

COURT

CASE NUMBER

PLAINTIFF/CREDITOR

VS

DEFENDANT/DEBTOR

AFFIDAVIT SUPPORTING REAL PROPERTY LEVY

That I, _____, as Attorney of Record for Levying Creditor (or as the Levying Creditor) have herein set forth all of the following as to the Judgment Debtor:

1. An attestation that the levying creditor or his/her attorney in accordance with F.S. 55.10 (1) and (2), has reviewed the recordation records of the Clerk of Court for Palm Beach County, Florida, or through a current title search on the real property described within the Instructions for Levy and that all the information contained in this Affidavit including a disclosure of all judgment liens, mortgages, financing statements, tax warrants, and other liens against the described real property, based on their review or title search is true and correct.
2. An attestation that the levying creditor or his/her attorney has verified that there has been no transfer of deed of the property on which he or she intends to levy.
3. That the levying creditor has provided to the Sheriff for each judgment lien found recorded in their order of priority on the real property, the information contained in the certified copy of recordation of lien under F.S. 55.10 (1) and (2), and for each other lien found recorded on the real property, the name and address of the lienholder(s), as shown in the copy of the recorded lien(s) disclosed by the title search. The following information **must be included** if any liens are found in the records of the Clerk of Courts recording department or the State's database for Judgment Lien Certificates: Court of issuance, case number, case style, judgment date, amount of judgment, interest rate, Official Record Book/Page, recordation date, and the name and address of the party filing the lien.
****Your judgment lien must also be listed with the required information****
4. An attestation that there were no other liens found other than those identified above.
5. A statement that the levying creditor either does or does not have any other levy in process or, if another levy is in process, the levying creditor believes in good faith that the total of the property under execution does not exceed the amount of outstanding judgments.
6. That I understand that it is the responsibility of the Sheriff to furnish certified mailing of Notice to all judgment creditors and other lienholders who have acquired a lien as provided in F.S. 55.10 (1) and (2), or F.S. 695.01, and I have provided to the Sheriff, as required by F.S. 56.21, said names and addresses of: Attorney of Record of Judgment Debtor, and if debtor has no attorney, then the last known address of Judgment Debtor; Attorney of Record of all Judgment Creditors and other lienholders as listed in the judgment lien or other recorded liens, and if creditor has no attorney, then the names and addresses of

_____ (Initial)

the Judgment Creditors and other lienholders; Property Owner of record, and each other person holding a mortgage or other lien against the real property as disclosed by this Affidavit.

7. It is my understanding, unless a directed Court Order to the Sheriff to the contrary is received prior to the day of the Sheriff's Sale, all monies received through levy or sale will be paid as prescribed in F.S. 56.27(1): to the Sheriff, for costs; the levying creditor in the amount of \$500 as liquidated expenses; and the priority lien holder(s) as set forth in this Affidavit by the plaintiff/creditor or his/her attorney, in satisfaction of the judgment lien, provided that the judgment lien has not lapsed at the time of levy.

Date: _____

Affiant's Signature

Affiant's Address:

Printed Name of Affiant

State of Florida, County of _____
Sworn to and Subscribed before me this _____ day
of _____, 20____

Notary Public