

Affidavits - New York Tax Law - Article 11 - Section 255 - Substitute Amortization

State of \_\_\_\_\_ }  
County of \_\_\_\_\_ }ss:

\_\_\_\_\_, being duly sworn, deposes and says that:

1. I am the \_\_\_\_\_ of \_\_\_\_\_, a New York corporation, which corporation is the general partner of \_\_\_\_\_, a limited partnership ("Mortgagor").
2. The Premises are encumbered by a mortgage, dated as of from Mortgagor to \_\_\_\_\_ ("Mortgagee"), which mortgage was recorded on \_\_\_\_\_ in the office of the Register/County Clerk of \_\_\_\_\_ County, in Reel \_\_\_\_\_ at page (the "Mortgage") and secures a Note in the original principal amount of \$ \_\_\_\_\_.
3. Pursuant to a Note and Mortgage Modification and Severance Agreement (the "Severance Agreement"), dated \_\_\_\_\_ executed by and between Mortgagor and Mortgagee, recorded on \_\_\_\_\_ in Reel \_\_\_\_\_ at page \_\_\_\_\_ in the office of the Register/County Clerk of \_\_\_\_\_ County, the Mortgage was split and severed into two portions, Substitute Mortgage A encumbering the Premises securing the principal amount of \$ \_\_\_\_\_, and Substitute Mortgage B encumbering the Premises securing the principal amount of \$ \_\_\_\_\_.
4. Substitute Mortgages A and B, which are herewith tendered for recording, do not create or secure any new or further indebtedness or obligation other than a portion of the principal indebtedness secured by the Mortgage, and there have been no reloans or readvances on the Mortgage, Substitute Mortgage A or Substitute Mortgage B.
11. Deponent respectfully requests that Substitute Mortgage A and Substitute Mortgage B herewith tendered for recording be declared exempt from taxation pursuant to the provisions of Section 255 of Article 11 of the Tax Law of the State of New York.

\_\_\_\_\_  
Sworn to before me this  
\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_,



**First American**  
**Title Insurance Company**  
**of New York**