

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

99081337

99 OCT -4 AM 9:58

MORRIS W. CARTER
RECORDER

LD 498098C

**COLLATERAL ASSIGNMENT OF INTEREST
IN REAL ESTATE LEASE
(Memorandum)**

For value received, Glenn L. Hulcher and Shirley A. Hulcher, husband and wife, whose address is 611 Kimberly Drive, Denton, Texas 76201 (hereinafter collectively, "ASSIGNOR"), does hereby assign as collateral all of the ASSIGNOR's right, title and interest to First State Bank of Texas, whose address is P.O. Box 100, Denton, Texas 76202 (hereinafter "ASSIGNEE"), in the lease of real estate as described below as security for a certain indebtedness of ASSIGNOR to ASSIGNEE in the principal sum of \$869,409.00 plus interest, as evidenced by a certain Mortgage Note of even date herewith.

This assignment and security interest is also given to secure any and all other indebtedness or obligations of ASSIGNOR to ASSIGNEE, whether now existing or hereafter created, and any future advances, and whether said debt is primary or secondary, joint or several, fixed or contingent, of a different class or secured by other collateral, and any renewals, extensions, modifications or replacements thereof or substitutions therefor.

The lease which is the collateral, and in which the security interest is granted, is that certain lease dated March 1, 1999, between ASSIGNOR, as lessor, and Hulcher Services, Inc., as lessee, for the lease of the certain real estate located in Lake County, Indiana, commonly known as 1534 Gostlin Street, Hammond, Indiana, and more particularly described as follows:

Lot 12, in West Point Plaza Industrial Park, in the City of Hammond, as per plat thereof, recorded in Plat Book 62 page 47, in the Office of the Recorder of Lake County, Indiana.

By accepting this collateral assignment, ASSIGNEE does not assume in any way the duties and obligations of the ASSIGNOR under said lease; and this collateral assignment does not release or discharge ASSIGNOR from any obligations to fulfill the terms and conditions thereof.

Chicago Title Insurance Company

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Dated: Sept 24, 1999

ASSIGNOR:

Glenn L. Hulcher
Glenn L. Hulcher

Shirley A. Hulcher
Shirley A. Hulcher



STATE OF Wyoming)
) SS:
COUNTY OF Teton)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that on this day personally appeared before me, Glenn L. Hulcher and Shirley A. Hulcher, husband and wife, personally known to me to be the same persons whose names are subscribed to the foregoing Collateral Assignment, and acknowledged that each signed and delivered the said Collateral Assignment as his free and voluntary act, for the uses and purposes therein set forth.

Witness my hand and official seal.

My Commission Expires:
July 12, 2003

County of Residence:
Teton

Nancy J. Riddle
NOTARY PUBLIC
Nancy J. Riddle
(Printed Name)

This Instrument Prepared by Philip C. Spahn, Attorney at Law, 8585 Broadway, Suite 480, Merrillville, Indiana 46410.

