through the next lien date.

I/we give this affidavit knowing that the Resource Abstract Corp. will rely upon the truth of the statements made above.

\_\_\_\_\_  
[ ]  
\_\_\_\_\_  
[ ]

**Sworn and subscribed to before me**

**This [ ] day of [ ] , 20 [ ]**