

**IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT OF
FLORIDA, IN AND FOR BREVARD COUNTY, FLORIDA**

05-_____-_____-_____-XXXX-XX

Division: _____

_____,
Plaintiff

VS.

_____,
Defendant(s),
_____ /

**OWNER'S CLAIM FOR
MORTGAGE FORECLOSURE SURPLUS**

Under penalty of perjury, I (we) hereby certify that:

1. I was (we were) the owner of the following described real property in Brevard County, Florida, prior to the foreclosure sale and as of the date of the filing of the lis pendens:

(Legal description of real property)

2. I (we) do not owe any money on any mortgage on the property that was foreclosed other than the one that was paid off by the foreclosure.

3. I (we) do not owe any money that is the subject of an unpaid judgment, tax warrant, condominium lien, cooperative lien, or homeowners' association.

4. I am (we are) not currently in bankruptcy.

5. I (we) have not sold or assigned my (our) right to the mortgage surplus.

6. My (our) new address is: _____.

7. If there is more than one owner entitled to the surplus, we have agreed that the surplus should be paid ____ jointly, or ____ to: _____, at the following address:
_____.

8. I (WE) UNDERSTAND THAT I (WE) AM (ARE) NOT REQUIRED TO HAVE A LAWYER OR ANY OTHER REPRESENTATION AND I (WE) DO NOT HAVE TO ASSIGN MY (OUR) RIGHTS TO ANYONE ELSE IN ORDER TO CLAIM ANY MONEY TO WHICH I (WE) MAY BE ENTITLED.

9. I (WE) UNDERSTAND THAT THIS STATEMENT IS GIVEN UNDER OATH, AND IF ANY STATEMENTS ARE UNTRUE THAT I (WE) MAY BE PROSECUTED CRIMINALLY FOR PERJURY.

Print Name: _____ Print Name: _____
Phone Number: _____ Phone Number: _____

STATE OF _____
COUNTY OF _____

Sworn to (or affirmed) and subscribed before me this _____ day of _____,
20____, by _____.
(name of person(s) making statement)

(Signature of Notary Public - State of Florida)

(Print, Type, or Stamp Commissioned Name of Notary Public)

Sworn and subscribed to before me this _____ day of _____, 20____, by

Notary Public/Deputy Clerk

Personally Known ____ OR Produced Identification ____ Type of Identification Produced _____

**IN THE COURT, EIGHTEENTH JUDICIAL CIRCUIT,
IN AND FOR BREVARD COUNTY, FLORIDA**

DIVISION: **CASE NUMBER: 05 - - - -XXXX-XX**

PLAINTIFF/PETITIONER- (name & address) **CLOCK IN**

DEFENDANT/RESPONDENT – (name & address)

ORDER ON MOTION TO DISBURSE SURPLUS FUNDS

This cause having come before the court on the Motion to Disburse Surplus Funds to Defendant, it is hereby ordered and adjudged:

1. The Motion to Disburse Surplus Funds to the Defendant is hereby GRANTED/DENIED.
2. The Clerk is hereby directed to disburse the surplus funds in the amount of \$_____, less any Clerk's fees to the defendant,
3. _____

DONE AND ORDERED this _____ day of _____, 20____, in Brevard County, Florida.

Judge