

**Affidavit for Properties Subject to Deed Restrictions -  
Subject to Age (Only)**

**Project Name:** \_\_\_\_\_

**County/State:** \_\_\_\_\_

**Borrower(s):** \_\_\_\_\_

**Loan #:** \_\_\_\_\_      **Lender Name:** \_\_\_\_\_

The provisions of the Fair Housing Act and other applicable laws prohibit housing discrimination on the basis of age and familial status, while allowing certain exceptions for older persons. Housing developments, associations or communities with age restrictions are not considered discriminatory if they comply with all of the following requirements.

- The housing be intended and operated for persons 55-years of age or older; and
- That at least 80% of the occupied units be occupied by at least one person who is 55 years of age or older; and
- The housing facility or community publishes and adheres to policies and procedures that demonstrate its intent to qualify for the exemption; and
- The housing facility or community must also comply with rules issued by HUD for the verification of occupancy.

All ownership/restriction(s) based upon age fully comply with all Federal, State and local Laws, regulations, ordinances, rules and any other applicable requirements. All restriction(s) based upon age are applied uniformly to all occupants and do not operate to discriminate on any prohibited basis.

I certify as an authorized representative of the above referenced housing development/association/community, that all of the preceding statements are true and correct. I further agree that upon Demand, the development/association/community will provide the necessary documentation supporting all of the above statements.

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Development/Association/Community Signature \_\_\_\_\_ Date \_\_\_\_\_

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Print Name and Title \_\_\_\_\_ Telephone Number \_\_\_\_\_