

## THDA LENDER NOTICE: #2022-01

January 7, 2022

---

**SUBJECT: REVISED Standardized Subordinate Lien Documents**

As stated in Lender Notice 2021-15, THDA along with eight other Housing Finance Agencies have been working with Freddie Mac on a standardized project for legal closing documentation for subordinate liens. The intent is to standardize documents for our lending partners that work with multiple Housing Finance Agencies. These forms were adopted by THDA with the September 13, 2021 Down Payment Assistance change.

THDA has been made aware of a minor change to the last sentence in the final section of the security instruments titled “Certain Restrictions Terminate on Foreclosure of HUD-Insured First [Deed of Trust] [Mortgage].” The change was to add the term “Mortgage” or “Deed of Trust” so the language in that sentence was consistent with the first sentence of that section. Freddie Mac also made a similar change to this language in all versions of the subordinate notes. Due to these changes, the tagline at the bottom of the documents has also been updated to reflect the 12/2021 change.

The new documentation with the tagline of 12/2021 should be used immediately, with a mandatory date of 2/1/2022. THDA has been working with DocMagic and Ice Mortgage Technology to assist our lenders with the implementation of these forms.

If you utilize a different document vendor, please share these changes with them.

Thank you for your continued support and participation in the THDA mortgage loan programs.