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STATE OF INDIANA LAKE COUNTY FILED FOR RECORD

2010 MAR 25 AH 8: 40

MICHELLE R. FAJMAN RECORDER

FIFTH THIRD BANK (WESTERN MICHIGAN) ATTN: 1MOB1R EQUITY LENDING DEPARTMENT 1850 EAST PARIS GRAND RAPIDS, MI 49546



Loan Number:

XXXXXX7772++

414 83402

**Mortgage Modification Document** 

THIS MORTGAGE MODIFICATION AGREEMENT ("MODIFICATION"), made this March 11, 2010 REX L. POLOVITCH AND HOLLY D. POLOVITCH, HUSBAND AND WIFE

between

Document is

Whose address is:12715 RANDOLPH ST, CROWN POINT, IN, 46307-0000.

("Grantor") and FIFTH THIRD BANK

This Doc ("Lender"), amends and supplements (1) the Mortgage, Deed of Trust, or Deed to Secure Debt (the "Security Instrument"), dated 8 17-2007 and recorded in the Book or Liber at page(s) 17-2007 and recorded in the Book or Liber of the Public Records of LAKE

Which covers the real and personal property located at:

12715 RANDOLPH ST CROWN POINT, IN 46307-0000

the real property described being set forth as follows:

See Attached Exhibit A

In consideration of the mutual promises and agreements exchanged, the Grantor and Lender hereto agree as follows (notwithstanding anything to the contrary contained in the Note or Security Instrument):

Future Advances: Specifically, without limitation, the Security Instrument secures, in addition to the amounts specified in the Note, all future amounts Lender in its discretion may loan to Grantor within twenty (20) years of the date of this Mortgage, together with all interest therein; however in no event shall future advances (excluding interest) exceed in the aggregate of \$ 125,000.00

Continuing Validity: Except as expressly modified above, the terms of the original Security Instrument shall remain unchanged and in full force and effect and are legally binding and enforceable in accordance with their respective terms. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Security Instrument as changed above nor obligate Lender to make any future modifications. Nothing in the Modification shall constitute a satisfaction of the note, credit agreement or other evidence of indebtedness. It is the intention of Lender to retain as liable all parties to the Security Instrument unless a party is expressly released by Lender in writing. If any person who signed the original Security Instrument does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

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GRANTOR ACKNOWLEDGES HAVING READ ALI GRANTOR AGREES TO ITS TERMS. THIS MODIF		N AND
Signed, sealed and delivered in the presence of:	REX L. POLOVITCH	(Seal)
Witness	HOLLY D. POLOVITCH	(Seal)
Witness	AKA Holly Polovitch	(Seal)
	, the second of	(Seal)
		_(Seal)
		(Seal)
Signed, sealed and delivered in the presence up of:  NOT OF  Witness  This Document the Lake Cou	Authorized Signer - Title Ins. Specunty Recorder:	(Seal)
Witness  STATE OF INDIANA COUNTY OF LAKE The foregoing instrument was acknowledged before me this March 11, 2010  of FIFTH THIRD BANK, AN OHIO BANKING CORPORATION	Mary L. Meek title Ins St by Livre Osika, Notary (Title)	Poblic
and who is personally known to me.	North Public	
(Seal)	Typed, Printed or Stamped AName INDIANA	PUBLIC AL COUNTY OF LAKE
	CO OF RES: L	A STATE OF THE PARTY OF THE PAR

MMD2 (06/09)

On this 11th DAY OF March, 2010, before me, the undersigned, a Notary Public in and for said Count personally appeared  REX L. POLOVITCH AND HOLLY D. POLOVITCH, HUSBAND AND WIFE  ARA Holly Polovitch  Document is  and acknowledged the execution of the foregoing instrument. FICIAL  WITNESS my hand and official seal.  WITNESS my hand and official seal.  My Comission Expires: W. Motary Public and Osika Notary Public and Osika Notary Public and Osika Sizari  State of Muliana-County of are  My Commission Expires 2017, 2010.  This instrument was prepared by Mary Meek  FIFTH THIRD BANK (WESTERN MICHIGAN 1850 EAST PARIS GRAND RAPIDS, MI 49546  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.  Mary Meek		Space Below	This Line For I	Notary Acknowledgment] ————————————————————————————————————
and acknowledged the execution of the foregoing instrument. FFICIAL!  WITNESS my hand and official seal.  WITNESS my hand and official seal.  WITNESS my hand and official seal.  LINDA CSIKA NOTARY PUBLIC STATE OF INDIANA - COUNTY OF LAKE MY COMMISSION FACTORS SIGL 17, 2010  This instrument was prepared by MAY MAY FIFTH THIRD BANK (WESTERN MICHIGAN) 1850 EAST PARIS GRAND RAPIDS, MI 49546  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.	STATE OF INDIANA	Α,	Lake	County ss:
And acknowledged the execution of the foregoing instrument. FFICIAL!  WITNESS my hand and official scal.  My Comission Expires: W. 1200 the Lake County Recorder!  My Comission Expires: W. 1200 the Lake County Recorder!  Notary Public County Of Lake  Notary Public County of Residence: Lake  Notary Public County of Residence: Lake  This instrument was prepared by Mary Mac  FIFTH THIRD BANK (WESTERN MICHIGAN)  1850 EAST PARIS GRAND RAPIDS, MI 49546  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	personally appeared		X	
And acknowledged the execution of the foregoing instrument. FFICIAL!  WITNESS my hand and official seal.  My Comission Expires: Whis Document is the property of the Lake County Recorder!  My Comission Expires: Whis Document is the property of Notary Public County of Residence:  Notary Public County of Residence:  Notary Public County of Residence:  This instrument was prepared by Mary Modern County of Residence:  This instrument was prepared by Mary Modern County of Residence:  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.			& AKA	Holly Polovitch
WITNESS my hand and official seal.  Document is the property of  My Comission Expires: W. 12 Work Lake County Recorder!  Notary Public Under OSIKA NOTARY PUBLIC SEAL STATE OF INDIANA - COUNTY OF LAKE MY COMMISSION EXPIRES OCT 17, 2010  This instrument was prepared by Mary Meek FIFTH THIRD BANK (WESTERN MICHIGAN) 1850 EAST PARIS GRAND RAPIDS, MI 49546  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		D	ocum	ent is
LINDA OSIKA NOTARY PUBLIC STATE OF INDIANA - COUNTY OF LAKE MY COMMISSION EXPIRES OCT. 17, 2010  This instrument was prepared by Mary Meek FIFTH THIRD BANK (WESTERN MICHIGAN) 1850 EAST PARIS GRAND RAPIDS, MI 49546  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	WITNESS my han	d and official seal.	umant is	the property of
This instrument was prepared by Mary Meek FIFTH THIRD BANK (WESTERN MICHIGAN) 1850 EAST PARIS GRAND RAPIDS, MI 49546  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	My Comission Expired	s: W. M. wiothe La	ke Coun	ty Recorder!
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.	NOTA STATE OF INDIA	ARY PUBLIC SEAL ANA - COUNTY OF LAKE		Notary Public County of Residence: Lake
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.	This instrument	was prepared by Mary V	neeKor	
number in this document, unless required by law	FIFTH THIRD E	BANK (WESTERN MICHIGA	N)	
				easonable care to redact each Social Security  Mary Mee K

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## EXHIBIT A

NOTE: HOMESTEAD EXEMPTION YES.

SITUATED IN THE COUNTY OF LAKE AND STATE OF INDIANA:

A PART OF THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 34 NORTH, RANGE 7 WEST OF THE 2ND PRINCIPAL MERIDIAN, IN LAKE COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 21, A DISTANCE OF 1,137.9 FEET SOUTH OF THE NORTHWEST CORNER OF SAID SECTION 21, (SAID POINT BEING THE SOUTHWEST CORNER OF SAID SECTION 21, (SAID POINT BEING THE SOUTHWEST CORNER OF THE FORMER WINFIELD SCHOOL TOWNSHIP TRACT); THENCE EAST ALONG THE SAID SOUTH LINE OF THE FORMER WINFIELD SCHOOL TOWNSHIP TRACT, 333.0 FEET; THENCE SOUTH PARALLEL TO THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 21, A DISTANCE OF 522.55 FEET; THENCE WEST PARALLEL TO THE SOUTH LINE OF THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 21; THENCE NORTH ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 21; THENCE NORTH ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 21, A DISTANCE OF 522.55 FEET TO THE POINT OF BEGINNING TOGETHER WITH AN EASEMENT AS RESERVED IN WARRANTY DEED DATED AUGUST 18, 1978 AND RECORDED AUGUST 24, 1978, AS DOCUMENT NO. 486547, MADE BY CORNELIUS BULLT AND CORA BULT, HUSBAND AND WIFE, TO BRUCE T. FLEMING, AS FOLLOWS: THIS CONVEYANCE ALSO INCLUDES AN EASEMENT OVER THE PROPERTY RETAINED BY THE GRANTORS, SOUTH OF THE EAST LINE OF THE ABOVE DESCRIBED PARCEL, FOR SEPTIC FIELD LINES FOR THE SINGLE FAMILY DWELLING LOCATED ON THE CONVEYED PARCEL AS OF THE DATE OF CONVEYANCE. SAID EASEMENT FOR SEPTIC FIELD LINES SHALL NOT EXTEND FARTHER SOUTH THAN 75 FEET OF THE SOUTH LINE OF THE PARCEL CONVEYED HEREIN.

Permanent Parcel Number: 45-17-21-151-001.000-04

41783402

## EXHIBIT A (continued)

REX L. POLOVITCH AND HOLLY D. POLOVITCH, HUSBAND AND WIFE

12715 RANDOLPH STREET, CROWN POINT IN 46307 Loan Reference Number : 13295631/23/04723/FAM First American Order No: 41783402

Identifier: L/FIRST AMERICAN EQUITY LOAN SERVICES



When Recorded, Return to: First American Equity Loan Services 1100 Superior Avenue, Suite 200 Cleveland, OHIO 44114

