Mortgagor's Oath

U.S. Department of Housing and Urban Development
Office of Housing
Federal Housing Commissioner

To the Federal Housing Commissioner

Date _____

Project No. _____

In accordance with the stated intent of Congress and with the provisions of the National Housing Act, as amended, as set forth in part below, the undersigned hereby certifies:

That so long as the mortgage covering the above numbered project is insured or held under the provisions of the National Housing Act, as amended, no part of the property described in the aforesaid mortgage will be rented for a period of less than thirty days or operated in such a manner as to offer any hotel services to any tenants of the dwelling units located on the property.

That in selecting tenants for the property covered by the mortgage to be insured under the above number there will be no discrimination against any family by reason of the fact that there are children in the family;

That the property will not be sold while the mortgage insurance is in effect or the mortgage is held by the Commissioner unless the purchaser files with the Federal Housing Commission a like certification executed by such purchaser under oath.

(Mortgagor) _____ (Title) _____

County of _____ State of _____

Personally appeared before me this _____ day of _____, _____.

who, after being duly sworn, says that he/she is the (Title) _____ of the _____, a corporation organized and existing under the laws of the State of _____, and that he/she has authority to execute under oath and has so executed the above certification for and on behalf of such corporation

Notary Public _____ Seal

"SEC. 513. (a) The Congress hereby declares that it has been its intent since the enactment of the National Housing Act that housing built with the aid of mortgages insured under that Act is to be used principally for residential use; and that this intent includes the use of such housing for transient or hotel purposes while such insurance on the mortgage remains outstanding.

"(b)

"(c) Notwithstanding any other provisions of this Act, no mortgage with respect to multifamily housing shall be insured under this Act.....unless (1) the mortgagor certifies under oath that while such insurance remains outstanding he will not rent, or permit the rental of, such housing or any part thereof for transient or hotel purposes, and (2) the Commissioner has entered into such contract with, or has purchased such stock of, the mortgagor as the Commissioner deems necessary to enable him to prevent or terminate any use of such property or project for transient or hotel purposes while the mortgage insurance remains outstanding.

"(d)

"(e) As used in this section . . . . the term 'rental for transient or hotel purposes' shall have such meaning as prescribed by the Commissioner but rental for any period less than thirty days shall in any event constitute rental for such purposes.

"SEC. 207 (b) (2).....Notwithstanding any other provisions of this section (title), no mortgage shall be insured hereunder unless the mortgagor certifies under oath that in selecting tenants for the property covered by the mortgage he will not discriminate against any family by reason of the fact that there are children in the family, and that he will not sell the property while the insurance is in efect unless the purchaser so certifies, such certifications to be filed with the Commissioner. Violation of any such certification shall be a misdemeanor punishable by a fine of not to exceed $500."

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)