

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF _____

In the Matter of the Application of

_____,
(Insert your name)

to continue a Mechanic's Lien against

AFFIDAVIT IN SUPPORT
OF ORDER EXTENDING
MECHANIC'S LIEN

_____,
(Name of Owner) As Owner, and

Index No. _____

_____.
(Name of Contractor) As Contractor.

STATE OF NEW YORK
COUNTY OF _____ ss:
(County where notarized)

I, _____, being duly sworn, deposes and says:
(Insert your name)

1. On _____, I caused a Notice of Mechanic's Lien to be duly filed in
(Date Notice of Lien filed)

the Clerk of the County of _____ against certain real property situated in the
(Name of county)

County of _____, further described on the tax map as Section(s) _____,

Block(s) _____, Lot(s) _____, more particularly described in the Notice of Lien, a

copy of which is annexed hereto and made a part of this proceeding, which notice was

filed against the above named _____, as Owner of said property
(Name of Owner)

and _____, as Contractor and said notice was duly docketed by the
(Name of Contractor)

Clerk of the County of _____ on _____.
(Name of County) (Date lien docketed)

2. Said Notice of Lien was filed within _____ months after the completion
(Number of months)

of said labor and the furnishing of said material mentioned in the lien.

3. No action has been commenced or other proceedings taken to enforce said lien or the debt which said lien was filed to secure, against the aforementioned real property or against _____, as Owner of said property and _____, as Contractor, nor has said lien been cancelled or otherwise discharged and the amount therein claimed is now due and payable from _____, and _____ to deponent.

(Name of Owner) (Name of Contractor)

4. No action has been taken to enforce said lien up to this time for the reason that the work has been taken over by _____ and the entire work on the building has not yet been completed and it is impossible at this point to determine what amounts are due to lienor(s) until said work has been completed.

(Name of new Contractor)

5. No previous application for such an order has been made.

6. Pursuant to 22 NYCRR§ 130-1.1-a, this is not a frivolous application.

WHEREFORE, your deponent prays that an order be entered extending and continuing the aforementioned lien for a period of one year.

(Sign your name in the presence of a Notary Public)

(Print your name)

Sworn to before me this

_____ day of _____, 20_____

Notary Public