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MICHAEL A. ...  
RECORDER

Mortgage Services  
4001 Leadenhall Road SV-13  
Mt. Laurel, NJ 08054  
Loan # 0024702102

2005 003166

November 3, 2004

**ASSUMPTION AND RELEASE AGREEMENT**

This Assumption and Release Agreement ("Agreement") is entered into as of the 18<sup>th</sup> day of December 2004 by and between **Paul A. Cherney** residing at **2203 North Delaware Parkway, Munster, IN 46321**, and **Nichole M. Szafranski** residing at 7906 Frederick Ave Munster IN 46321, and **Cendant Mortgage Corporation** and its successors and assigns, its principal place of business, 6000 Atrium Way, Mt. Laurel, NJ 08054 ("the Parties").

WHEREAS, **Paul A. Cherney and Nichole M. Szafranski** have entered into a mortgage loan transaction with **Cendant Mortgage Corporation** for a loan in the amount of \$119,000.00 pursuant to a Note and Mortgage executed July 22, 2003 ("Loan Documents"). Said Mortgage recorded in, Instr # 2003-078313, on 07/29/2003.

WHEREAS, the Parties wish to release **Nichole M. Szafranski** of any and all liability and to allow **Paul A. Cherney** to assume full liability under the Loan Documents.

Now, therefore, in consideration of the mutual promises and covenants contained herein, the Parties agree as follows:

- Cendant Mortgage Corporation** has made a mortgage loan in the amount of \$119,000.00 to **Paul A. Cherney and Nichole M. Szafranski** for property located at **2203 North Delaware Parkway, Munster, IN 46321**, See Attached Description.
- Paul A. Cherney** qualifies for the subject loan without the income and credit of **Nichole M. Szafranski**.
- The Parties hereby agree to release **Nichole M. Szafranski** of any and all liability under the Promissory Note, Mortgage and related documentation arising under the subject mortgage loan.
- Paul A. Cherney** agrees to assume full responsibility of all liabilities and for all terms and conditions under the loan documentation.

IN WITNESS WHEREOF, the undersigned have caused this Agreement to be duly executed this 11<sup>th</sup> day of November, 2004.

Paul A. Cherney  
(Signature #1) **Paul A. Cherney**

Acknowledgment for Signature #1:

State of INDIANA

County Of LAKE

On this, the 11<sup>th</sup> day of Nov, 2004, before me, the undersigned officer, personally appeared Paul A. Cherney known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument and acknowledge that executed the same for the purposes herein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

M. Christine Dantz  
M. Christine Notary  
Gamez  
My commission expires 11-29-06  
County of Residence: LAKE

CK# 01421132  
14.00  
Km

Nichole M Szafarski  
(Signature #2) Nichole M. Szafarski

Acknowledgment for Signature #2:

State of INDIANA

County Of Lake

On this, the 11<sup>th</sup> day of Nov, 2004 before me, the undersigned officer, personally appeared Nichole M Szafarski known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument and acknowledge that executed the same for the purposes herein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

M. Christine Gamez  
M. Christine Notary  
Gamez  
My commission expires 11-09-06  
County of Residence: Lake

[Signature]  
Cendant Mortgage Corporation

Document is NOT OFFICIAL!  
This Document is the property of the Lake County Recorder!

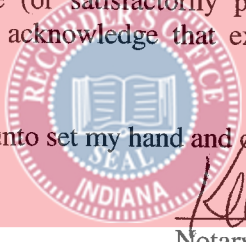
Corporate Acknowledgment:

State of New Jersey

County Of Burlington

On this, the 18<sup>th</sup> day of Dec, 2004 before me, the undersigned officer, personally appeared Karen Ziegler known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument and acknowledge that executed the same for the purposes herein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.



Kelly Brianna Mankovich  
Notary  
My commission expires

**KELLY BRIANNA MANKOVICH**  
Notary Public - New Jersey  
My commission expires October 21, 2009

- Copy One - Return to Cendant Mortgage Corporation signed and notarized to be recorded
- Copy Two - Return to Cendant Mortgage Corporation signed and notarized for file.
- Copy Three - Member copy
- Copy Four - Member copy

**Exhibit A**

**Legal Description**

Lot 63 in Block 1 of Independence Park, as per plat thereof, recorded in Plat Book 24, Page 23, in the Office of the Recorder of Lake County, Indiana and commonly known as: 2203 N. Delaware Parkway Munster, IN 46321. Key No. 18-28-0117-0063

