

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2007 042651

2007 MAY 24 PM 1:45

MICHAEL A. DROWN
RECORDER

STATE OF INDIANA)
)
COUNTY OF LAKE)

RE: MARY A. HENDERSON
571 HAMLIN STREET
GARY, INDIANA

CITY OF GARY, INDIANA
DEPARTMENT OF COMMUNITY DEVELOPMENT
**CONSENT TO SUBORDINATION OF
FIRST-TIME HOMEBUYER DOWN PAYMENT ASSISTANCE
AGREEMENT (HOME PROGRAM LIEN)**

This CONSENT TO SUBORDINATION of First – Time Homebuyer Down Payment Assistance Agreement - HOME Program Lien (the "Lien") is effective this 18th day of April, 2007 by the CITY OF GARY, INDIANA, an Indiana Municipal Corporation (the "City"), acting through its designated agent, the City of Gary, Indiana Department of Community Development, located at 201 East 5th Avenue, Suite E, Gary, Indiana 46402.

NOT OFFICIAL!

WITNESSETH:

This Document is the property of

WHEREAS, MARY A. HENDERSON (hereinafter called the "Owner") has received HOME Program Funds through the City's Department of Planning and Community Development, nka Department of Community Development, and is the record title holder of certain property ("Property"), located in Gary, Lake County, Indiana, more particularly described as follows:

Gary City Estate North half Lot 15, 16 and 17
Block D and South half of vacant alley

In the City of Gary, as per plat thereof, in the Office of the Recorder of Lake County,
Common Address: 571 Hamlin Street, Gary, Lake County, Indiana

WHEREAS, pursuant to the HOME Program, the Owner must meet specified qualifications for eligibility for the Program, one of which is to comply with certain conditions and terms under the Program Lien Agreement; and

WHEREAS, under said Lien Agreement, the Owner has agreed and consented to the creation and imposition of a lien in the amount of Two Thousand Nine Hundred Forty Five and No/100 Dollars (\$2,945.00) upon the Property for the benefit of the City; and any subordination of this lien to additional liens or encumbrances shall only be made upon the written consent of the City, which consent shall not be unreasonably withheld; and

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WHEREAS, Owner has requested re-financing from NATIONAL CITY MORTGAGE, 380 Chicago Drive, Suite 10, Grandville, MI 49410 (the "Lender"), and Lender desires to be in a superior position as to the Lender's interest in the Property over that of the City's interest, pursuant to the HOME Program Lien,

NOW, THEREFORE, the City does hereby consent to the **SUBORDINATION** of its HOME Lien to the lien of National City Mortgage, and Lender's successors and assigns; and agrees and acknowledges that any lien, encumbrance or interest in the Property which the City may now have pursuant to the HOME Program Lien, of the Department of Planning and Community Development, dated June 25, 2004, filed for record August 5, 2004, and recorded in Instrument Number 2004 066371, Recorder's Office, Lake County, Indiana, to secure \$2,945.00, shall be **JUNIOR AND SUBORDINATED** to a security interest in the amount of Fifty Nine Thousand Seventy One and No/100 Dollars (\$59,071.00), plus interest, cost of collection and/or attorney's fees, which NATIONAL CITY MORTGAGE, the Lender, and Lender's successors and assigns now has or may hereafter acquire in the Property.

CITY OF GARY, INDIANA
DEPARTMENT OF COMMUNITY DEVELOPMENT

DATE: April 23, 2007

BY: Letty Almodovar
Letty Almodovar, Its Director

State of Indiana, County of Lake) ss:

Before me, the undersigned a Notary Public in and for said County and State, this _____ day of March, 2007, personally appeared Letty Almodovar, Director of City of Gary, Indiana, Community Development Department, who is known to me, and who after being by me first duly sworn, deposes and says that she has the full binding authority to execute this Consent to Subordination and she subscribed her name thereto in certification thereof.

NOTARY PUBLIC

My Commission Expires: April 16, 2010

Signature: Brenda Halliburton

Resident: Lake County

Printed: Brenda Halliburton

This instrument prepared by Luci L. Horton, Attorney No. 7785-45

RETURN TO:

Department of Community Development
201 East 5th Avenue, Suite E
Gary, Indiana 46402
Attention: Heather Hiller, HON Manager

I affirm, under the penalties for perjury, that I have taken reasonable care to redact Social Security number in this document, unless required by law

Jennifer Ruis
Jennifer Ruis