DULY ENTERED FOR TAXATION SUBJECT TO FINAL ACCEPTANCE FOR TRANSFER.

FFB 28 2000

SEND TAX STATMENTS TO:

STATE OF INDIANA
Harper Tire LLC SECORD
9721 WF2418t Ave
P O Box 29
Schneigen Fin 246376

PETER BENJAMIN LAKE COUNTY AUDITOR

63888/093588

THIS INDENTURE WITNESSETH, that Bank One Trust Company, N.A., under the Provisions of a Trust Agreement dated February 23, 1984 and known as Trust Number 189 in Lake County, in the State of Indiana, convey, releases and quitclaims to:

## PHILIP D. HURN AND CYNTHIA S. HURN, HUSBAND AND WIFE

of <u>Lake</u> County, State of <u>Indiana</u>, for and in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the following described real estate in <u>Lake</u> County, in the State of <u>Indiana</u>, to wit:

All of Lot 447 and that part of Lot 449, lying Easterly of the East Right of Way line of U. S. 41 in Pon and Co's Riverside Farms Addition, Unit 4, as per plat thereof, recorded in Plat Book 27 page 61, in the Office of the Recorder of Lake County, Indiana.

Subject to easements, liens, encumbrances and restrictions of record

It is expressly understood and agreed by the parties hereto, anything herein to the contrary notwithstanding, that each and all of the covenants, undertakings, representations and agreements herein made are made and intended not as personal covenants, undertakings, representations and agreements of the Trustee, individually, or for the purpose of binding it personally, but this instrument is executed and delivered by Bank One, formerly known as NBD Bank, N.A., formerly known as Gainer Bank, N.A. Successor by Merger to Gary National Bank, Hoosier State Bank, The Commercial Bank, and Northern Indiana Bank and Trust, and INB National Bank, f/k/a INB National Bank Northwest, f/k/a Lowell National Bank, as Trustee, solely in the exercise of the powers conferred upon it as such Trustee under said agreement and no personal liability or personal responsibility is assumed by, nor shall at any time be asserted or enforced against the Bank One Trust Company, NA, or it's Successive Interests on account hereof, or on account of any covenant, undertaking, representation, warranty or agreement herein contained, either expressed or implied, all such personal liability, if any, being hereby expressly waived and released by the parties hereto or holder hereof, and by all persons claiming by or through or under said parties or holder hereof.

It is further understood that the aforesaid Trustee has no right or power whatsoever to manage, control or operate the associated property in any way or to any extent and is not entitled at any time to share or receive for any purpose, directly or indirectly, the rents, issues, profits or proceeds of the property or any lease or sale or any disposition thereof.

It is also understood and agreed that said Trustee merely holds naked title to the property, and that nothing contained herein shall be construed as creating any liability on Bank One Trust Company, NA, N.A., or it's Successive Interests, personally under the provisions of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), or the Indiana Responsible Property Transfer Law (the Act) as amended from time to time or any other Federal, State or local law, rule or regulation. Bank One, N.A., personally is not a "Transferor" under the Act and makes no representations concerning any possible environmental defects.

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caused this Deed to be signed by its <u>Vice President</u>, and attested by its <u>Assistant Vice President</u>, and its corporate seal to be hereunto affixed this <u>27th</u> day of <u>January</u>, 2000. BANK ONE PRUST COMPANY, NA, TRUSTEE David W. LeBar ATTEST: ument is the property of the Lake County Recorder! Álexander A. Koleff Assistant Vice President STATE OF Indiana, COUNTY OF Before me, a Notary Public, in and for said County and State, this 27, day of Naw, 2000, personally appeared DANID W. LEBAR and ALEXANDER A. KOLERE execution of the foregoing instrument as the free and voluntary act of said corporation, GIVEN under my hand and notarial seal this 27th day of JAN., 2000. Notary Public -LINDA F. HILL, Notary Public My Commission Expires: My commission expires: March 19, 2008 Resident of Lake County, Indiana County of Residence: This instrument was prepared by Bank One Trust Company, N.A. Trust Department, 8585 Broadway, Merrillville, Indiana 46410 Thinking S.

IN WITNESS WHEREOF, the said Bank One Trust Company, N.A. as Trustee of aforesaid Trust has

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