

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

SEND TAX STATEMENTS TO **2000-070744**  
B.R.Y. CONSTRUCTION, INC.  
An Indiana Corporation

2000 SEP 28 AM 8:56

②

MORRIS W. CARTER  
RECORDER

**THIS INDENTURE WITNESSETH**, that Bank One, N. A., under the Provisions of a Trust Agreement dated January 28, 1993 and known as Trust Number 429 in Lake County, in the State of Indiana, convey, releases and quitclaims to :

**B. R. Y. CONSTRUCTION, AN INDIANA CORPORATION**

of Lake County, State of Indiana, 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 Lake County, in the State of Indiana, to wit:

**LOT 33 IN BROOKWOOD SUBDIVISION UNIT 4, AN ADDITION TO THE TOWN OF LOWELL, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 86 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, N. A. 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, N. A. or its 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, N. A., or its Successive Interests, personally under the provisions of the Comprehensive Environmental Response, Compensation

and Liability Act (CERCLA), or the Indiana Responsible Property Transfer Law (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 representation concerning any possible environmental

DULY ENTERED FOR TAXATION SUBJECT TO  
FINAL ACCEPTANCE FOR TRANSFER

SEP 28 2000

PETER BENJAMIN  
LAKE COUNTY AUDITOR

16.00  
E.P.

→ **Guaranteed Fidelity Title Co.**  
401 15th Street SE  
Demotte, IN 46310

# 5446  
01857

defects.

IN WITNESS WHEREOF, the said BANK ONE, N.A., as Trustee of aforesaid Trust has caused this Deed to be signed by its Vice President, and attested by its Assistant Vice President, and its corporate seal to be hereunto affixed this 11th day of September, 2000.

BANK, ONE TRUST COMPANY, NA  
AS TRUSTEE

BY: [Signature]  
David W. Lebar  
Vice President

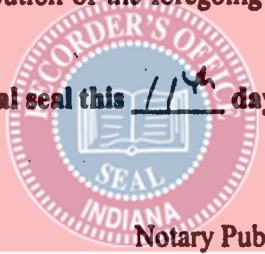
ATTEST:

[Signature]  
Alexander A. Koleff  
Trust Officer

STATE OF Indiana, COUNTY OF Lake

Before me, a Notary Public, in and for said County and State, this, day of Sept, 2000, personally appeared David W. Lebar and Alexander A. Koleff of Bank One Trust Company, NA., who acknowledged the execution of the foregoing instrument as the free and voluntary act of said corporation,

GIVEN under my hand and notarial seal this 11th day of September, 2000..



Notary Public [Signature]

My Commission Expires: 1-29-2001  
County of Residence: PORTER

PAULA TOTH, Notary Public  
My Commission Expires: Jan. 29, 2001  
County of Residence: Porter

This instrument was prepared by Bank One Trust Company, NA, 8585 Broadway, Merrillville, Indiana 46410