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685496

ASSIGNMENT OF NOTE AND MORTGAGE

PIONEER NAT'L. TITLE INS. CO.

FOR VALUE RECEIVED, PULLER MORTGAGE ASSOCIATES, INC. an Indiana corporation (the "Assignor") having an office at 8604 Allisonville Road, Suite 109, Indianapolis, Indiana 46250, does hereby sell, assign, transfer, set over endorse and deliver, without recourse unto GARY NATIONAL BANK, as Trustee, an Indiana banking corporation (the "Assignee"), having its principal office at P.O. Box 206, Gary Indiana 46402,

all the right, title and interest of Assignor in and to the Mortgage dated October 27, 1982 (the "Mortgage"), from BROOKHAVEN ASSOCIATES LIMITED PARTNERSHIP, a Maryland limited partnership, as mortgagor (the "Mortgagor"), to the Assignor, as mortgagee, relating to certain premises located in the Town of Dyer, Indiana, which Mortgage was recorded in the Office of the Clerk of Lake County, Indiana on October 27, 1982 as Instrument no. _____, as well as all payments payable under the Mortgage, or which may become payable thereunder, and all security therefor, and does further sell, assign, transfer set over, endorse and deliver, without recourse to the Assignee the following instruments:

For mortgage see doc # 685492

(1) the Mortgage Note dated October 27, 1982 in the principal amount of \$3,346,700 from the Mortgagor to the Assignor, bearing the endorsement for insurance of the Secretary of Housing and Urban Development, acting by and through the Federal Housing Commissioner;

(2) the Building Loan Agreement dated ^{September 23} ~~October~~ 1982 between the Mortgagor, as borrower, and the Assignor, as lender, such Building Loan Agreement being incorporated by reference into the Mortgage;

(3) the Security Agreement dated ^{October 27} ~~October~~ 1982 between the Mortgagor, as debtor, and the Assignor, as secured party together with all right, title and interest of the Assignor in the "Collateral" described therein;

(4) the Completion Assurance Agreement dated October 27, 1982 between the Mortgagor and the Assignor, together with the Letter of Credit in the amount of \$398,555;

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
OCT 27 2 21 PM '82
WILLIAM BIESKI JR
RECORDED

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^{September 27} (5) the Agreement and Certification dated October 27, 1982 among the Mortgagor, the Assignor and the Secretary of Housing and Urban Development; and

(6) all other contracts, documents, insurance policies, escrow funds and letters of credit (including without limitation all funds and letters of credit referred to in the Mortgagee's Certificate dated October 27, 1982 delivered by Assignor to the Federal Housing Commissioner in which the Assignor has any interest, arising out of or incidental to the financing of FHA Project No. 073-43070-PM-IC, designated Brookhaven Nursing Center, except that Assignor shall be entitled to retain any fees as specified in such Mortgagee's Certificate.

IN WITNESS WHEREOF, the Assignor has caused this instrument to be duly executed and its corporate seal to be hereunto affixed and attested by its duly authorized officers, all as of October 27, 1982.

PULLER MORTGAGE ASSOCIATES, INC.

By: *Josephine A. P.*

The foregoing Assignment of Mortgage is hereby accepted by the undersigned, who agrees to accept all obligations under and be bound by all terms and conditions of, the Mortgage and other instruments referred to above.

GARY NATIONAL BANK

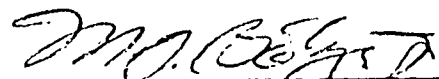
By: *F. V. Roman*

F. V. ROMAN
Vice President and Trust Officer

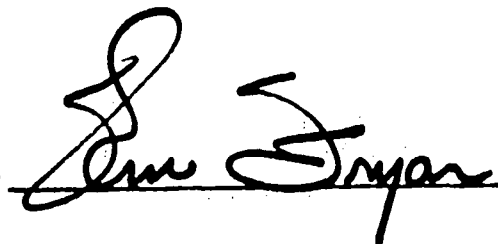
CONSENT TO ASSIGNMENT

The undersigned do hereby acknowledge and consent to the foregoing Assignment, all as of the year and date first above written.

BROOKHAVEN ASSOCIATES LIMITED PARTNERSHIP

By: 
General Partner

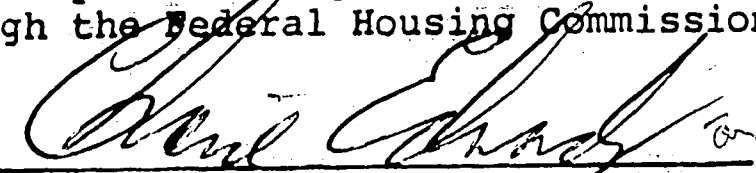
KEN FRYAR ASSOCIATES, INC.

By: 

APPROVAL OF ASSIGNMENT BY FEDERAL HOUSING COMMISSIONER

The foregoing Assignment is hereby acknowledged and approved, as of this 27 day of October, 1982.

Secretary of Housing and Urban Development, acting by and through the Federal Housing Commissioner.

By: 
Authorized Agent

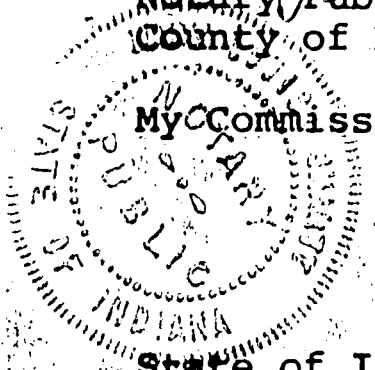
State of Indiana)
County of *Marion*) ss

Before the undersigned, a Notary Public for *Marion* County, Indiana, personally appeared *JAMES E. JOHNSON*, ^{ASSISTANT} ~~the~~ (Vice) President ~~and Secretary, respectively,~~ of Puller Mortgage Associates, Inc. and acknowledged the execution of the foregoing Assignment on behalf of Puller Mortgage Associates, Inc. This *27th* day of October, 1982.

Mary Louise Smartt

Notary Public
County of Residence: *Marion*

My Commission Expires: *June 26, 1984*



State of Indiana)
County of *Marion*) ss

Before the undersigned, a Notary Public for *MARION* County, Indiana, personally appeared *F. V. ROMAN*, the (Vice) President ~~and~~ *TRUST OFFICER* ~~Secretary, respectively~~ of Gary National Bank and acknowledged the execution of the foregoing Acceptance of Assignment. this *27th* day of October, 1982.

Mary Louise Smartt

Notary Public
County of Residence: *MARION*

My Commission Expires: *June 26, 1984*

