

**Affidavit of Exemption Under Section 255 Tax Law
(Extension and Modification Agreement)**

TITLE #:

DATE:

State of New York)
County of _____) ss:

_____, being duly sworn, disposes and says:

1. (a) That I am the _____ of _____, the holder of the mortgage hereinafter described, which is a lien on the premises known as _____, Section _____, Block _____, Lot _____, (the "Premises").
(b) That I am the attorney for _____ the owner of the premises encumbered by the mortgage hereinafter described, which is a lien on the premises known as _____, Section _____, Block _____, Lot _____, (the "Premises"), which mortgage is held by _____ ("Mortgagee").
2. That a certain Mortgage dated _____ made by _____, Mortgagor, to _____, Mortgagee, securing the original principal amount of \$ _____ was recorded in the Office of the Register/County Clerk, County of _____ on _____ in Reel/Liber _____ at Page/Control#/CRFN _____, upon which mortgage tax was paid in the sum of \$ _____ (the "Mortgage"). Said Mortgage is now in the reduced amount of \$ _____.
3. That the above mortgage is modified in the amount \$ _____ Modification Agreement dated _____ by and between _____ and _____, and is offered herewith for recording.
6. That said Note and Mortgage Modification Agreement, does not secure any advances made by the Mortgagee to the Mortgagor, nor does it evidence any further indebtedness on the part of the Mortgagor to the Mortgagee, there being no other money advanced by the Mortgagee to the Mortgagor under the aforementioned Mortgage or Modification Agreement except the sum of \$0.00.

WHEREFORE, deponent respectfully requests that such Consolidation, Extension and Modification Agreement tendered herewith for recording may be declared exempt from taxation pursuant to Section 255 of Article XI of the Tax Law of the State of New York.

Sworn to before me this _____
day of _____, 20__

Notary Public