

1

2000 006678

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2000 JAN 31 AM 11:37

MORRIS W. MASTER  
RECORDER

HOLD FOR  
Title Express, Inc.  
8585 Broadway • Ste. 680  
Merrillville, IN 46410

**AFFIDAVIT & INDEMNITY**

STATE OF INDIANA )  
                          ) SS  
COUNTY OF LAKE   )

FILE NO: 9918334

On this 24 day of JANUARY, 2000, before me personally appeared JOHN MICHALIK and JANET MICHALIK, to me personally known, who being duly sworn on oath did say that:

1. Affiants states that appeared JOHN MICHALIK and JANET MICHALIK, husband and wife, are the owners of the property located at 816 E. 39th Lane, Griffith, IN.

2. Said premises of the Affiant are described as follows:

Lot 200 in the Park 6th Addition to the Town of Griffith, as per plat thereof, recorded in Plat book 37, page 54, in the Office of the Recorder of Lake County, Indiana.

Parcel No: 15-26-285-23

3. Affiant states that appeared JOHN MICHALIK and JANET MICHALIK, husband and wife, had taken a mortgage on the above described real estate with CAROLINA MORTGAGE BROKERS, in the original amount of \$65,000.00, dated 9/18/98, and recorded 1/6/99 as Instrument No. 99000572 in the Office of the Recorder of Lake County, Indiana.

4. Affiant states that the above mortgage shown in paragraph 3 was rescinded by the affiants and the purpose of this affidavit is to show that the mortgage was incorrectly recorded after said loan and mortgage was rescinded during the Notice of Right to Cancel three day period.

5. Affiant states that they have made every reasonable effort to obtain a release of the above described mortgage; however affiants have been unsuccessful in obtaining said release, since the lender to the mortgage contained in Paragraph 3 is out of business and dissolved.

6. Affiant states that in consideration of Title Express, Inc. issuing its final policy without exception to the mortgage referred to in paragraph 3, Affiants hereby agree to fully protect and save harmless Title Express, Inc. from any and all damage, expense, or loss which it may suffer, expend, or incur under, or by reason of or arising out of the policy of title insurance referred to above by reason of the existance of the said mortgage.

*[Signature]*  
JOHN MICHALIK

*[Signature]*  
JANET MICHALEK

BEFORE ME, the undersigned, a Notary Public in and for said County and State, personally appeared JOHN MICHALIK and JANET MICHALIK, and acknowledges the execution of the foregoing instrument and being first duly sworn by me upon his oath, said that the facts alleged under the pains and penalty of perjury are true.

Signed and sealed this 24 day of JANUARY, 2000.

My Commission Expires:

*[Signature]*  
Notary Public

*This instrument prepared by David M. Bengs, Attorney At Law*

LANCE G BALDRIDGE  
NOTARY PUBLIC STATE OF INDIANA  
PORTER COUNTY  
MY COMMISSION EXP APR. 13, 2007

HOLD FOR  
Title Express, Inc.  
8585 Broadway • Ste. 680  
Merrillville, IN 46410

#1987  
10-  
22