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PARTIAL RELEASE OF MORTGAGED PREMISE
MARGARET CLEVELAND
RECORDED

Chicago Title Insurance Company

This indenture is made this 29th day of September, 1995 between BANKERS TRUST COMPANY, AS TRUSTEE FOR HERRILL LYNCH MORTGAGE INVESTORS, INC. SERIES - 1994 ("MORTGAGEE") in favor of FIRST CITIZENS BANK, NATIONAL ASSOCIATION FORMERLY KNOWN AS CITIZENS BANK OF MICHIGAN CITY, INDIANA, AS TRUSTEE, on to the provisions of a Trust Agreement dated 5th day of May, 1970 and known as Trust #607 ("Owner").

The original mortgage was made by CITIZENS BANK OF MICHIGAN CITY, INDIANA not individually but solely as Trustee under Trust Agreement dated May 5, 1970 and known as Trust #607, to Mutual Benefit Life Insurance Company, a New Jersey Corporation to secure one note for \$2,350,000.00, payable as therein provided, later an assignment of the above mortgage to City Bank, N.A. as Trustee was recorded March 17, 1986 as document #845327, assignment was made of the above mortgage to Marine Midland Bank, N.A. as successor Trustee under certain indenture dated as of February 1, 1986 between Mutual Benefit Overseas, Inc. and City Bank, N.A. as Trustee, was recorded January 27, 1992, as document #92005286. A later assignment was made of mortgage loan made by Mutual Benefit Overseas, Inc., a New Jersey Corporation, (assignor), to Bankers Trust Company, Series - 1994, was recorded December 28, 1994 as Document #94086730.

The property to be released is described in Exhibit A, attached hereto, and represents a portion of the property covered by the mortgage and Assignment of Rents, dated August 10, 1972 and recorded on August 30, 1972 as Document #164374, and re-recorded September 5, 1972 as Document #165240, and re-recorded November 9, 1972 as Document #175084 in the Recorder's Office of Lake County, Indiana made by Owner to secure a Promissory Note in the amount of \$2,350,000.00 ("Mortgage").

Now therefore, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Mortgagee does hereby grant, release and quitclaim unto Owner that portion of the mortgaged property as described on Exhibit A attached hereto.

Together with all right, title and interest, if any, of Mortgagee in and to any streets and roads abutting the described property to the center line thereof and in and to any fixtures, improvements, hereditaments, and appurtenances which are now contained in or upon said premises and which may be covered by said Mortgage, to the extent that the property released hereby may be discharged from said Mortgage and released. PROVIDED, however, that this release shall not be construed to waive or in any manner affect or invalidate the lien of said Mortgage upon the residue of the real property described therein.

To have and to hold the property hereby released and quitclaimed to Owner and to its successors and assigns forever, free, clear and discharged of and from all lien and claim hereunder by virtue of said Mortgage.

IN WITNESS WHEREOF, the Mortgagee has executed this Partial Release this day and year first written above.

BANKERS TRUST COMPANY, AS TRUSTEE FOR
HERRILL LYNCH MORTGAGE INVESTORS, INC.,
SERIES - 1994 C1

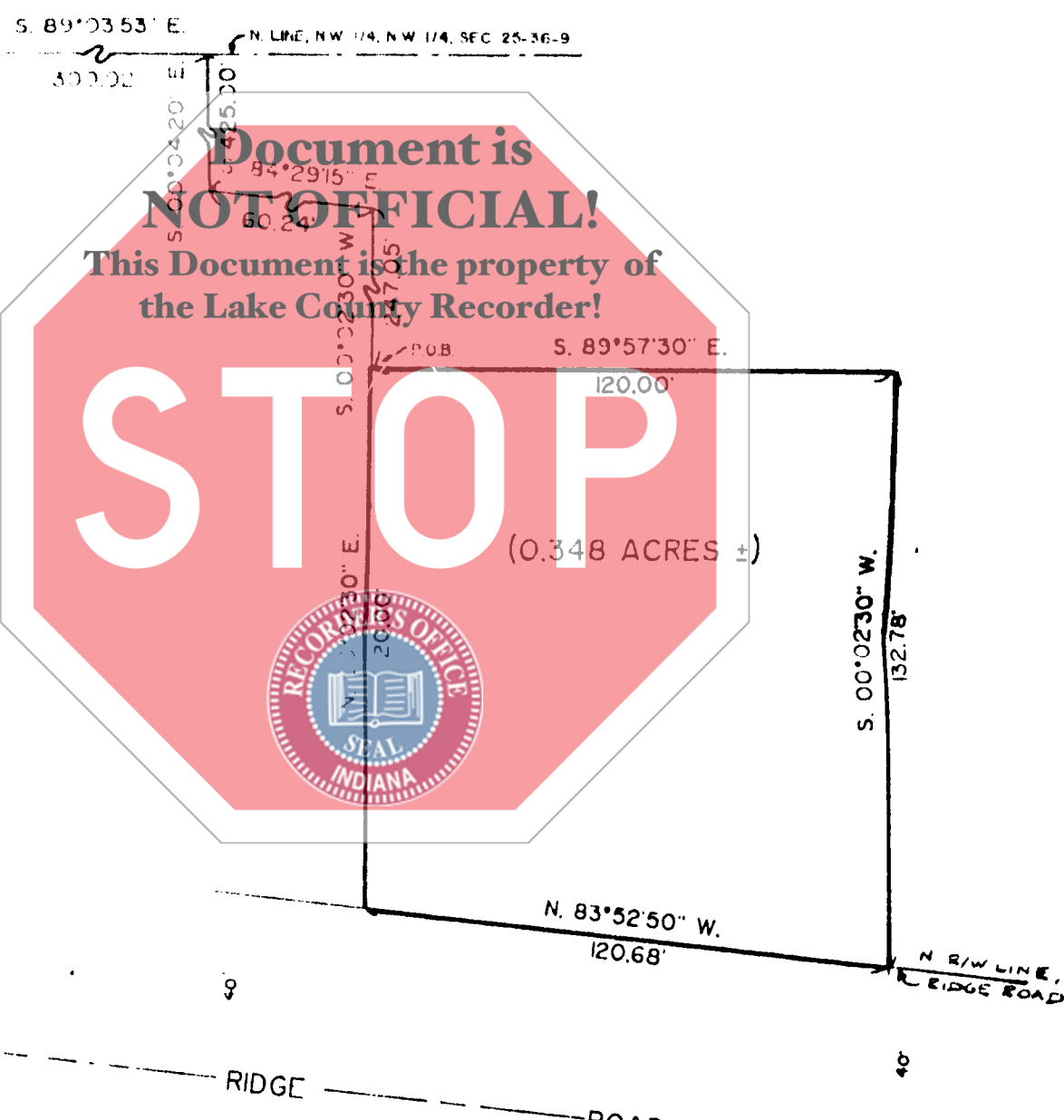
By: Christopher Murray
ASSISTANT VICE PRESIDENT

22⁰⁰
SK
BT

CIVIL ENGINEERING & LAND SURVEYING

PLAT OF SURVEY

DESCRIPTION: Part of the Northwest Quarter of the Northwest Quarter of Section 25, Township 36 North, Range 9 West of the Second Principal Meridian in the Town of Griffith, Lake County, Indiana, being more particularly described as follows: Commencing at the Northwest corner of said section 25; thence South $89^{\circ} 03' 53''$ East, along the North line of the Northwest Quarter of the Northwest Quarter of said Section 25, a distance of 300.02 feet; thence South $00^{\circ} 04' 20''$ East, a distance of 425.00 feet; thence South $84^{\circ} 29' 15''$ East, a distance of 60.24 feet; thence South $00^{\circ} 02' 30''$ West, a distance of 247.05 feet, to the point of beginning; thence South $89^{\circ} 57' 30''$ East, a distance of 120.00 feet; thence South $00^{\circ} 02' 30''$ West, a distance of 132.78 feet, to the North line of Ridge Road; thence North $83^{\circ} 52' 50''$ West, along said North line, a distance of 120.68 feet; thence North $00^{\circ} 02' 30''$ East, a distance of 120.00 feet, to the point of beginning, containing 0.348 Acres, more or less, all in the Town of Griffith, Lake County, Indiana.



Parcel A-2

EXHIBIT A

EXPLANATION No dimensions should be assumed by scale measurements upon the plat. All dimensions are given in feet and decimal parts thereof.

STATE OF INDIANA }
COUNTY OF LAKE }

THIS IS TO CERTIFY THAT I HAVE SURVEYED THE ABOVE DESCRIBED PROPERTY ACCORDING TO THE OFFICIAL RECORDS AND THAT THE PLAT HEREOF DRAWN CORRECTLY REPRESENTS SAID SURVEY

TORRENGA ENGINEERING, INC.
 GARY P. TORRENGA Registered Professional Engineer No 18376
 and Registered Land Surveyor No S0514

SCALE $\frac{1}{32}$ In = 30 Ft
 DATE AUG 2 1995 REV _____
 FIELD BOOK _____ PAGE _____ DRAWN N.F.A.

Prepared for Tonn & Blank, Inc.
 Job # 743-95 File # 22400

NOTE: Contractors or builders should be notified to carefully test and compare on the ground the points & measurements etc. as noted in this certificate, with the stakes, points etc. given on the property before building on the same, and AT ONCE report any seeming or apparent differences between the same to the surveyor, that misunderstanding, displacement of points, etc. may be corrected before damage is done.

Torrenge Engineering, Inc.

REGISTERED PROFESSIONAL ENGINEERS & LAND SURVEYORS

807 RIDGE ROAD

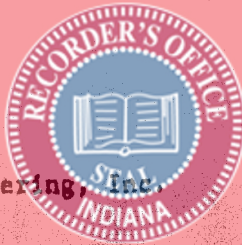
MUNSTER, INDIANA, 46321

Office (219) 836-8918

Fax (219) 836-1138

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STOP



Prepared For: Dick Blank
Prepared By: Torrenge Engineering, Inc.
Job No.: 728-95
Date: August 1, 1995

EXHIBIT A