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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

HORIZON BANK, N.A.,)

Plaintiff,)

v.s)

KOLO DINING II, LLC; KOLO)
REALTY II, LLC; BRETT A. KOCSIS;)
ANGELA KOCSIS; LORI B. LONG;)
LANCE E. LONG, AND THE U.S.)
SMALL BUSINESS ADMINISTRATION,))

Defendants.)

UNITED STATES OF AMERICA,)

Cross/counter)
Plaintiff)

v.s)

HORIZON BANK, N.A.,)

v.s.)

Counter-Defendant,)

v.s.)

CAUSE NO. 2:10-cv-00015-JTM-APR

2010 061553

2010 OCT 21 PM 12:51

MICHELLE R. FAYAN
RECORDER

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

029992

DULY ENTERED FOR TAXATION SUBJECT TO
FINAL ACCEPTANCE FOR TRANSFER.

OCT 20 2010

PEGGY HOLINGA KATONA
LAKE COUNTY AUDITOR

AMOUNT \$ 22
CASH _____ CHARGE _____
CHECK # 14164
OVERAGE _____
COPY _____
NON-COM _____
CLERK AO

E

KOLO DINING II, LLC; KOLO)
REALTY II, LLC; BRETT A. KOCSIS;)
ANGELA KOCSIS; LORI B. LONG;)
AND LANCE E. LONG,)
)
)
Cross Defendants.)

UNITED STATES MARSHAL'S DEED

THIS INDENTURE, made and entered into this 31st day of August, 2010, between David R. Murtaugh, United States Marshal for the Northern District of Indiana, by virtue of his office, and Lake County Trust Company, an Indiana corporation, as trustee u/t/a dated July 15, 1994 and known as Trust No. 4553 ("Lake County Trust Company") whose street mailed address is 2200 North Main Street, Crown Point, IN 46307, WITNESSETH:

THAT WHEREAS, at a regular term of the District Court of the United States, held in and for said District, South Bend Division, on the 8th day of June, 2010, said Horizon Bank, N.A., recovered a summary judgment against Kolo Dining II, LLC, Kolo Realty II, LLC, Lori B. Long and Lance E. Long, for the sum of One Million, Eight Hundred Seventy Six Thousand, Thirty Four and 85/100 Dollars (\$1,876,034.85), together with accrued interest after December 8, 2009 to the date of judgment at the rate of \$317.46 per diem, with interest at the statutory rate as provided by the laws and Title 28, United States Code, Section 1961 from the date of said judgment, together with costs and expenses of sale herein, and a decree for the sale of all the right, title, and interest of the defendants Kolo Dining II, LLC, Kolo Realty II, LLC, Lori B. Long and Lance E. Long therein and to the real estate hereinafter described, all without relief from valuation and appraisal laws. The judgment directed the United States Marshal for the Northern District of Indiana to sell the real estate, right and title of the said defendant(s) therein, or so much thereof as might be necessary to pay and satisfy said judgment aforesaid, with interest and costs therein, said real estate was advertised for sale by the United States Marshal according to law.

AND AFTERWARDS, to-wit: on the 31st day of August, 2010 at 9:00 a.m., in pursuance of said advertisement, the said United States Marshal exposed said land to public auction at the Lake County Courthouse, at Crown Point, Indiana, and Lake County Trust Company bid the sum of One Million, Six Hundred Thousand and 00/100 Dollars (\$1,600,000.00), therefore, which being the highest and best bid, the said land and premises were

struck off and sold to Lake County Trust Company for the sum of One Million, Six Hundred Thousand and 00/100 Dollars (\$1,600,000.00).

AND WHEREAS, the said sale so made has been duly confirmed by said United States District Court.


NOW THEREFORE, I, David R. Murtaugh, United States Marshal of said District, by virtue of my office, and by force of the statute in such cases made and provided for and in consideration of One Million, Six Hundred Thousand and 00/100 Dollars (\$1,600,000.00) which sum has been paid by Lake County Trust Company, have granted, bargained, sold and conveyed, and by these presents do grant, bargain, convey, and sell unto the said Lake County Trust Company, all the right, title, interest and claim which the said defendant Kolo Dining II, LLC, Kolo Realty II, LLC, Lori B. Long and Lance E. Long in said Court on the date of sale aforesaid, had in and to the following described tract or parcel of land:

Lot Numbered 2, except the Southeasterly 30 feet by parallel lines as shown on the recorded plat of C. S. Subdivision recorded in Plat Book 93, page 86 in the Office of the Recorder of Lake County, Indiana Commonly known as 8239 Georgia Street, Merrillville, Indiana 46410

to have and to hold the said tract or parcel of land, together with the appurtenances thereunto belonging, unto the said Lake County Trust Company and assigns forever.

Grantor certified under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this ^{15th day of September 2010} ~~31st day of August, 2010~~.



David R. Murtaugh
United States Marshal
Northern District of Indiana

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. - Rebecca Hoyt Fischer

Grantee Address: Lake County Trust Company, Attention Elaine Sievers, 2200 North Main Street, Crown Point, IN 46307.

This instrument was prepared by:
Rebecca Hoyt Fischer
LADERER & FISCHER, P.C.
112 West Jefferson Blvd., Suite 310
South Bend, Indiana 46601

UNITED STATES OF AMERICA)
)
NORTHERN DISTRICT OF INDIANA) SS:

I, STEPHEN R. LUDWIG, Clerk of the District Court of the United States for the Northern District of Indiana, do hereby certify that David R. Murtaugh, United States Marshal for said Northern District of Indiana, who is to me known to be the person named in and who executed the foregoing United States Marshal's Deed, this day personally appeared before me and acknowledged that he executed the same as said United States Marshal, for the uses and purposes therein set forth, and swore to the truth of the statements made therein pertaining to Gross Income Tax.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said United States District Court, at South Bend, Indiana, in said District, the ¹⁵~~31st~~ day of ^{September}~~August~~, 2010.

STEPHEN R. LUDWIG, CLERK

By: _____

DEPUTY