KNOW BY ALL MEN THESE PRESENTS: In consideration of \$1.00 and other good and valuable considerations, THE FIFTH THIRD BANK of 38 Fountain Square Plaza Cincinnati, Ohio 45263, hereby agrees that it shall postpone and make junior and subordinate in all respects that certain mortgage executed by Milan R. Damjanovic and Kathleen A. Damjanovic, in the amount of \$19,200.00 March 19th 2002, if the records of Lake County IN records, In recording reference Document Number: 2002031361 in favor of a mortgage executed by Milan R. Damjanovic and Kathleen A. Damjanovic in the amount of \$150,200.000 in favor of The Fifth Third Bank, which mortgage covers real estate described in Exhibit "A" attached hereto and made a part hereof.

This agreement shall continue in full force and effect long as Milan R. Damjanovic and Kathleen A. Damjanovic indebted to Bank.

This Agreement shall be binding upon and inure to the benefits of the respective heirs, executors, successors, and assigns of Bank.

WITNESSES

THE FIFTH THIRD BANK

Joni Fowee/Assistant Cashier Patricia Nau/Assistant Cashier the Lake County Recorder!

STATE OF OHIO

SS:

COUNTY OF HAMILTON

BE IT REMEMBERED, that on June 10, 2003, before me, a Notary Public in and for said County and State, personally appeared Patricia Nau Assistant Cashier and Joni Fowee, Assistant Cashier of THE FIFTH THIRD BANK, and acknowledged the signing thereof to be their voluntary act for the uses and purposes therein mentioned.

IN WITNESS THEREOF, I have hereunto subscribed my name and affixed my notarized seal on the day and year last aforesaid.

Notary

THIS INSTRUMENT WAS PREPARED BY

Kathryn Chapel

Please return to Lenders Services Inc.

IL#23-8573339

#90164304

Jet Coal

File Number: 90389800

FULL LEGAL

Exhibit "A" to

Land referred to in this commitment is described as all that certain property situated in the County of LAKE and state of IN and being described in a deed dated NOV-21-1984, and recorded NOV-30-1984, among the land records of the County and state set forth above and referenced as follows: Book and Page 782195. The following described real estate in Lake County, in the State of Indiana, to wit: A part of the Northeast Quarter of the Southwest Quarter of Section 8, in Township 34 North, Range 8 West of the 2nd P.M., described as follows: Commencing at a point which is North 86 degrees 28 minutes West 127.35 feet from a point on the West line of Main Street which is 343 feet South and 50 feet West of the center of said Section 8, running thence North 86 degrees and 28 minutes West 127.30 feet to the East line of Court Street; thence Southerly along the East line of said Court Street 55.8 feet thence on a line South 84 degrees 19 minutes East 137.15 feet more or less to a point 127.35 feet Westerly measured on said line from the West line of Main Street; thence North 55 feet to the place of beginning: Also, commencing at the Northwest corner of the parcel of land above described, and running thence Easterly on the Northerly line thereof 127.30 feet, thence Northerly 5 feet on a line, which, if extended Northerly, would pass thru a point which is found by measuring 293 feet South on the center line of Main Street from the center of said Section 8, thence West 50 feet to a point on the West line of Main Street, thence North 86 degrees, 28 minutes West 123.45 feet to said point in said extended line, thence Westerly parallel with the Northerly line of the parcel of land above described to the East line of Court Street, thence Southerly on said East line of Court Street to the place of beginning; situated in the City of Crown point; Also, the South 20 feet off the following described real estate, to wit: A part of the Northeast Quarter of the Southwest Quarter of Section 8, in Township 34 North, of Range 8 West of the 2nd P.M., described as follows: Commencing at the Northwest corner of the tract or piece of land conveyed by Emily W. Wells and others to M. Winer, by deed dated October 23, 1905, and recorded in Deed Record No. 118, at Page 460, said point being in the center of Court Street 3 chains and 20 links South of the North line of said Northeast 1/4 of the Southwest 1/4 of Section 8, running thence Southerly along the center of said Court Street to the North line extended of the lot or parcel of land 5 feet in width which was conveyed by Meyer Wine; and wife to Clarence Rudolph and Rosetta Rudolph by deed dated January 29, 1919 and recorded in Deed Record No. 255, at Page 74; thence Easterly along said last described North line to the Northeast corner of said 5 foot strip; thence Northerly to the North line of said parcel conveyed by said Wells to said Winer, at a point on said North line which point is 170 feet West of the East line of said Southwest 1/4 of said Section 8, thence West on said North line to the place of beginning,



situated in the City of Crown Point, all in Lake County, Indiana. Tax I.D. Number: 23-09-0352-0009 and 23-09-0352-0011. Recording Date: NOV-30-1984. Execution date: NOV-21-1984

Tax ID # 23-09-0352-0009 AND 23-09-0352-0011 MILAN R. DAMJANOVIC and KATHLEEN A. DAMJANOVIC

