



**STATE OF NEW YORK MORTGAGE AGENCY
REQUEST FOR FEDERAL RECAPTURE TAX REIMBURSEMENT**

The undersigned requests reimbursement for the federal recapture tax reported on IRS Form 8828 following the sale, exchange or other disposition (“Disposition”) of the below stated residence. I/We purchased our home with a mortgage loan financed through tax-exempt bonds issued by the State of New York Mortgage Agency (“SONYMA”).

Certain information relating to our mortgage loan is as follows:

Name(s) of Borrower(s): _____
Address of Residence: _____
Date Home Was Purchased by Borrower(s): _____
Date Home Was Sold by Borrower(s): _____
Sale Price of Home Sold by Borrower(s): \$ _____
Request Amount (Recapture Tax Paid by Borrower(s) to IRS): \$ _____
Tax Year in Which Recapture Tax Was Paid by Borrower(s): _____
Date on Which Recapture Tax Was Paid by Borrower(s): _____

As part of our request for reimbursement, I/we make the following statements, representations and warranties:

1. My/Our loan, which was financed from the proceeds of SONYMA tax-exempt bonds, closed on or after July 17, 2007.
2. I/We filed IRS Form 8828 with my/our Federal tax return for the tax year stated above. The amount of recapture tax paid to the Internal Revenue Service (IRS) (“Request Amount”) as indicated above reflects the exact amount of recapture tax liability shown on Form 8828. I/We acknowledge that SONYMA will not calculate the amount of our recapture tax and has no obligation or responsibility to verify the accuracy of our calculation.
3. I/We understand that as of the above Date Home Was Sold by Borrower(s), if I/we was paying mortgage insurance premiums to Genworth Mortgage Insurance Company (“Genworth”), a portion or all of the Request Amount may be paid to me/us by a third party company. If all of the Request Amount was paid by the third party company, the Request Amount shall be considered paid in full and shall release SONYMA from this obligation. If a portion of the Request Amount was paid by the third party company, the difference between the Request Amount the amount paid by the third party company will be paid to me/us by SONYMA.
4. I/We have not previously requested SONYMA or any other company to reimburse me/us for any recapture tax with respect to the home described above. I/We will not submit another reimbursement request regarding this home for any reason, including, but not limited to, the payment of additional recapture tax because of any miscalculation.
5. I/We understand that SONYMA will reimburse me/us only for the amount of the recapture tax I/we reported and paid to the U.S. Treasury on IRS Form 8828 and that SONYMA will not reimburse for any fees, interest, expenses or penalties incurred in connection with the recapture tax. However, in no event will the reimbursement amount payable by SONYMA and/or Genworth exceed the legally-owed recapture amount.

6. The information contained in our tax return for the calendar year in which a Disposition of our home occurred was true and correct as of the date such return was filed with the IRS. Such information, together with the information included in this request for reimbursement of our recapture tax and in any other document or item requested by SONYMA, is or will be correct as of the date submitted to SONYMA.

I/We acknowledge that SONYMA’s reimbursement of our recapture tax may constitute income to me/us for federal and/or state income tax purposes, and that I/we may have to pay taxes on this additional income. I/We further acknowledge that SONYMA will not provide me/us with additional moneys to pay such taxes. If I/we have question regarding the treatment of the reimbursement for tax purposes, I/we will check with our tax advisor or the Internal Revenue Service

I/We have attached to this request for reimbursement of my/our recapture tax the following:

- A copy of my/our signed federal tax return, including completed IRS Form 8828 for the year in which the home was sold or otherwise disposed of;
- A copy of signed HUD-1 Settlement Statement issued in connection with the Disposition of our home; and
- An original signed IRS Form 4506-T completed by each person listed as a Borrower under the mortgage loan documents, authorizing SONYMA to obtain a copy of each such Borrower’s federal tax return, including IRS Form 8828.
- Proof of payment of the taxes due with such tax return if any amount was owed.

I/We understand that SONYMA may need additional documentation to approve our request for reimbursement, and I/We will provide such documentation promptly upon request.

(Borrower)

(Date)

(Borrower)

(Date)

Current Contact Information:

Printed Name(s)

Daytime Telephone Number

Street Address

E-mail Address

City, State, & Zip

Send request for recapture tax reimbursement to:

**Recapture Tax Reimbursement
State of New York Mortgage Agency
641 Lexington Avenue
New York, NY 10022**