

**CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT - THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY**

\_\_\_\_\_  
**AGREEMENT**, made the \_\_\_\_\_ day of \_\_\_\_\_, in the year

**BETWEEN**

party of the first part, and

party of the second part,

**WITNESSETH:**

**WHEREAS**, the said party of the first part now owns and holds the following mortgage \_\_\_\_\_ and the bond  
or note \_\_\_\_\_ secured thereby:

Mortgage dated the \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_ made by

to

in the principal sum of \$ \_\_\_\_\_ and recorded in the liber \_\_\_\_\_ of section \_\_\_\_\_  
of Mortgages, page \_\_\_\_\_ in the office of the \_\_\_\_\_ of the

Tax Map  
Designation

Dist.

Sec.

Blk.

Lot(s)

covering premises hereinafter mentioned or a part thereof, and

**WHEREAS,**

the present owner of the premises hereinafter mentioned is about to execute and deliver to said party of the  
second part, a mortgage to secure the principal sum of

dollars

and interest, covering premises

and more fully described in said mortgage, and

**WHEREAS**, said party of the second part has refused to accept said mortgage  
unless said mortgage held by the party of the first part be subordinated in the manner  
hereinafter mentioned,

**NOW THEREFORE**, in consideration of the premises and to induce said party of the second part to accept said  
mortgage and also in consideration of one dollar paid to the party of the first part, the receipt whereof  
is hereby acknowledged, the said party of the first part hereby covenants and agrees with said party of the second part that said  
mortgage held by said party of the first part be and shall continue to be subject and subordinate in lien to the lien of said  
mortgage for  
dollars and interest about to be delivered to the party of  
the second part hereto, and to all advances heretofore made or which hereafter may be made thereon (including but not limited to  
all sums advanced for the purpose of paying brokerage commissions, consideration paid for making the loan, mortgage  
recording tax, documentary stamps, fee for examination of title, surveys, and any other disbursements and charges in connection  
therewith) to the extent of the last mentioned amount and interest, and all such advances may be made without notice to the party  
of the first part, and to any extensions, renewals and modifications thereof.

This agreement may not be changed or terminated orally. This agreement shall bind and enure to the benefit of the  
parties hereto, their respective heirs, personal representatives, successors and assigns. The word "party" shall be construed as if it  
read "parties" whenever the sense of this agreement so requires.

**IN WITNESS WHEREOF**, the said party of the first part has duly executed this agreement the day and year first above written.

**IN PRESENCE OF:**

*USE ACKNOWLEDGMENT FORM BELOW WITHIN NEW YORK STATE ONLY:*

**State of New York, County of**

**} ss.:**

On the            day of  
before me, the undersigned, personally appeared

in the year

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.

*USE ACKNOWLEDGMENT FORM BELOW WITHIN NEW YORK STATE ONLY:*

**State of New York, County of**

**} ss.:**

On the            day of  
before me, the undersigned, personally appeared

in the year

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.

*ACKNOWLEDGMENT FORM FOR USE WITHIN NEW YORK STATE ONLY:  
{New York Subscribing Witness Acknowledgment Certificate}*

**STATE OF NEW YORK, COUNTY OF**

**} ss.:**

On the            day of  
before me, the undersigned, personally appeared

in the year

the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who, being by me duly sworn, did depose and say that he/she/they reside(s) in

*(if the place of residence is in a city, include the street and street number, if any, thereof); that he/she/they know(s)*

to be the individual described in and who executed the foregoing instrument; that said subscribing witness was present and saw said

execute the same; and that said witness at the same time subscribed his/her/their name(s) as a witness thereto.

**ACKNOWLEDGMENT FORM FOR USE OUTSIDE NEW YORK STATE ONLY:**  
*{ Out of State or Foreign General Acknowledgment Certificate }*

..... } **ss.:**  
*(Complete Venue with State, Country, Province or Municipality)*

On the \_\_\_\_\_ day of \_\_\_\_\_ in the year \_\_\_\_\_  
 before me, the undersigned, 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), 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, and that such individual made such appearance before the undersigned in the \_\_\_\_\_

*(Insert the city or other political subdivision and the state or country or other place the acknowledgment was taken).*

**SUBORDINATION AGREEMENT  
OF MORTGAGE**

TITLE NO.

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DISTRICT  
SECTION  
BLOCK  
LOT  
COUNTY OR TOWN

TO

*RECORDED AT REQUEST OF*  
**Fidelity National Title Insurance Company of New York**  
*RETURN BY MAIL TO*



**RESERVE THIS SPACE FOR USE OF RECORDING OFFICE**