

## AMENDATORY CLAUSE

"It is expressly agreed that notwithstanding any other provisions of this contract, the purchaser shall not be obligated to complete the purchase of the property described herein or to incur any penalty by forfeiture of earnest money deposits or otherwise unless the purchaser has been given in accordance with HUD/FHA or VA requirements a written statement by the Federal Housing Commissioner, Veterans Administration, or a Direct Endorsement lender setting forth the appraised value of the property of not less than \$\_\_\_\_\_. The purchaser shall have the privilege and option of proceeding with consummation of the contract without regard to the amount of the appraised valuation. The appraised valuation is arrived at to determine the maximum mortgage the Department of Housing and Urban Development will insure. HUD does not warrant the value nor the condition of the property. The purchaser should satisfy himself/herself that the price and condition of the property are acceptable."

The dollar amount to be inserted in the amendatory clause is the sales price as stated in the contract. If the borrower and seller agree to adjust the sales price in response to an appraised value that is less than the sales price, a new amendatory clause is not required. However, the loan application package must include the original sales contract with the same price as shown on the amendatory clause, along with the revised or amended sales contract.

## REAL ESTATE CERTIFICATION

I/We hereby certify all terms stated in the Sales contract by and between \_\_\_\_\_  
(seller)

\_\_\_\_\_ and \_\_\_\_\_  
(seller) (buyer)

\_\_\_\_\_ dated \_\_\_\_\_ on the property located at  
(buyer) (date)

\_\_\_\_\_ are true to the best of my knowledge and  
(property address)

belief, and that any other agreement entered into by any of these parties in connection with this transaction is attached to the Sales Agreement.

\_\_\_\_\_  
Buyer

\_\_\_\_\_  
Buyer

\_\_\_\_\_  
Seller

\_\_\_\_\_  
Seller

\_\_\_\_\_  
Selling Agent

\_\_\_\_\_  
Listing Agent

WARNING: Section 1010 of Title 18 U.S.C. "Federal Housing Administration Transaction" provides "whoever, for the purposes of influencing in any way the action of such Administration, makes, passes, utters, or publishes any statement, knowing the same to be false, shall be fined not more than \$5,000.00 or imprisoned not more than two years, or both." Other Federal Statutes provide severe penalties for any fraud as intentional misrepresentation made for the purpose of influencing the Issuance of any guaranty or insurance or the making of any loan by the Administrator for Veteran Affairs.