

**COMMONWEALTH OF MASSACHUSETTS**

**LAND COURT**

**DEPARTMENT OF THE TRIAL COURT**

**MORTGAGEE'S AFFIDAVIT**

**Under Massachusetts General Laws, Chapter 244, Section 35A, as amended by St. 2010, Chapter 258, Section 7.**

**Case No.** \_\_\_\_\_

**Defendant(s)/Mortgagor(s):** \_\_\_\_\_  
\_\_\_\_\_

**Property Address:** \_\_\_\_\_  
\_\_\_\_\_

- 1) The undersigned makes oath and says that it is (check one):
- The Mortgagee of the Mortgage which is the subject of this proceeding; or
  - One who holds under the Mortgagee; or
  - One who is authorized to act by and on behalf of either the Mortgagee or one holding under the Mortgage;

**AND**

- 2) The undersigned further makes oath and says that (check one):
- The undersigned or a prior holder of the Mortgage has caused to be mailed the Notice(s)\* to Defendant(s)/Mortgagor(s) in compliance with Massachusetts General Laws, Chapter 244, Section 35A, as amended

**OR**

No notice has been sent because no notice is required under Massachusetts General Laws, Chapter 244, Section 35A, as amended.

Signed under the pains and penalties of perjury this \_\_\_\_\_ day of \_\_\_\_\_,

Plaintiff(s)

By:

Name: \_\_\_\_\_

Title: \_\_\_\_\_

**\* COPY OF CHAPTER 244, SECTION 35A NOTICE ATTACHED**