
MORTGAGOR'S OATH

To (Insert name of lender)

Date _____

To the Federal Housing Commissioner

Project No. _____

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

That so long as the mortgage covering the above numbered project is coinsured 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 unless the project was specifically designed for housing the elderly and there will be no discrimination against family because of the sex of the head of the household.

That so long as the mortgage coinsurance is in effect there will be compliance with Title VIII of the Civil Rights Act of 1969 and implementing regulations and administrative procedures that prohibit discrimination because of race, color, religion, sex, or national origin; and the project and related activities will be administered to further fair housing in an affirmative manner; and there will be compliance with state and local fair housing laws.

That so long as the mortgage coinsurance is in effect there will be compliance with Executive Order 11063 and implementing regulations and administrative procedures that prohibit discrimination because of race, color, religion (creed), sex, or national origin in housing and related facilities provided with Federal financial assistance.

That so long as the mortgage coinsurance is in effect there will be no discrimination against any employee or applicant for employment because of race, color, religion, sex or national origin. This provision and the provisions of Executive Order 11246 and 41 CFR Chapter 60, where appropriate, are applicable to any contract or subcontract for project repairs and improvements.

That the property will not be sold while the mortgage coinsurance is in effect unless the purchaser files with the Federal Housing Commissioner a like certificate executed by such purchaser under oath.

(Mortgagor) (Title)

County of _____

State of _____

Personally appeared before me this _____ day of _____, 19____, _____, who, after being duly sworn, says that he is the _____ (Title) _____ of the _____, a corporation organized and existing under the laws of the State of _____ and that he has authority to execute under oath and has so executed the above certification for and on behalf of such corporation.

Notary Public

"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 the Act is to be used principally for residential use; and that this intent excludes 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 the 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."

WARNING

U.S. Criminal Code, Section 1010, Title 18, USC, "Federal Housing Administration transactions," provides in part: "Whoever, for the purposes of influencing in any way the action of such Administration ... makes, passes, utters, or publishes any statement, knowing the same to be false shall be fined not more than \$5,000 or imprisoned not more than two years, or both."
