2006 988699

## **INDEMNIFYING MORTGAGE**

THIS INDENTURE WITNESSETH, That Lake County Trust Company as successor Trustee to Bank One Trust Company NA, f/k/a NBD Bank, N.A., f/k/a INB Banking Company known\* of Lake County, in the State of Indiana, hereby mortgage and warrant to the DEMOTTE STATE BANK, Jasper County, Indiana the following described property in the County of Lake and State of Indiana to wit:

\*\*as Trust No. 429

See Exhibit "A" Attached

Document is

This Document is the property of the Lake County Recorder!

NOT OFFICIAL!

This mortgage is given to the mortgagee for the purpose of securing all indebtedness already owing by Lake County Trust Company as successor Trustee to Bank One Trust Company NA, f/k/a NBD Bank, N.A., f/k/a INB Banking Company known\* mortgagor(s) to said DeMotte State Bank, in the sum of \$ 785,000.00 and is also given to secure all indebtedness or liability, of every kind, character and description of the mortgagor(s), or either of them, to the mortgagee hereafter created, such as future loans, advances, overdrafts, and all indebtedness that may accrue to said Bank by reason of the mortgagor(s) or either of them, becoming surety or endorser for any other person, whether said indebtedness was originally payable to said bank or has come to it by assignment or otherwise and shall be binding upon the mortgagor(s), and remain in full force and effect until all said indebtedness is paid. This mortgage shall secure the full amount of said indebtedness without regard to the time when same was made. The mortgagor(s) expressly agree to pay all sums and indebtedness secured hereby, and the same shall be collectable without relief from valuation and appraisement laws and with attorney's fees, and in case it should become necessary to appoint a Receiver for any property that may be secured by this mortgage, it shall not be necessary to serve notice upon the mortgagor.

Trustee		One T	rust Comp	any NA, f	/k/a NE	D Bank	, N.A.,	f/k/a INB	Banking	
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In Witness Whereof Neil A. Wingate, P.O.A. of Lake County Trust Company as successor

**CTIC** Has made an accomodation recording of the instrument.

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Before the undersigned, a Notary Public in and for said County and State this 4th day of October 2006  Neil A. Wingate, P.O.A. of Lake County Trust Company as successor Trustee to Bank One Trust Company NA, f/k/a NBD Bank, N.A., f/k/a INB Banking Company known as Trust No. 429  Acknowledged the execution of the above and foregoing mortgage for the uses and purposes therein set forth.  Witness my hand and Notarial Seal.  Laura O'Brien  NOTARY PUBLIC  This instrument was prepared by: Daniel J. Ryan, Ex. V.P. & Loan Admin.  "Iaffirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law."  Laura O'Brien	e of Indiana	
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## Exhibit "A"

Parcel 1: A parcel of land in the North ½ of the Northeast ¼ of the Northeast ¼ of Section 23, Township 33 North, Range 9 West of the Second Principal Meridian more particularly described as follows: Commencing at the Northeast corner of said Section; thence South 0 degrees 42 minutes 55 seconds West a distance of 80.36 feet to a point of beginning; and a point lying on the centerline of Cedar Creek (Ditch); thence South 33 degrees 11 minutes 55 seconds West a distance of 222.56 feet to a point on the center line of said Ditch; thence South 39 degrees 41 minutes 42 seconds West a distance of 300.03 feet to a point on the center line of said Ditch; thence South 39 degrees 19 minutes 13 seconds West a distance of 212.92 feet to a point on the center line of said Ditch and the South line of the North ½ of the Northeast ¼ of the Northeast ¼ of said Section; thence South 89 degrees 38 minutes 50 seconds East a distance of 455.72 feet to a point on the East line of said Section; thence North 0 degrees 42 minutes 55 seconds West a distance of 584.65 feet to the point of beginning, in Lake County, Indiana.

Parcel 2: The Northwest ¼ (excepting therefrom the East 1821 feet) of Section 24, Township 33 North, Range 9 West of the Second Principal Meridian in Lake County, Indiana and ALSO EXCEPTING THEREFROM those parts platted as Brookwood Unit One, an Addition to the Town of Lowell, recorded in Plat Book 78 page 54, Brookwood Unit Two, an Addition to the Town of Lowell, recorded in Plat Book 80 page 59, Brookwood Unit Three, an Addition to the Town of Lowell, recorded in Plat Book 84 page 42 and Brookwood Unit Four, an Addition to the Town of Lowell, recorded in Plat Book 86 page 61.

Parcel 3: That part of the South ½ of the Southwest ¼ lying West of a line 1821 feet West of and parallel to the East line of said South ½ (excepting therefrom that part lying North and Westerly of the channel of Cedar Creek), all in Section 13, Township 33 North, Range 9 West of the Second Principal Meridian, in Lake County, Indiana.

