

CHILD SUPPORT MORTGAGE AND PRIVILEGE BY AFFIDAVIT OF DCFS

STATE OF LOUISIANA  
PARISH OF \_\_\_\_\_

BEFORE ME, the undersigned authority, personally came and appeared:

\_\_\_\_\_, Director, or authorized designee hereinafter referred to as the  
Director, who being first duly sworn did depose and say:

That the Director certifies that the Department of Children and Family Services, Child Support Enforcement  
Section, hereinafter referred to as the Department, is enforcing child support enforcement services against the Child  
Support Obligor, \_\_\_\_\_, SSN XXX-XX-\_\_\_\_\_, DOB \_\_\_\_\_  
hereinafter referred to as the Obligor;

That the Obligor, whose last known address is \_\_\_\_\_, owes past due child support  
payments which are due under the provisions of an award for child support rendered in a court of this state, or under a  
foreign child support order registered under the provisions of the Uniform Interstate Family Support Act, entitled:  
\_\_\_\_\_

That pursuant to LA R.S. 13:4291(A), the child support payments that are owed by the Obligor are deemed by  
operation of law to be a judgment, on and after the date each installment of child support becomes due;

That pursuant to LA R.S. 13:4291(B)(1), each judgment of unpaid child support wherein the Department is  
providing services shall be executory in all respects without the necessity of a judicial proceeding to determine the amount  
actually owed by the Obligor;

The Director certified herein that the Obligor owes past due child support in the amount of \$ \_\_\_\_\_  
LASES Case No. \_\_\_\_\_, plus any additional unpaid amount of child support that may become due and  
eligible after the date herein below;

That in accordance with LA R.S. 13:4291(B)(1) and LA R.S. 46:236.16, the filing and recording of this Affidavit  
shall operate as a first lien, privilege, and legal mortgage on all of the movable and immovable property of the Obligor  
from the date of such filing, and shall not affect liens, privileges, chattel mortgages, or security interests as provided in LA  
R.S. 10:9-101 et seq. or mortgages already affecting or burdening such property at the date of such filing;

The Director further certifies that prior to this Affidavit being filed and recorded, that the Department has provided  
notice to the Obligor in the manner prescribed by law, and that the Obligor has not filed an appeal prior to the Department  
filing and recording this Affidavit;

That the Department is authorized by law to file and record this Affidavit in the mortgage records of any parish in  
which the Obligor, \_\_\_\_\_, may own movable or immovable property, and with  
The Office of the Secretary of State for inclusion in the master index authorized under LA R.S. 10:9-519;

That the filing of this Affidavit shall apply to all support obligations that may accrue after such filing, and the  
property of the Obligor shall be subject to seizure and sale for the payment of such support obligation and arrearages  
according to the preference and rank of the lien, privilege, security interest, and mortgage securing their payment;

That this Affidavit does not operate as a lien, privilege, or legal mortgage on any licensed or titled motor vehicle;

That the Director is authorized by law to release all or any portion of the property subject to any lien or judgment  
from such lien or judgment, or may subordinate such lien or judgment to other liens and encumbrances if he determines  
that the support obligation and arrearages are sufficiently secured by a lien or judgment on other property or through other  
security, or that the release, partial release, or subordination of such lien or judgment, will not endanger or jeopardize the  
collection of support obligations or arrearages;

The Director further certifies that all of the information contained in this Affidavit is in accordance with the child  
support payment records maintained by the Department, in its normal scope and course of business, on the Obligor,  
\_\_\_\_\_, and that the information herein is true and correct to the best of his knowledge and belief.

WITNESSES:

_____	_____
Typed or Printed Name of Witness	Name and Title of Director or his Designee
_____	_____
	Signature

_____	_____
Typed or Printed Name of Witness	Signature

Sworn to and subscribed before me on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_, Louisiana.

_____	_____
Typed or Printed Name and Title/Notary ID No.	Signature