![Minnesota Housing logo]

INSTRUCTIONS

The attached First-Generation Homebuyer Affidavit is required to determine eligibility for the First-Generation Homebuyer Loan or as applicable for the Deferred Payment Loan Plus (DPL+) program and is part of the loan application. Only one borrower must be a first-generation homebuyer, as defined and affirmed on the affidavit.

This cover sheet is not required but is encouraged to help homebuyers execute a valid First-Generation Homebuyer Affidavit. **An invalid Affidavit may result in the Borrower being ineligible for funding.**

The First-Generation Homebuyer Affidavit is **only valid and acceptable** if <u>all</u> the following have been completed:

☐ **Borrower has selected the applicable statement below:**
- My Parents or prior legal Guardians either never owned a home, or owned a home but they lost it due to Foreclosure.
- I aged out of foster care; or I emancipated.

☐ **Borrower's signature is completed.**

☐ **Borrower's name is printed.**

☐ **Date of signature is listed.**

☐ **County and State Where Signature Occurred is completed.**

☐ **First-Generation Homebuyer Affidavit is fully executed at or prior to closing.**

‖‖‖ *M C H F A B Y A F F* ‖‖‖

This affidavit will be used to determine eligibility for the First-Generation Homebuyer Loan or as applicable for the Deferred Payment Loan Plus (DPL+) program and is part of the loan application. Only one borrower must be a first-generation homebuyer, as defined and affirmed on this affidavit. **Completion of form by a Power of Attorney only allowed with Minnesota Housing approval.**

If any of the facts contained in the First-Generation Homebuyer Affidavit are found by Minnesota Housing to be incorrect, Minnesota Housing may exercise its rights under each Promissory (or Loan) Note and Mortgage to declare the remaining principal balance of the loan immediately due and payable. In addition, under the Minnesota Criminal Code, *a person who obtains funds through sworn false representation may be guilty of perjury and/or <u>theft</u> and may face criminal charges.*

By signing below, I certify (1) I will occupy the property as my primary residence; and (2) all of the following are true based on the definitions below:

I have either never owned a home, or I once owned a home but I lost it due to foreclosure.

I further certify one of the following is also true (check the applicable option):

- ☐ **My Parents or prior legal Guardians either never owned a home, or owned a home but they lost it due to Foreclosure.**
- ☐ **I aged out of foster care; or I emancipated.**

I have read and understand the definitions for this program:

- **Parent:** A lawful father or mother established through birth or a court order showing custody or responsibility. Includes a biological parent, adoptive parent, or a person that a court has determined to be a parent. Foster parents are not considered Parents or Guardians for the purpose of this program.
- **Guardian:** A person appointed by a court to take *permanent* responsibility for you when you were a child.
- **Ownership:** Being on title to real estate that is your primary residence (in any country) or having a marital interest in a home that is your primary residence. Ownership does not include an ownership interest in a mobile or manufactured home which is not permanently affixed to real estate (e.g. anchored to the ground instead of attached to a foundation).
- **Foreclosure:** A legal process that allows lenders to recover the amount owned on a defaulted home loan by taking ownership of the mortgaged property. Other circumstances such as short sale, deed in lieu, disaster, tax forfeiture or fleeing from war, do not qualify as a foreclosure under this definition.

I declare under penalty of perjury that everything I have stated in this document is true and correct.

Minn. Stat. § 358.116; Minn. Gen. R. Prac. 15.

_____   _____
Borrower's Signature   **REQUIRED: County and State Where Signature Occurred**

_____   _____
Print Borrower's Name   Date of Signature

* M C H F A B Y A F F *