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Affidavit, Release and Covenant
Building Permit Number 98-377
Lake County Building Department

STATE OF INDIANA)
COUNTY OF LAKE)

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

1. We, Wendell E. Banks, Husband and Wife hereinafter referred to as owners, applied for and received Permit Number 98-377 from the Lake County Plan Commission.

2. Permit Number 98-377 was issued to owners for the construction of: deck on property commonly known as:

-7 6900 W. 85th Oregon Paint Rt. 46307
Lake County, Indiana, whose legal description is as follows: (If parcel is not located in a subdivision, legal description is attached.)

Boling East Oak Estates Lot 1

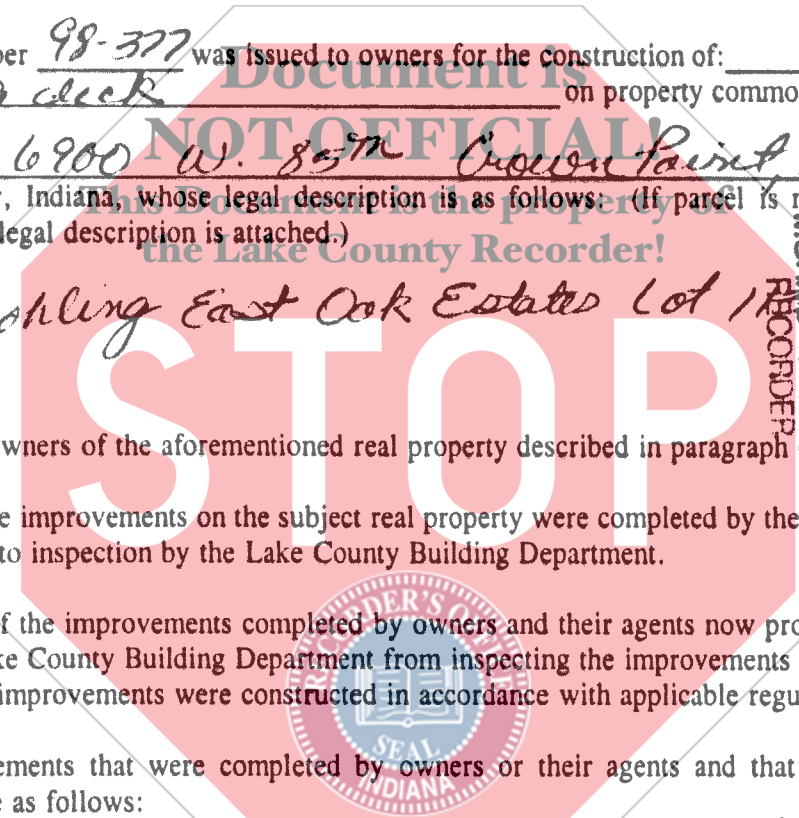
- 3. We are the owners of the aforementioned real property described in paragraph above.
- 4. Several of the improvements on the subject real property were completed by the owners or their agents prior to inspection by the Lake County Building Department.
- 5. The nature of the improvements completed 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 that cannot now be inspected are as follows:

unable to have a pre-past hole inspection for

7. For and in consideration of the Lake County Building Department 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 paragraph 6-(a), 6-(c), and 6-(d) above that would have 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.

98054505

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
98 JUN 16 PM 3:09
MORRIS W. CANTER
RECORDER



1200 Km

Affidavit, Release and Covenant (Lake County Building Department)

- 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 also shall 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 file.

WHEREFORE this Affidavit, Release and Covenant is hereby executed this 15 day of

July 19 98.

(OWNER) Wendell E. Banks

This Document is the property of the Lake County Recorder

(OWNER) Nina J. Banks



STATE OF INDIANA)
COUNTY OF LAKE)

Before me, a Notary for the said County and State, personally appeared

Wendell E. + Nina J. Banks
(Husband and Wife)

and being duly sworn, executed the above and foregoing instrument of their free will.

(NOTARY) Barbara P. Chastain

(COUNTY OF RESIDENCE) Lake

My Commission Expires 4/6/01