

2

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2007 OCT 10 AM 10:08

MICHAEL A. BROWN
RECORDER

2007 080798

MEMORANDUM OF CONTRACT

THIS MEMORANDUM OF CONTRACT evidences the existence of a Contract, dated September 11, 2007 (the "Contract"), made by Ability, Inc. as Contractor, and Cynthia M. Samuels, as Owner of real estate located in Gary, Lake County, Indiana, hereinafter called the "Property".

1. The legal description, key no, and common address of the Property subject to the Contract is:

Leshwood On West 5th Addition Lot 26 & 27 in the City of Gary, Lake County, Indiana; Key #25-45-0280-0026, 439 Calhoun Street, Gary, Indiana

2. The amount of the Contract is: \$38,616.00.00. The terms of the Contract begins September 11, 2007 and ends September 11, 2017.

3. The following agreements and covenants of the Contract, as to which third parties are to have particular notice, are set forth in abbreviated or summary form and description:

(a) CONTRACTOR agrees to waive, and does hereby waive and relinquish, all right to lien upon the real estate herein above described and the building to be improved thereon in accordance with the terms of this contract. CONTRACTOR expressly agrees that no lien shall attach to the real estate.

(b) OWNER agrees to maintain the property as an owner-occupied residential property for a minimum of Ten (10) years from the Memorandum of Contract (the "Affordability Period"). In the event that the OWNER shall sell, transfer, or refinance the property during the Affordability Period, then the Department of Community Development shall be entitled to the return of funds paid for repair of the property, on a pro rata basis. The Department shall have a lien on the property in the contract amount.

4. The Contract contains other agreements and covenants of the parties, as set forth in an executed counterpart of it in possession of the parties. A complete copy of the Contract is on file in the Department of Community Development of the City of Gary, 201 East 5th Avenue, Suite E, Gary, Indiana 46402. Such agreements and covenants are incorporated, by this reference, in this Memorandum as though contained in full herein.

SIGNED this 11th day of SEPTEMBER, 2007.

13-
DG
GCD

Ability, Inc.

Cynthia M. Samuels

By: *Paul Beilgasser*
CONTRACTOR

By: *Cynthia M. Samuels*
OWNER

By: _____
OWNER

4332 West 47th Avenue, Gary, IN
ADDRESS

439 Calhoun Street, Gary, IN
ADDRESS

STATE OF INDIANA, COUNTY OF LAKE)ss:

Before me, a Notary Public in and for said County and State, personally appeared

Ability, Inc. and Cynthia M. Samuels, who acknowledged the execution of the foregoing Memorandum of Contract, and who having been duly sworn, stated that the representations therein contained are true. Witness my hand and Notarial Seal this 1st day of

September, 2007.

My Commission Expires: April 16, 2010

Signature: *Brenda Hollibuster*

Resident of Lake County

Printed: Brenda Hollibuster

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



Mail To:
Department of Community Development
839 Broadway, Suite 302 N
Gary, IN 46402

(Prepared by City of Gary Law Department)