5031 Hohman ave, Hammond

834308

TERMINATION OF RESTRICTIVE COVENANTS

WHEREAS, there are certain restrictive covenants set forth in the plat of subdivision of Happy Homes Addition to Griffith as shown in Plat Book 24, page 82, in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, said subdivision contains fifty-five (55) lots; and

WHEREAS, said restrictive covenants provide in paragraph K thereof that they shall be automatically extended for successive periods of ten (10) years beginning January 10, 1966 unless by a vote of the majority of the owners of lots it is agreed to change the covenants in whole or in part; and

WHEREAS, the undersigned desires to change said covenants in whole by eliminating them in their entirety.

NOW, THEREFORE, the undersigned, being the ownersof lot 55 in Happy Homes Addition to Griffith, in Griffith, Lake County, Indiana, does hereby agree that the restrictive covenants set forth in the plat of subdivision of Happy Homes Addition to Griffith designated A through M, inclusive, shall be changed in whole by being eliminated in their entirety with respect to all lots in the subdivision effective January 1, 1986.

> LAKE COUNTY TRUST COMPANY, As Trustee under Trust Agreement dated January 20, 1981 and known as Trust No. 3071

> > SEE SIGNATURE PAGE ATTACHED

By:

Donna L. Campbell, Vice President and Trust Officer

ATTEST:

BY: SEE SIGNATURE PAGE ATTACHED Charlotte L. Keilman, Assistant Secretary

|) SS: | |
|--|--------------------------------|
| COUNTY OF LAKE) | |
| Before me, a Notary | Public, in and for said County |
| and State, this day of | , 19, |
| personally appeared | |
| and | , of Lake |
| County Trust Company, as Trustee, who acknowledged the execution | |
| of the foregoing instrument as the free and voluntary act of | |
| said corporation, and as their free and voluntary act, acting | |
| for such corporation, as Trustee. | |
| GIVEN under my hand | and notarial seal this |
| day of, | SEE SIGNATURE PAGE ATTACHED |
| | Notary Public |
| My Commission Expires: | County of Residence: |
| | |

This instrument prepared by: PATRICK J. GALVIN

It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the representations, covenants, undertakings and agreements herein made on the part of the Trustee while in form purporting to be the representations, covenants, undertakings and agreements of said Trustee are nevertheless each and every one of them, made and intended not as personal representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are made and intended for the purpose of binding only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against the Trust Company, because of this instrument or as a result of any representation, covenant, undertaking or agreement of the said Trustee in this instrument contained, either express or implied, all such personal liability, if any, being expressly waived and released.

IN WITNESS WHEREOF, LAKE COUNTY TRUST COMPANY, not personally but as Trustee as aforesaid, has caused these presents to be signed by its Vice Pres. & Trust Officer and attested by its Assistant Secretary this 24th day of December , 1985.

> personally but as Trustee under the provisions of a Trust Agreement dated January 20, 1981 and known as Trust No. Donna L. Campbell, Vice President and Trust Officer

LAKE COUNTY TRUST COMPANY, not

ATTEST:

By: Charlotte L. Keilman

Charlotte L. Keilman, Assistant Secretary

STATE OF INDIANA) COUNTY OF LAKE

Before me, the undersigned, a Notary Public in and for said County and State personally appeared the within named Donna L. Campbell as <u>Vice President and Trust Officer</u> and <u>Charlotte L. Keilman</u>, as <u>Assistant Secretary</u> of the Lake County Trust Company, as Assistant Secretary who acknowledge the execution of the foregoing instrument as the free and voluntary act of said corporation, and as their free and voluntary act acting for such corporation, as Trustee.

Witness my hand and seal this 24th day of December elece Braves Angeline Bravos - Notary Public Resident of: Lake County.

My Commission Expires:

Jan Jan Barren May-15, 1989