

**AFFIDAVIT OF EXEMPTION**  
**Filing Fees and Mortgage Recording Tax**  
**LPA Property Maintenance Declarations and Mortgages**

STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF [County of residence] )

[LPA's representative] \_\_\_\_\_, being duly sworn, deposes and says:

1. I am the [insert title] \_\_\_\_\_ of the [Insert full legal name of the LPA] \_\_\_\_\_ the qualified and approved Local Program Administrator ("LPA") for the Housing Trust Fund Corporation ("Corporation") under its Access to Home, Access to Home for Medicaid, Access to Home for Veterans or Residential Emergency Services to Offer (Home) Repairs to the Elderly (RESTORE) programs and make this affidavit on behalf of the Corporation.
2. The Corporation is a New York State public benefit corporation created pursuant to provisions of Section 45-a of the New York State Private Housing Finance Law ("PHFL").
3. The LPA and the owner(s) of record of certain residential real property located in [Insert County of residence] \_\_\_\_\_ County, New York, ("Premises"), have entered into a Property Maintenance Declaration ("PMD") or a Mortgage which accompanies this Affidavit with respect to the Premises and the improvements described therein.
4. The PMD or Mortgage is to be recorded as a function of the Corporation's Access to Home, Access to Home for Medicaid, Access to Home for Veterans or RESTORE programs and, pursuant to PHFL Sections 33 and 45-a 2, the Corporation is exempt from the payment of mortgage and recording taxes and recording fees.
5. Furthermore, and pursuant to the NYS Civil Practice Law and Rules Sections 8017 and 8019(d), the PMD or Mortgage and any other documents generated in the course of the Corporation's operations, including this Affidavit, are exempt from any and all County Clerk's fees for the filing, recording, copying, certifying, or indexing of any paper, map, document or proceeding to be used for official purposes.
6. WHEREFORE, it is respectfully requested that the Clerk of \_\_\_\_\_ County record, file or index the PMD or Mortgage, this Affidavit, and any other program document of the Corporation accompanying this Affidavit without demand for payment of any recording, filing, copying indexing, or mortgage recording tax for same.

\_\_\_\_\_  
[Name Typed]

STATE OF NEW YORK )

COUNTY OF \_\_\_\_\_) ss.:

On the \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_, before me, the undersigned, a Notary Public in and for said State, personally appeared \_\_\_\_\_, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity (ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

\_\_\_\_\_  
NOTARY PUBLIC