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STATE OF INDIANA)

Lake County Building Department
A Division of Lake County Plan Commission
Crown Point, IN 46307

COUNTY OF LAKE)

IN RE: Building Permit Number 84-33
Lake County Building Department

AFFIDAVIT, RELEASE AND COVENANT

We the undersigned, being duly sworn under oath state, release and covenant as follows:

1. We, Paul & Kathleen Abbate, Husband and Wife, hereinafter referred to as owners, applied for and received permit number 84-33 from the Lake County Building Department, a Division of the Lake County Plan Commission.
2. Permit Number 84-33 was issued to owners for the construction of a Pool-in-ground and 6' fence on property commonly known as 12790 Van Buren, Crown Point, Lake County, Indiana, whose legal description is as follows:

Lot 24, Northwood, as per plat thereof, recorded in the office of the Recorder of Lake County, IN

3. We are the owners of the aforementioned real property described in paragraph (2) above.
4. Several of the improvements on the subject real property were completed by the owners or their agents prior to inspection by the Lake County Building Department.
5. The nature of the improvements completed by owners and their agents now prohibits personnel from the Lake County Building Department from inspecting the improvements and determining whether the improvements were constructed in accordance with applicable regulations.
6. The improvements that were completed by owners or their agents and cannot now be inspected, are as follows:

1. Construction of in-ground pool

7. For and in consideration of the Lake County Building Department's not requiring that the owners dig up the improvements so that the construction can be inspected as required by the applicable regulations and ordinances, the owners, their transferees, assignees, successors in interest and anyone taking title by and through owners hereby and presently releases the Lake County Plan Commission, the Lake County Building Department, and any Lake County, Indiana appointed or elected official, department or division, as well as their employees or agents from any liability directly or indirectly related to any defects in the improvements listed in para-

STATE OF INDIANA/S.S. NO.
LAKE COUNTY
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WILLIAM BIELSKI JR
RECORDER

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graph 6a, 6b, 6c and 6d above, that would have been ascertained by inspection of these improvements at the time specified in the Lake County Building Code in force at the time this permit was issued and the improvements constructed.


8. This release of liability is personal to the owners, their transferees, assignees, successors in interest, and anyone taking title by and through these owners and shall also constitute a covenant that runs with the land and is binding upon any person who acquires any interest of any nature whatsoever in the subject real property or improvements therein.
9. This affidavit and release shall be recorded in the office of the Lake County Recorder, Crown Point, Indiana, in the appropriate record file.

Wherefore this affidavit, release and covenant is hereby executed this
20 day of JUNE, 19 84.

Paul N. Abbate
(Owner)

Kathleen L. Abbate
(Owner)

Marilyn J. Sullivan
Notary Public

A circular notary seal for Marilyn J. Sullivan, Notary Public. The seal features a central emblem with a scale of justice and a sword, surrounded by the text "NOTARY PUBLIC" and "Marilyn J. Sullivan".

My commission expires September 30, 1986

STATE OF INDIANA)

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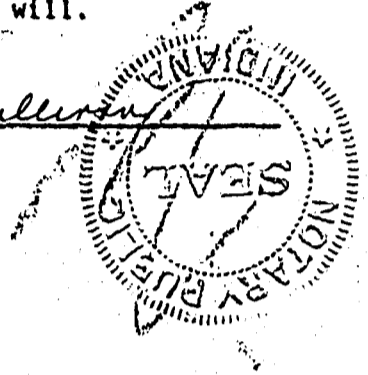
COUNTY OF LAKE)

Before me a notary for the said County and State personally appeared Paul N. Albate, Phyllis L. Albate, Husband and Wife, and being duly sworn, executed the above and forgoing instrument of their free will.

Marilyn J. Sullivan
Notary

My Commission expires: Sept 30, 1986

County of Residence: Lake



This instrument prepared by: John S. Dull
County Attorney
2293 North Main Street
Crown Point, IN 46307