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STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2007 096449

2007 DEC 10 AM 9:25

MICHAEL A. BROWN  
RECORDER

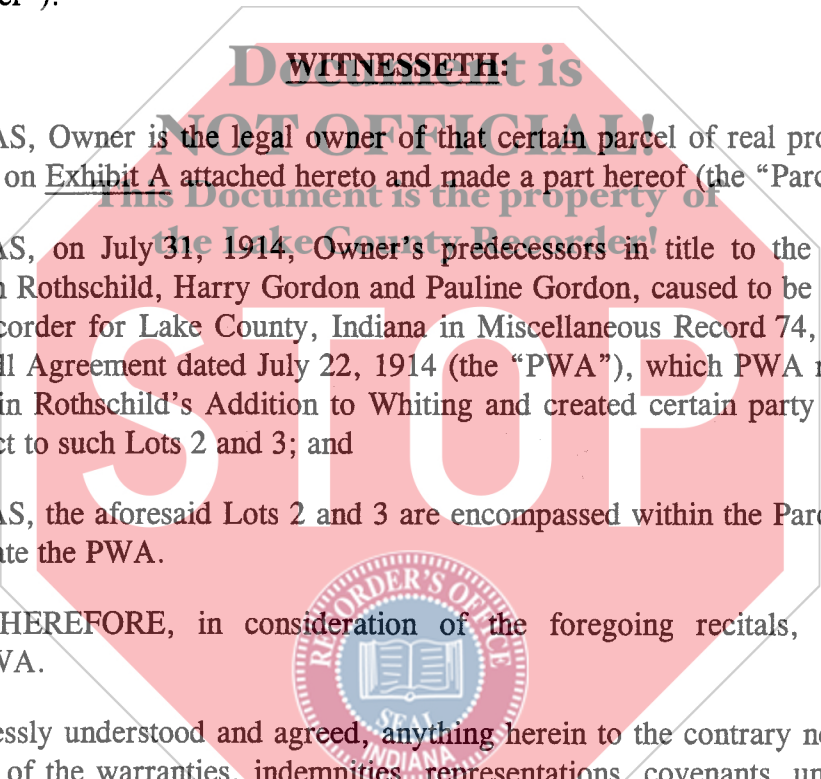
THIS INSTRUMENT PREPARED BY  
AFTER RECORDING MAIL TO:

Thomas H. Page, Esq.  
Barack Ferrazzano Kirschbaum & Nagelberg LLP  
200 West Madison Street, Suite 3900  
Chicago, Illinois 60606

**TERMINATION OF PARTY WALL AGREEMENT**

THIS TERMINATION OF PARTY WALL AGREEMENT (the "Termination") is made and entered into this 26<sup>th</sup> day of November, 2007 by Lake County Trust Company, as Trustee under a Trust Agreement dated August 10, 1981 and known as Trust No. 3145 ("Owner").

CHIGAGO TITLE INSURANCE COMPANY



WITNESSETH:  
WHEREAS, Owner is the legal owner of that certain parcel of real property which is legally described on Exhibit A attached hereto and made a part hereof (the "Parcel"); and

WHEREAS, on July 31, 1914, Owner's predecessors in title to the Parcel, Moses Rothschild, Sarah Rothschild, Harry Gordon and Pauline Gordon, caused to be recorded in the Office of the Recorder for Lake County, Indiana in Miscellaneous Record 74, Page 578, that certain Party Wall Agreement dated July 22, 1914 (the "PWA"), which PWA referred therein to Lots 2 and 3 in Rothschild's Addition to Whiting and created certain party wall and other rights with respect to such Lots 2 and 3; and

WHEREAS, the aforesaid Lots 2 and 3 are encompassed within the Parcel, and Owner desires to terminate the PWA.

NOW, THEREFORE, in consideration of the foregoing recitals, Owner hereby terminates the PWA.

It is expressly understood and agreed, anything herein to the contrary notwithstanding, that each and all of the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of Lake County Trust Company, as Trustee of Trust No. 3145, while in form purporting to be the warranties, indemnities, representations, covenants, undertakings and agreements of said Trustee, are nevertheless, each and every one of them, made and intended not as personal warranties, indemnities, representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally, but are made and intended for the purpose of binding only that portion

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of the trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against Lake County Trust Company, on account of this instrument or on account of any warranty, indemnity, representation, covenant, undertaking or agreement of said Trustee in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

IN WITNESS WHEREOF, Owner has caused this Termination to be executed and delivered upon the date first above written.

Lake County Trust Company, as Trustee as  
aforesaid and not personally

By: Elaine M. Sievers  
Its: ELAINE M. SIEVERS  
TRUST OFFICER



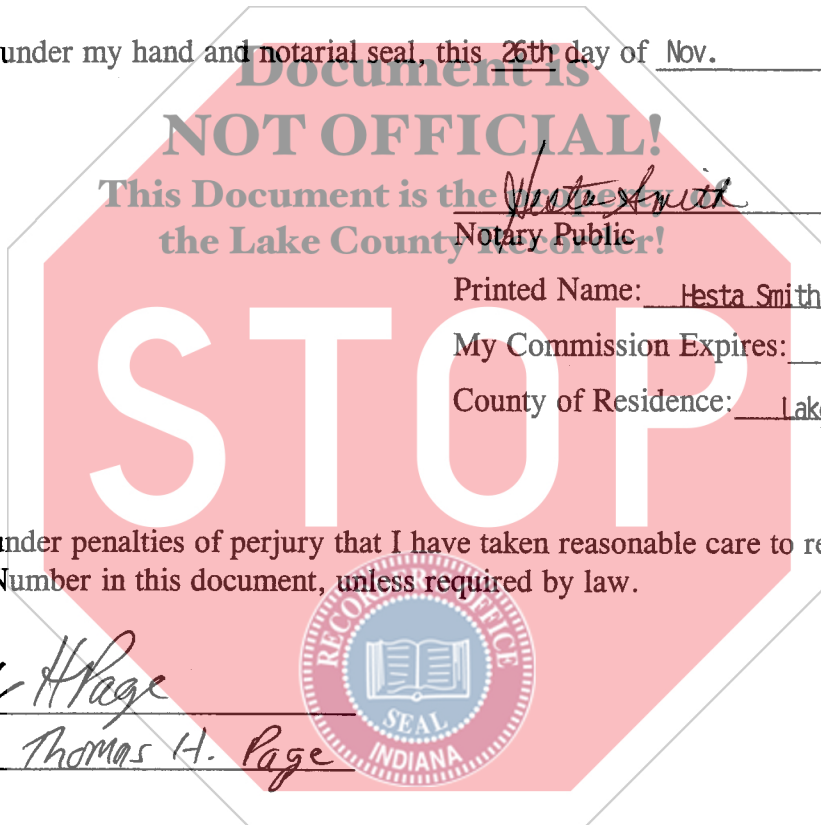
STATE OF Indiana )

) ss.

COUNTY OF Lake )

I, Hesta Smith, a Notary Public in and for the said County, in the State aforesaid, DO HEREBY CERTIFY that Flaine M. Sievers, as Trust Officer of Lake County Trust Company, as Trustee under a Trust Agreement dated August 10, 1981 and known as Trust No. 3145, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Trust Officer, appeared before me this day in person and acknowledged that he/she signed and delivered the said instrument as his/her own free and voluntary act and as the free and voluntary act of said company for the uses and purposes therein set forth, and as trustee of the aforesaid trust.

GIVEN, under my hand and notarial seal, this 26th day of Nov., 2007.



Hesta Smith  
Notary Public

Printed Name: Hesta Smith

My Commission Expires: 10-11-15

County of Residence: Lake

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

Thomas H. Page

Printed Name: Thomas H. Page

**EXHIBIT A**

Lots 1, 2, 3 and 4, Rothschild's Addition to Whiting, as per plat thereof, recorded in Plat Book 10, page 25, in the Office of the Recorder of Lake County, Indiana.

