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STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2000 028872

2000 APR 28 PM 1:35

MORRIS W. CARTER
RECORDER

FINDINGS OF FACT AND ACTION TAKEN BY HEARING OFFICER AT HEARING ON AN ORDER ISSUED BY THE BUILDING COMMISSIONER UNDER THE UNSAFE BUILDING ORDINANCE OF THE CITY OF GARY, INDIANA.

CASE NO.: 9/21/99

PROPERTY OWNER: NELSON E. ROBERTS, WATERFIELD MORTGAGE COMPANY, EATON FINANCIAL CORPORATION, MARY A. ROBERTS/DISSOLUTION OF MARRIAGE, THE SIGNERY AND K.A. BALK, STERLING BANK & TRUST FSB, JEFFREY P. SCHLESINGER, FEDERAL NATIONAL MORTGAGE ASSOCIATION, ALLSTATE ENTERPRISES FINANCIAL CORPORATION, LAKE COUNTY TREASURER, LAKE COUNTY AUDITOR.

PROPERTY ADDRESS: 1410 EAST 50TH PLACE, GARY, INDIANA 46409
(SEE ATTACHED COPY OF ORDER FOR LEGAL DESCRIPTION)

Document is

FINDINGS

NOT OFFICIAL!

PROPER NOTICE GIVEN: YES NO MANNER OF SERVICE: CERTIFIED MAIL

The building subject to the Order constitutes an Unsafe Building within the meaning of the Unsafe Building Ordinance of the City of Gary, Indiana: (YES) (NO).

the Lake County Recorder!

ACTION TAKEN

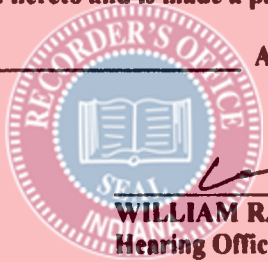
ORDER AFFIRMED: YES ORDER RESCINDED: HEARING CONTINUED TO: _____

ORDER MODIFIED AS FOLLOWS: _____

A copy of said Order is attached hereto and is made a part hereof.

Performance Bond Posted _____ Amount \$ _____

Date of Hearing: September 21, 1999



WILLIAM R. NORMAN, #9663-45
Hearing Officer

EXPENSE RECORD ATTACHED: YES NO

Subscribed and sworn before me, a Notary Public, in and for the County of Lake and State of

Indiana; this 21 day of January, 2000.

My Commission Expires: 12-25-2000.

Duby Kerp

NOTARY PUBLIC

This instrument prepared by: Department of Redevelopment

COST OF DEMOLITION: _____

DATE DEMOLITION COMPLETED: _____

17.00
E.P.

**CITY OF GARY, INDIANA
BUILDING DEPARTMENT
ORDER**

TO: NELSON E. ROBERTS, OWNER(S) OF RECORD
and Any Other Persons having a **Substantial Property Interest**** in unsafe premises, which are the subject of this Order.

PROPERTY ADDRESS (Unsafe Premises):

1410 EAST 50TH PLACE, GARY, IN 46409

**2. NAME AND ADDRESS OF PROPERTY OWNER(S) AND OTHER PERSONS
HAVING A SUBSTANTIAL PROPERTY INTEREST**:**

NELSON E. ROBERTS, Owner of Record
1410 East 50th Place
Gary, IN 46409

NELSON E. ROBERTS, Owner of Record
2554 West 12th Avenue
Gary, IN 46404

Waterfield Mortgage Company
Attn: Mortgage Department
7500 West Jefferson Blvd.
Fort Wayne, IN 46804

Eaton Financial Corporation
C/O Richard Nussbaum, Attorney at Law
P.O. Box 6200
South Bend, IN

Eaton Financial Corporation
C/O Richard Nussbaum, Attorney at Law
P.O. Box 9104550
Farmingham, Massachusetts 01701

Mary A. Roberts/Dissolution of Marriage
4404 Jefferson Street
Gary, IN 46408

The Signery and K.A. Balka
2480 West Lincoln Highway
Merrillville, IN 46410

Sterling Bank and Trust FSB
C/O Mortgage Department
Address Unknown
Fred M. Cuppy, Attorney at Law
8585 Broadway
Merrillville, IN 46410

Jeffrey P. Schlesinger
C/O David A. Mack, Attorney at Law
One Professional Mack
Crown Point, IN 46307

Federal National Mortgage Association
C/O Mortgage Department
150 South Wacker Drive
Chicago, IL 60606

Continued:

CITY OF GARY, INDIANA
BUILDING DEPARTMENT ORDER
PAGE TWO

Allstate Enterprises Financial Corporation
8900 Keystone Crossing-Suite 800
Indianapolis, IN 46240

Federal National Mortgage Association
C/O Frank Raines, CEO
3900 Wisconsin Avenue North
Washington, DC 20016

Lake County Treasurer
c/o PRESIDENT, LAKE COUNTY COMMISSIONERS
2293 North Main Street
Crown Point, IN 46307

Lake County Auditor
c/o PRESIDENT, LAKE COUNTY COMMISSIONERS
2293 North Main Street
Crown Point, IN 46307

STOP
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This document is the property of
the Lake County Recorder

The term, "Substantial Property Interest", means any right in real estate susceptible of being affected in a substantial way by actions authorized by the Unsafe Buildings Ordinance of the City of Gary, including, but not limited to, a fee interest, a life estate or future interest, a present possessory interest, or equitable interest of a contract purchaser; or interest reflected by a **recorded lease, license, mortgage, land sale contract or lien.

3. **LEGAL DESCRIPTION OF REAL ESTATE IN GARY, LAKE COUNTY, INDIANA:**

Hill Terrace W.29 ft. L.2 Bl.2
Key Number: 45-0443-0001

4. **ORDER:**

The Building Commissioner, in accordance with the Indiana State Statute (I.C. 36-7-9-4 Unsafe building and unsafe premises), has determined the property to be unsafe for the following reason(s):

- (1) in an impaired structural condition that makes it unsafe to a person or property;
- (2) a fire hazard;
- (3) a hazard to the public health
- (4) a public nuisance;
- (5) dangerous to a person or property because of a violation of a statute or ordinance concerning building condition or maintenance; or
- (6) vacant and not maintained in a matter that would allow human habitation, occupancy, or use under the requirements of a statute or an ordinance; is considered an unsafe building.

The building inspection report is on file in the City of Gary, Department of Redevelopment, 100 West 4th Avenue, Suite 202, Gary, IN; and may be reviewed between the hours of 8:30 a.m. and 5:00 p.m.

Continued:

CITY OF GARY, INDIANA
BUILDING DEPARTMENT ORDER
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The Building Commissioner orders that the Property Owner(s) demolish the unsafe building and clear the premises of debris. Such operations must begin within ten (10) days from the date of this order.

5. **HEARING:**

A hearing will be held in the Gary City Hall Council Chambers, 2nd Floor, 401 Broadway, Gary, Indiana, on **Tuesday, September 21, 1999, at 10:00**

A.M. You have the right to appear at the hearing with or without legal counsel and present evidence, cross-examine opposing witnesses, and make argument.

If you appear to request additional time to reconstruct and/or to rehabilitate the building, or correct violations, you must present evidence of your intent to make improvements. (SEE ATTACHMENT.)

If the structure is not demolished and if you fail to appear, the hearing will proceed in your absence; and you will be bound by the determination of the Hearing Officer. The Building Commissioner will act pursuant to the power conferred upon him under the Unsafe Buildings Ordinance.

At the conclusion of the hearing, the Hearing Officer may affirm the Order, rescind the Order or modify the Order. If the Hearing Officer affirms the Demolition Order, this structure will be demolished by the City of Gary and the Property Owner(s) will be responsible for all the expenses incurred in processing your case to obtain the action required by this Order.

6. **TRANSFER OF PROPERTY TO A THIRD (3RD) PERSON:**

If the Property Owner intends to transfer this property after receipt of this Notice, and has not complied with the Order, the Owner(s) **MUST:**

- 1.) Supply full information regarding the Order to any person who may take a substantial property interest in the unsafe premises. This information shall be supplied prior to the time when there is any transfer or agreement to transfer any substantial property interest in the unsafe premises; and
- 2.) Supply the following information to the Building Commissioner in writing within five (5) calendar days, after there is any transfer or agreement to transfer a substantial property interest in the unsafe building:
 - a.) The full name, address, and telephone number of the person(s) taking a substantial property interest in the unsafe premises; and
 - b.) A true and accurate copy of the legal instrument under which the transfer or agreement to transfer the substantial property interest is accomplished.

Continued:

CITY OF GARY, INDIANA
BUILDING DEPARTMENT ORDER
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If you have any questions relating to this matter, please contact:

Ann Stewart, Demolition Coordinator
City of Gary, Indiana
Department of Redevelopment
100 West 4th Avenue, Suite 200
Gary, IN 46402
(219) 886-1531.

ALL OF WHICH IS ORDERED THIS

AUG 26 1999

2412380630
Certified Mail Number

Russell L. Thompson

RUSSELL THOMPSON,
Building Commissioner
401 Broadway - Room 307
Gary, Indiana 46402

c-p

