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STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2004 050043

2004 JUN 15 PM 4:00

MAIL TAX BILLS TO:  
BANK CALUMET, N.A.  
MORTGAGE LOAN DEPARTMENT  
10322 INDIANAPOLIS BOULEVARD  
HIGHLAND, INDIANA 46322

RETURN TO: DAVID W. WESTLAND, ESQ.  
TAUBER & WESTLAND, P.C.  
9211 BROADWAY  
MERRILLVILLE, IN 46410

**SHERIFF'S DEED ON DECREE**

*THIS INDENTURE*, made this 4th day of June, A.D., 2004, between Rogelio "Roy" Dominguez, Sheriff of Lake County, in the State of Indiana, of the first part, and the BANK CALUMET, N.A. (formerly known as CALUMET NATIONAL BANK) of the County of Lake and State of Indiana of the second part. WITNESSETH:

**THAT WHEREAS**, at the Continuous Term of the Lake Superior Court, A.D., 2004, BANK CALUMET, N.A. (formerly known as CALUMET NATIONAL BANK) recovered by judgment of said Court, in a certain action therein against KIM W. FLOYD d/b/a KIMMY PIE, KIM W. FLOYD, WINONA M. FLOYD, and CAPITAL ONE BANK the sum of \$78,081.76, together with interest and the further sum of \$16.00 for Sheriff's costs in that behalf expended; and a decree for the sale of all the interest, estate, right and title of the defendants, KIM W. FLOYD d/b/a KIMMY PIE, KIM W. FLOYD, WINONA M. FLOYD, and CAPITAL ONE BANK, in and to that certain Real Estate, described therein as follows, to-wit:

Lots 33 and 34 and the South half of Lot 35 in Block 24 in Junedale Subdivision, in the City of Gary, as per plat thereof, recorded in Plat Book 19 page 3, in the Office of the Recorder of Lake County, Indiana.

Commonly known as: 5016 Broadway, Gary, IN 46408

Tax Key No.: 45-188-33

Unit No.: 25

All without relief whatever from valuation or appraisal laws, as by the record thereof remaining in said Court more fully appears.

**AND WHEREAS**, afterwards, to-wit: On or about the 4th day of June, A.D., 2004, a copy of said judgment and decree was duly issued, and under seal of said Court, attested by the Clerk thereof, directed to the Sheriff of the County of Lake, commanding him that after due and legal notice of the time and place of making the same, he should sell the land above described, with all the interest, estate, right and title of the defendants, KIM W. FLOYD d/b/a KIMMY PIE, KIM W. FLOYD, WINONA M. FLOYD, and CAPITAL ONE BANK, therein, or so much and such parts thereof as might be necessary, according to the terms of said decree, to pay and satisfy the judgment aforesaid, with the interest and cost thereon; and that he should in like manner also make and return all interest and accruing costs thereon, and make due return of said writ to the Clerk's office at the expiration of one hundred and eighty days from the date of the same.

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ONLY ENTERED FOR TAXATION SUBJECT TO  
FINAL ACCEPTANCE FOR TRANSFER

JUN 15 2004

STEPHEN R STIGLICH  
LAKE COUN. CLERK


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**AND WHEREAS**, said copy of judgment and order of sale came to the hands of Rogelio "Roy" Dominguez, then the Sheriff of said County, to be executed, and the said Rogelio "Roy" Dominguez, as said Sheriff as aforesaid, having legally advertised the same, did on the 29th day of April, A.D., 2004, at the Court House door in Crown Point in the County aforesaid, between the hours prescribed by law, at public auction, expose to sale the rents, profits, issues and income, of said estate of KIM W. FLOYD d/b/a KIMMY PIE, KIM W. FLOYD, WINONA M. FLOYD, and CAPITAL ONE BANK, together with all the rights, title and interest in fee simple of the said KIM W. FLOYD d/b/a KIMMY PIE, KIM W. FLOYD, WINONA M. FLOYD, and CAPITAL ONE BANK in and to said estate, and the said BANK CALUMET, N.A. (formerly known as CALUMET NATIONAL BANK) did then and there bid the sum of \$80,257.64 and no person bidding more, the same was in due form openly struck off and sold to the said BANK CALUMET, N.A. (formerly known as CALUMET NATIONAL BANK) for the said sum of \$80,257.64 being the highest bidder, and that being the highest price bid for the same.

**NOW, THEREFORE**, to confirm to said BANK CALUMET, N.A. (formerly known as CALUMET NATIONAL BANK) the sale so made as aforesaid, the said Rogelio "Roy" Dominguez, as Sheriff as aforesaid, in consideration of said sum of \$80,257.64 to him in hand paid by said BANK CALUMET, N.A. (formerly known as CALUMET NATIONAL BANK) the receipt whereof is hereby acknowledged, as provided by law hath GRANTED, BARGAINED AND SOLD, and doth by these presents GRANT, BARGAIN, SELL, CONVEY AND CONFIRM to the said BANK CALUMET, N.A. (formerly known as CALUMET NATIONAL BANK) and its heirs and assigns FOREVER, the Real Estate described above herein, **TO HAVE AND TO HOLD**, all and singular, the premises aforesaid, with the privileges and appurtenances, to the said BANK CALUMET, N.A. (formerly known as CALUMET NATIONAL BANK) and its heirs and assigns, forever, in as full and ample a manner as the same was held by KIM W. FLOYD d/b/a KIMMY PIE, KIM W. FLOYD, WINONA M. FLOYD, and CAPITAL ONE BANK immediately before the execution of the mortgage mentioned in said decree, foreclosing the same.

**IN WITNESS WHEREOF**, the said Rogelio "Roy" Dominguez, as Sheriff as aforesaid, has hereunto set his hand and seal the day and year above written.

  
Rogelio "Roy" Dominguez,  
Sheriff of Lake County, Indiana (Seal)

STATE OF INDIANA, LAKE COUNTY, SS:

BEFORE ME, a notary public, in and for said County, personally came Rogelio "Roy" Dominguez, Sheriff of said County, and acknowledged the execution of the foregoing deed and the foregoing conveyance to be his voluntary act and deed as such Sheriff.

IN WITNESS WHEREOF, I hereunto subscribe my name, and affix my official seal of office, this 4th day of June, A.D., 2004.

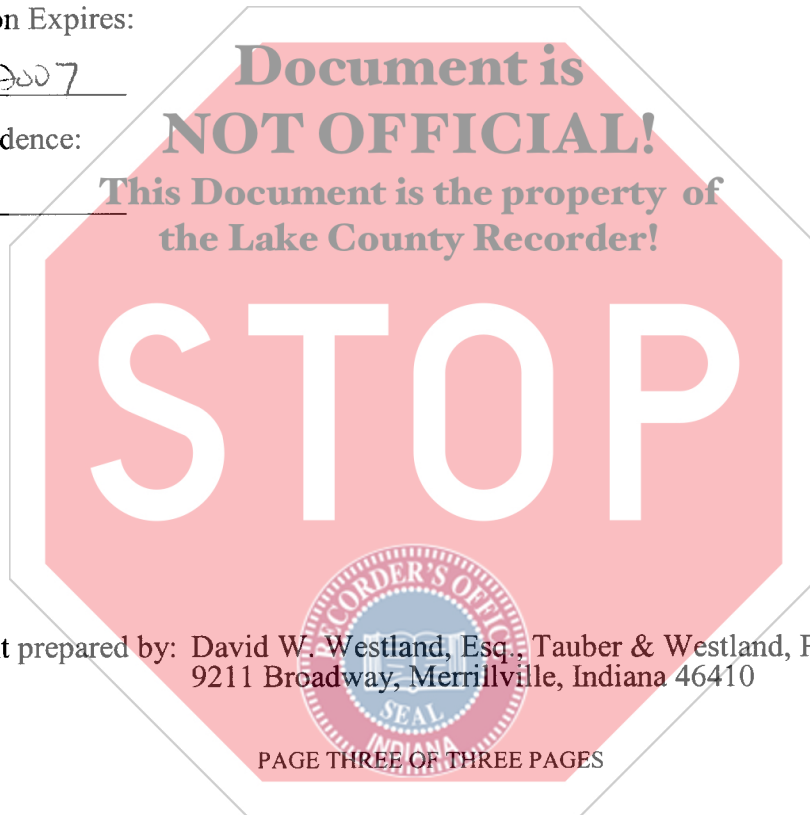
Mary Ann Torres  
Notary Public  
Printed Name: MARY ANN TORRES

My Commission Expires:

April 5, 2007

County of Residence:

J&P



This Instrument prepared by: David W. Westland, Esq., Tauber & Westland, P.C.  
9211 Broadway, Merrillville, Indiana 46410

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