

## FENCE AFFIDAVIT

### Re:

State of New York |  
County of | ss:

, being duly sworn, deposes and says:

1. I am the owner of the real property commonly known as \_\_\_\_\_, in the Town of \_\_\_\_\_, County of \_\_\_\_\_, State of New York.
2. I acquired title to this property by deed dated \_\_\_\_\_ and recorded on \_\_\_\_\_ in the \_\_\_\_\_ County Clerk's Office in Book/Liber \_\_\_\_\_ of Deeds at Page \_\_\_\_\_.
3. My property adjoins property commonly known as \_\_\_\_\_, in the Town of \_\_\_\_\_, County of \_\_\_\_\_, State of New York (the "adjoining property").
4. Attached hereto is a map of the adjoining property prepared by 5 Boro Mapping, professional land surveyor, dated \_\_\_\_\_.
5. Said map depicts a fence which is generally located along the common boundary separating my property from that of the adjoining property. This fence is located upon the adjoining property, and is located at varying widths at or about \_\_\_\_\_ feet \_\_\_\_\_ erly of the said common boundary line.
6. I make no claim to the land lying between the said boundary line and the fence, and hereby quitclaim, remise and release any interest I may have in said land.
7. Any use or possession by me and my predecessors in title of the strip of land between the boundary line and the fence has been permissive, has not been exclusive, and has occurred only in the spirit of cooperation among neighbors.

8. This affidavit is made with the knowledge that \_\_\_\_\_ and \_\_\_\_\_, their mortgagee and title insurance company, and any prudent purchaser or lender will rely upon this affidavit in dealing with the adjoining property.

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Sworn to before me this \_\_\_\_\_ day  
of \_\_\_\_\_, 20\_\_\_\_\_.

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Notary Public