

FEDERAL AND NEW YORK ESTATE TAX AFFIDAVIT

Title No: BTA

Dated:

STATE OF NEW YORK

}

} ss:

COUNTY OF

}

, being duly sworn deposes and says:

I reside at _____.

I am the (Executor/Administrator) of the Estate
who died a resident of _____ County on _____, 20 ____.

If neither of the above, state relationship to decedent:

I am fully familiar with the assets of which the decedent died seized, which comprise the gross estate as hereinafter defined, and the said gross estate is less than \$_____ and therefore said estate is not subject to any Federal or New York Estate Tax. (see notes below)

I make this statement knowing full well that **Benchmark Title Agency, LLC** as agents for relies on the accuracy thereof for the purposes of issuing its policy of title insurance in the captioned matter.

Sworn to before me
this _____ day of _____,

Notary Public

NOTES:

1. The above affidavit may be used to pass the question of the Federal Estate Tax of a decedent where the gross estate, as hereinafter defined, is less than \$.**
2. Where the gross estate of a decedent is \$.** or more, the affidavit cannot be used to pass the exception of the Federal Estate Tax. The exception may be passed only upon a Release from the lien of the Federal Estate Tax or a closing letter from the IRS and the cancelled checks showing the tax thereon, fully paid.
3. The gross estate as used in the above affidavit shall include, wheresoever situate, all real estate, stocks and bonds, mortgages, notes and cash, insurance on decedent's life, jointly owned property, transfers during decedent's life without an adequate or full consideration, powers of appointment, annuities, personal property, interests in a partnership or unincorporated business, and the value of the decedent's adjusted lifetime gifts.

Federal Estate Tax Exemption Threshold

\$600,000 when decedent died during 1987 -1997
\$625,000 when decedent died during 1998
\$650,000 when decedent died during 1999
\$675,000 when decedent died during 2000 -2001
\$1,000,000 when decedent died during 2002 -2003
\$1,500,000 when decedent died during 2004 - 2005
\$2,000,000 when decedent died during 2006 -2008
\$3,500,000 when decedent died during 2009
\$5,000,000 when decedent died during 2010
\$5,000,000 when decedent died during 2011
\$5,120,000 when decedent died during 2012
\$5,250,000 when decedent died during 2013

New York Estate Tax Exemption Threshold

\$115,000 when decedent died on or before 9/30/98
\$300,000 when decedent died on or before 1/31/00
\$650,000 when decedent died on or before 1/1/99
\$675,000 when decedent died on or after 12/31/01
\$1,000,000 when decedent died on or after 1/1/02
\$2,062,500 when decedent died on or after 4/1/2014
\$3,125,000 when decedent died on or after 4/1/2015
\$4,187,500 when decedent died on or after 4/1/2016
\$5,250,000 when decedent died on or after 4/1/2017