

# 3 Environmental Disclosure Document for Transfer of Real Property



For Use By County Recorder's Office

County \_\_\_\_\_ Date 2 AUG -7 PM 12:00 Received by 3 Rivers 727 S. Clinton St. Wayne, Ind 46802

Document number 2000055855

The following information is provided under IC 13-7-22, the Responsible Property Transfer Law.

## I. Property Identification

### A. Address of property:

Street 1338 WILLARD ST City or town GARY  
 Township \_\_\_\_\_ Permanent real estate index number 25 54 0157 0013

### B. Legal description:

Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_  
 Enter or attach complete legal description in this area: SEE ATTACHED ADDENDUM A

### Liability Disclosure

Transfers and transferees of real property are advised that their ownership or other control of such property may render them liable for environmental cleanup costs whether or not they caused or contributed to the presence of environmental problems in association with the property.

### C. Property Characteristics:

Lot size \_\_\_\_\_ Acreage \_\_\_\_\_

Check all types of improvement and uses that pertain to the property:

- Apartment building (6 units or less)
- Commercial apartment (over 6 units)
- Store, office, commercial building
- Industrial building
- Farm, with buildings
- Other (specify) \_\_\_\_\_

## II. Nature of Transfer

- A. (1) Is this a transfer by deed or other instrument of conveyance?  Yes  No  
 (2) Is this a transfer by assignment of over 25% of beneficial interest of a land trust?  Yes  No  
 (3) A lease exceeding a term of 40 years?  Yes  No  
 (4) A mortgage or collateral assignment of beneficial interest?  Yes  No  
 (5) A contract for the sale of property?  Yes  No

### B. (1) Identify Transferor:

Name and current address of Transferor HOWARD AND LIZZIE M. MITCHELL 1338 WILLARD ST GARY IN. 46404 Trust number \_\_\_\_\_  
 Name and address of Trustee if this is a transfer of beneficial interest of a land trust. \_\_\_\_\_

(2) Identify person who has completed this form on behalf of the Transferor and who has knowledge of the information contained in this form:

Name, position (if any), and address \_\_\_\_\_ Telephone number \_\_\_\_\_

### C. Identify Transferee:

Name and current address of Transferee WELLS FARGO FINANCIAL INDIANA, INC. 1155 E RIDGE RD GRIFFITH, IN 46319

## III. Environmental Information

### A. Regulatory Information During Current Ownership

1. Has the transferor ever conducted operations on the property which involved the generation, manufacture, processing, transportation, treatment, storage, or handling of "hazardous waste", as defined by IC 13-7-1? This question does not apply to consumer goods stored or handled by a retailer in the same form and approximate amount, concentration, and manner as they are sold to consumers, unless the retailer has engaged in any commercial mixing (other than paint mixing or tinting of consumer sized containers), finishing, refinishing, servicing, or cleaning operations on the property.  Yes  No
2. Has the transferor ever conducted operations on the property which involved the processing, storage, or handling of petroleum, other than that which was associated directly with the transferor's vehicle usage?  Yes  No
3. Has the transferor ever conducted operations on the property which involved the generation, transportation, storage, treatment, or disposal of "hazardous waste", as defined in IC 13-7-1?  Yes  No
4. Are there any of the following specific units (operating or closed) at the property that are used or were used by the transferor to manage hazardous wastes, hazardous substances, or petroleum?
  - Landfill  Yes  No
  - Surface Impoundment  Yes  No
  - Land Treatment  Yes  No
  - Waste Pile  Yes  No
  - Incinerator  Yes  No
  - Storage Tank (Above Ground)  Yes  No
  - Storage Tank (Underground)  Yes  No
  - Container Storage Area  Yes  No
  - Injection Wells  Yes  No
  - Wastewater Treatment Units  Yes  No
  - Septic Tanks  Yes  No
  - Transfer Stations  Yes  No
  - Waste Recycling Operations  Yes  No
  - Waste Treatment Detoxification  Yes  No
  - Other Land Disposal Area  Yes  No

If there are "YES" answers to any of the above items and the transfer of property that requires the filing of this document is other than a mortgage or collateral assignment of beneficial interest, you must attach to the copies of this document that you file with the county recorder and the department of environmental management a site plan that identifies the location of each unit.

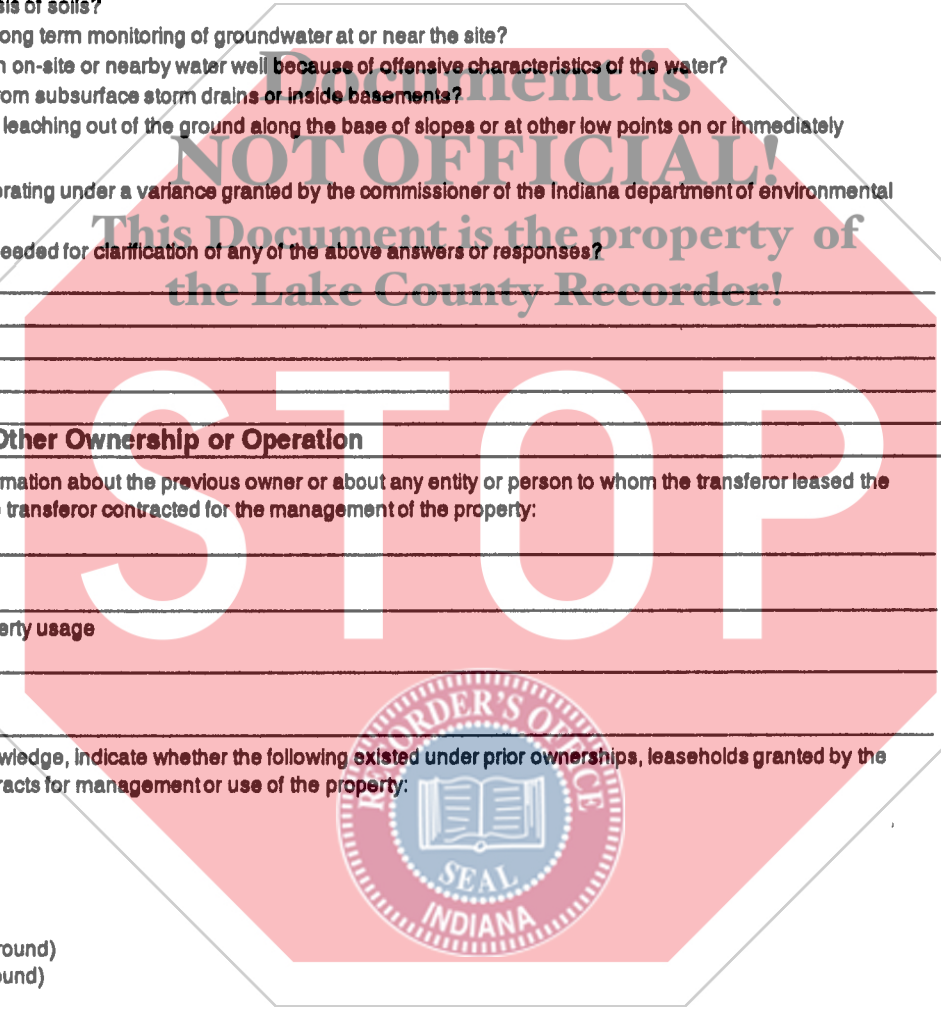
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5. Has the transferor ever held any of the following in regard to this real property?
  - (A) Permits for discharges of wastewater to waters of Indiana.  Yes  No
  - (B) Permits for emission to the atmosphere.  Yes  No
  - (C) Permits for any waste storage, waste treatment, or waste disposal operation.  Yes  No
6. Has the transferor ever discharged any wastewater (other than sewage) to a publicly owned treatment works?  Yes  No
7. Has the transferor been required to take any of the following actions relative to this property?
  - (A) Filed an emergency and hazardous chemical inventory form pursuant to the federal Emergency Planning and Community Right-to-Know Act of 1986 (42 U.S.C. 11022).  Yes  No
  - (B) Filed a toxic chemical release form pursuant to the federal Emergency Planning and Community Right-to-Know Act of 1986 (42 U.S.C. 11023).  Yes  No
8. Has the transferor or any facility on the property or the property been the subject of any of the following state or federal governmental actions?
  - (A) Written notification regarding known, suspected, or alleged contamination on or emanating from the property.  Yes  No
  - (B) Filing an environmental enforcement case with a court of the solid waste management board for which a final order or consent decree was entered.  Yes  No
  - (C) If the answer to question (B) was Yes, then indicate whether or not the final order or decree is still in effect for this property.  Yes  No
9. Environmental Releases During Transferor's Ownership.
  - (A) Has any situation occurred at this site which results in a reportable "release" of any hazardous substances or petroleum as required under state or federal laws?  Yes  No
  - (B) Have any hazardous substances or petroleum which were released come into direct contact with the ground at this site?  Yes  No

If the answers to questions (A) and (B) are Yes, have any of the following actions or events been associated with a release on the property?

  - Use of a cleanup contractor to remove or treat materials including soils, pavement, or other surficial materials?
  - Assignment of in-house maintenance staff to remove or treat materials including soils, pavement, or other surficial materials?
  - Sampling and analysis of soils?
  - Temporary or more long term monitoring of groundwater at or near the site?
  - Impaired usage of an on-site or nearby water well because of offensive characteristics of the water?
  - Coping with fumes from subsurface storm drains or inside basements?
  - Signs of substances leaching out of the ground along the base of slopes or at other low points on or immediately adjacent to the site?
10. Is the facility currently operating under a variance granted by the commissioner of the Indiana department of environmental management?  Yes  No
11. Is there any explanation needed for clarification of any of the above answers or responses?



**B. Site Information Under Other Ownership or Operation**

1. Provide the following information about the previous owner or about any entity or person to whom the transferor leased the property or with whom the transferor contracted for the management of the property:
 

Name \_\_\_\_\_

Type of business or property usage \_\_\_\_\_
2. If the transferor has knowledge, indicate whether the following existed under prior ownerships, leaseholds granted by the transferor, or other contracts for management or use of the property:
 

Landfill	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Surface Impoundment	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Land Treatment	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Waste Pile	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Incinerator	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Storage Tank (Above Ground)	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Storage Tank (Underground)	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Container Storage Area	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Injection Wells	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Wastewater Treatment Units	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Septic Tanks	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Transfer Stations	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Waste Recycling Operations	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Waste Treatment Detoxification	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
Other Land Disposal Area	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No

**IV. Certification**

A. Based on my inquiry of those persons directly responsible for gathering the information, I certify that the information submitted is, to the best of my knowledge and belief, true and accurate.

Mortgagor/Transferor (type name as signed):  
 HOWARD MITCHELL *Howard Mitchell*      LIZZIE M. MITCHELL *Lizzie M. Mitchell*

B. This form was delivered to me with all elements completed on \_\_\_\_\_

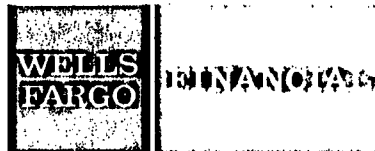
Norwest Financial Indiana, Inc. (type name as signed):  
 RANDY LANGE *Randy Lange*

State of Indiana )  
 ) ss.  
 County of LAKE )

Before me, the undersigned, a Notary Public in and for said County, this 31ST day of JULY, 2000, came HOWARD AND LIZZIE M. MITCHELL, and acknowledged the execution of the foregoing. Witness my hand and official seal.

*Elaine Mendez*  
 ELAINE MENDEZ, Notary Public

Type name as signed: \_\_\_\_\_  
 My Commission Expires: AUGUST 5, 2007  
 This instrument was prepared by: RANDY LANGE WELLS FARGO FINANCIAL INDIANA INC.  
 1155 EAST RIDGE ROAD  
 GRIFFITH IN. 46319



Wells Fargo Financial  
 Mansards Plaza  
 1155 East Ridge Road  
 Griffith, Indiana 46319  
 219 923-9150  
 219 838-4419 Fax

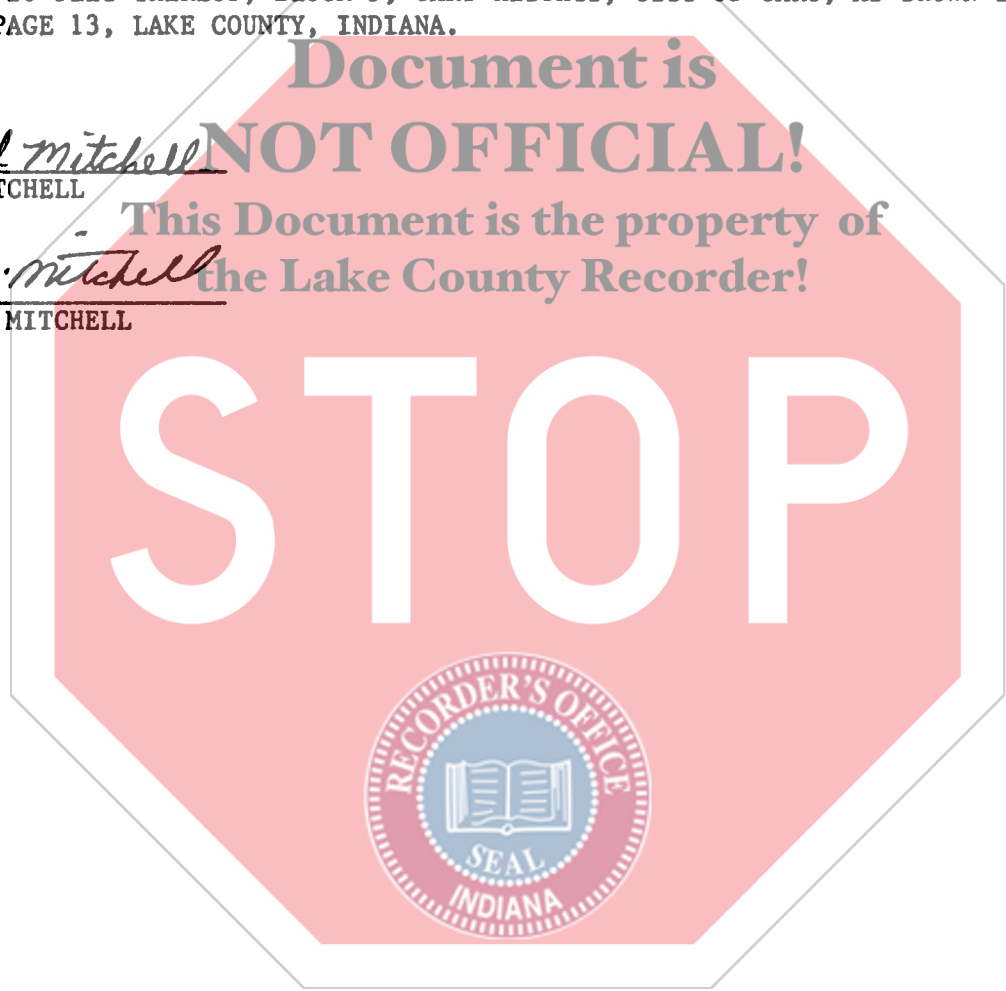
ADDENDUM A

THE NORTH 15 FEET OF LOT NUMBER 14, ALL OF LOT NUMBER 13 AND LOT NUMBER 12, EXCEPT THE NORTH 20 FEET THEREOF, BLOCK 5, GARY HEIGHTS, CITY OF GARY, AS SHOWN IN PLAT BOOK 20, PAGE 13, LAKE COUNTY, INDIANA.

Howard Mitchell  
 HOWARD MITCHELL

Lizzie M. Mitchell  
 LIZZIE M. MITCHELL

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 This Document is the property of  
 the Lake County Recorder!



STATE OF INDIANA }  
COUNTY OF Lake } ss:

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Russell J. + Amy M. Rubens, who executed the foregoing \_\_\_\_\_, in my presence and stated that the representations contained therein are true.

Witness my hand and Notarial Seal this 24~~th~~ day of June, 2000.

SANDY J. CLIFFORD  
NOTARY PUBLIC, Porter County, Indiana  
My Commission Expires October 25, 2006  
Resident Of Lake County, Indiana

Sandy J. Clifford  
Notary Public Residing In Lake County

My Commission Expires: 10/25/06

SANDY J. CLIFFORD  
Printed Signature

STATE OF INDIANA }  
COUNTY OF \_\_\_\_\_ } ss:

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared \_\_\_\_\_, the \_\_\_\_\_ of \_\_\_\_\_, a(n) \_\_\_\_\_, who executed the foregoing \_\_\_\_\_ for and on behalf of said \_\_\_\_\_ in my presence and stated that the representations contained therein are true.

Witness my hand and Notarial Seal this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Notary Public Residing In \_\_\_\_\_ County

My Commission Expires: \_\_\_\_\_

Printed Signature



THIS DOCUMENT WAS PREPARED BY:  
Chris A. Chatfield/dlg

AFTER RECORDING RETURN TO LENDER.