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STATE OF INDIANA)
COUNTY OF LAKE)

) SS2000 028724

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2000 APR 28 AM 11:26

MORRIS W. CARTER
RECORDER

AFFIDAVIT OF SURVIVORSHIP

I, Sheila Montgomery, being sworn under oath, now state that:

1. On September 23, 1954, Robert L. Montgomery and Elizabeth Montgomery, husband and wife, purchased the following real estate as tenants by the entireties:

Lot Nine (9), Block One (1), as marked and laid down on the recorded plat of Marshalltown Terrace, a subdivision, in the City of Gary, Lake County, Indiana, as the same appears of record in Plat Book Thirty (30), Page Twelve (12), in the Recorders Office of Lake County, Indiana, commonly known as 2541 E. 21st Avenue, Gary, IN 46407. Key No. 46-549-9.

Warranty Deed dated September 23, 1954, and filed in the Lake County Recorder's Office on October 6, 1954, on Page 535, Book 976, as Document Number 786713.

2. On July 13, 1989, Elizabeth Montgomery died, leaving her husband Robert L. Montgomery. At the time of her death, neither she nor Robert Montgomery had ever filed any separation and/or dissolution petitions, nor had they alienated any interest in the real estate.

3. By operation of law, at her death, all interest in the real estate vested in Robert L. Montgomery.

4. On June 9, 1990, Robert L. Montgomery died, having never remarried after the death of Elizabeth Montgomery, nor had he alienated any interest in the property.

5. At the time of his death, Robert L. Montgomery left no testamentary disposition whatsoever, nor had he fathered any children by any other woman.

6. At the time of his death, Robert L. Montgomery left as his only heirs the following

**PETER BENJAMIN
LAKE COUNTY AUDITOR**

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children, which are all over age 21:

Sheila Montgomery
2541 E. 21st Avenue
Gary, IN 46407

Sandra Mathews
1431 E. 36th Avenue
Gary, IN 46409

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Kenneth Montgomery
5544 Hayes Street
Merrillville, IN 46410

Michael Montgomery
4550 Jefferson
Gary, IN 46408

Sharon Sutton
1401 Orchard Drive
Merrillville, IN 46410

Robert Montgomery, Jr.
1923 Connecticut Street
Gary, IN 46407

Leonard Montgomery
4401 Beatline Road, Apt. F
Long Beach, MS 39560

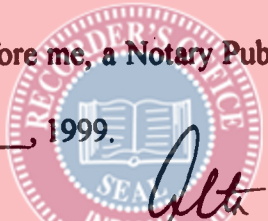
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7. By operation of law, at Robert L. Montgomery's death, all interest vested in the
aforementioned heirs as tenants in common, all with an undivided equal interest.

FURTHER AFFIANT SAYETH NOT.

SHEILA MONTGOMERY, Affiant

SUBSCRIBED and SWORN TO before me, a Notary Public in and for said County and
State, this 4th day of November, 1999.



Alta R. Gonzales, Notary Public
Resident of Lake County

My Commission expires
October 27, 2006

This instrument was prepared by Noah L. Holcomb, Jr., Attorney At Law, 1919 E. Columbus Drive,
East Chicago, IN 46312.