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571385 Lake County Recorder!
December 19, 1979

Mercantile National Bank of Indiana 5243 Hohman Avenue Hammond, Indiana 46320

e: Town of Highland Economic Development Revenue Bond

Gentlemen:

In consideration of the purchase by the Mercantile National Bank of Indiana (the "Bank") of an economic development revenue bond issued by the Town of Highland, Indiana, in the amount of \$225,000 it is hereby agreed as follows:

1. The Developer-Mortgagor hereby assigns to Mortgagee as additional and collateral security for the mortgage indebtedness, all of the rents, issues and profits accruing under any leases now on the mortgaged property, or which may hereafter be placed thereon, and all lessees or sub-lessees shall be directed, upon demand of Mortgagee, to pay said rents, issues and profits direct to Mortgagee, this assignment to become null and void upon release of this mortgage, PROVIDED, however, this assignment shall become effective only upon default by Mortgagor in making payment of any installment of the note hereby secured or in the performance of any of the terms and conditions of thismortgage.

- 2. The Developer-Mortgagor agrees not to convey the mortgaged premises so long as any part of the mortgage indebtedness remains unpaid, without the written consent of the Mortgagee, and that a violation of this provision will, at the option of the Mortgagee and without notice, accelerate maturity of the indebtedness hereby secured and cause the entire unpaid balance thereof to become immediately due and payable.
- 3. The mortgaged property referred to in this agreement is described as follows:

The West 200 feet of the South 103.8 feet of the North 728.7 feet of Block 1 in Hart's Acres 2nd Addition to Highland as per plat thereof, recorded in Plat Book 23, page 53 in the office of the Recorder of Lake County, Indiana.

Also the South 103.8 feet of the North 728.7 feet of Block 1, measured along the West side of Block 1, as marked and laid down on the recorded Plat of Hart's Acres 2nd Addition to Highland, Lake County,

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Indiana, as the same appears of record in Plat Book 23, page 53 in the Office of the Recorder of Lake County, Indiana except the West 200 feet thereof.

4. The mortgage referred to in this agreement was dated as of December 1, 1979, and recorded in the Office of the Recorder of Lake County, Indiana, on December 11, 1979, as Document No. 564095

Mercantile National Bank of Indiana as Trustee under Trust No. 3925

SEE SIGNATURE PAGE ATTACHED

H. F. Smiddy, Jr., Senior Vice President and Trust Officer

ATTEST:

Perrin D. Schutz, Secretary

#3010 Richard A. O'Connell Land Trust Assignment to Mercantile National Bank

THIS INSTRUMENT is executed by the undersigned Trustee, not personally - but solely as Trustee under the terms of that certain agreement dated the 14th day of September , A.D. 19 79 O. Creating Trust No. 3925 ; and it is expressly understood and agreed by the parties hereto, anything herein to the contrary notwithstanding, that each and all of the covenants, undertakings, representations and agreements herein made are made and intend, not as personal covenants, undertakings, representations and agreements of the Trustee. purpose of binding it personally, but this instrument is executed and delivered by the MERCANTILE NATIONAL BANK OF INDIANA, as Trustee, solely in the exercise of the powers conferred upon it as such Trustee under said agreement and no personal liability or personal responsibility is assumed by, nor shall at any time be asserted or enforced against the MERCANTILE NATIONAL BANK OF INDIANA, on account hereof, or on account of any covenant, undertaking representation or agreement herein contained, either expressed or implied, all such personal liability, if any, being hereby expressly waived and released by the parties hereto or holder hereof, and by all persons claiming by or through or under said parties or holder hereof.

IN WITNESS WHEREOF, said MERCANTILE NATIONAL BANK OF INDIANA has caused its name to be signed to these presents by a Senior Vice President and Trust and its corporate seal to be hereunto affixed and attested by its Sr. Vice President and Cashier the day and year first above written.

MERCANTILE NATIONAL BANK OF INDIANA as Trustee aforesaid and not personally,

B

H. F. Smiddy, Jr Senior Vice President and Trust Officer

ATTEST:

Perrin D. Schutz, Senior Vice President

and Cashier

STATE OF INDIANA

SS:

COUNTY OF LAKE

\_, a Notary Public in and for Opal F. Richards said County in the State aforesaid, DO HEREBY CERTIFY, that H. F. Smiddy, Jr. of the MERCANTILE NATIONAL BANK OF INDIANA, a national Perrin D. Schutz of said national banking banking association, and association, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Sr. Vice President & Trust Officer and Sr. Vice President and Cashier , respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary acts, and as the free and voluntary act of said national banking association, as Trustee, for the uses and purposes therein set forth; and the said Senior Vice President and Cashier did also then and there acknowledge that he, as custodian of the corporate seal of said national banking association, did affix the said corporate seal of said national banking association to said instrument as his own free and voluntary act, and as the free and voluntary act of said national banking association, as Trustee, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 19th day of December

Opal F. Richards, Notary Pu

Hy Commission Expires:

15/83
LAKE COUNTY RESIDENT

MNB-231-(500) 1/75

Prepared by: H. F. Smiddy, Jr., Senior Vice President and Trust Officer