

2008 062342

FILED  
2008 SEP - 4 AM 10:54  
MICHAEL C. WEDDIN  
RECORDER

**RESCISSION OF ASSIGNMENT OF OPEN-END MORTGAGE**

Whereas, FIFTH THIRD BANK, was the owner of the beneficial interest under that certain Open-End Mortgage, dated June 3, 2003, executed by Dorothy C. Miles fka Dorothy J. Carter to Fifth Third Bank (Chicago), recorded on June 27, 2003, under Instrument No. 2003 066864 with the Lake County Recorder, ~~Ohio~~ <sup>Indiana</sup> (the "Registry"). Said Open-End Mortgage was assigned by an Assignment of Open-End Mortgage, executed by Fifth Third Bank, to New Falls Corporation, dated February 13, 2008, but effective as of December 7, 2007 and recorded on February 27, 2008 with the Registry under Instrument No. 2008 013905.

Whereas, Fifth Third Bank executed in error the Assignment of Open-End Mortgage, dated February 13, 2008, but effective as of December 7, 2007 and recorded on February 27, 2008 under Instrument No. 2008 013905 with the ~~Franklin County Recorder, Ohio~~ <sup>Lake County Recorder, Indiana</sup>.

Now therefore, Fifth Third Bank, states that such Assignment of Open-End Mortgage was executed in error, and is hereby withdrawn, canceled and declared of no force or effect, and that the Assignment of Open-End Mortgage, from Fifth Third Bank to New Falls Corporation on the property covered thereby shall not be in any way affected of such erroneous instrument.

PROPERTY ADDRESS: 2945 WABASH AVENUE, GARY, INDIANA 46404  
PROPERTY DESCRIPTION: See attached Exhibit A.

*Elizabeth Herald*  
*Elizabeth Herald*, Witness  
*Devona Miller*  
*Devona Miller*, Witness

Fifth Third Bank

By: *M.B. McCoy*  
M.B. McCoy  
Its: Vice President

STATE OF OHIO  
COUNTY OF HAMILTON

On this 12 day of AUGUST, 2008, before me, the undersigned Notary Public, personally appeared M.B. McCoy, who acknowledged herself to be Vice President of Fifth Third Bank and that she, in such capacity, being authorized to do so, executed the foregoing instrument for the purposes therein contained, by signing the name of the Bank as Vice President.

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

*Elizabeth A. Draper*  
\_\_\_\_\_  
, Notary Public

PREPARED BY AND RETURN TO:  
NEW FALLS CORPORATION  
100 North Center Street  
Newton Falls, OH 44444-1321  
(330) 872-0918  
Debtor: Dorothy C. Miles  
Our File No. 09392008



ELIZABETH A. DRAPER  
Notary Public, State of Ohio  
My Commission Expires 04-21-2013

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CK# 022093  
17.00  
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**EXHIBIT A**

Legal Description:

The Westerly 16 feet of Lot 18 and all of Lot 17 in Block 6 in the Resubdivision of Gary Land Company's 6<sup>th</sup> Subdivision, in the City of Gary, as per plat thereof, recorded in Plat Book 14, Page 21, in the Office of the Recorder of Lake County, Indiana.

Key No. 25-44-221-17

Commonly known as: 2945 Wabash Avenue, Gary, Indiana 46404

