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2008 067599

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2008 SEP 29 PM 12: 56

MICHAEL A. BROWN  
RECORDER

**MEMORANDUM OF CONTRACT  
(SENIOR REHABILITATION PROGRAM)**

**THIS MEMORANDUM OF CONTRACT** evidences the existence of a Contract, dated August 21, 2008 (the "Contract"), made by Trunk Construction, Inc. as Contractor, and CW and Willie Noel, 6106 Hemlock Avenue, Gary, IN 46403, 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:

**GEO. H. Wilsons Second Subdivision Lot 15 Block 3 East 15 Ft. Lot 16, Block 3 West 10 Ft. Lot 14, Block 3 & South 8 Ft. Vac. Alley Adj. in the City of Gary, Lake County, Indiana; Key #25-47-0285-0015, 6106 Hemlock Avenue, Gary, Indiana**

2. The amount of the Contract is \$9,344.00. The terms of the Contract begins August 21, 2008 and ends August 21, 2013.

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 Five (5) years from the date of the completion of the project (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, 839 Broadway, Suite 302N, Gary, Indiana 46402. Such agreements and covenants are incorporated, by this reference, in this Memorandum as though contained in full herein.

SIGNED this 21<sup>st</sup> day of August, 2008

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BCD  
JS

**Trunk Construction, Inc.**

By: Kelly West  
CONTRACTOR

**CW and Willie Noel**

By: CW Noel  
OWNER

By: Willie Noel  
OWNER

3825 Louisiana Street, Gary, IN  
ADDRESS

6106 Hemlock Avenue, Gary, IN  
ADDRESS

**STATE OF INDIANA, COUNTY OF LAKE) SS:**

Before me, a Notary Public in and for said County and State, personally appeared Trunk Construction, Inc. and CW and Willie Noel, 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 21st day of August, 2008

My Commission Expires April 16, 2010

Signature: Brenda Halliburton

Resident of Lake County

Printed: Brenda Halliburton

