

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2010 071123

2010 DEC -2 AM 10:11

MORTGAGE SUBORDINATION AGREEMENT

MICROFILMED
RECORDED

824420 UNV

COMES NOW, AMERICAN TRUST & SAVINGS BANK, an Indiana state chartered bank with its principal office located at 1321 119th Street, Whiting, Indiana 46394

WITNESSETH:

WHEREAS, American Trust & Savings Bank has been granted by Darrell Staley and Patsy R Lay, ("Borrower(s)") a certain mortgage dated June 25, 2001, in an amount not to exceed \$20,000.00, which was duly recorded on July 20, 2001, as Document # 2001 057369, in the Office of the Recorder of Lake County, Indiana, said mortgage being modified by MODIFICATION OF MORTGAGE dated June 21, 2003, which was duly recorded on July 11, 2003, as Document # 2003 072329 in the Office of the Recorder of Lake County, Indiana, on certain real estate commonly known as: 1401 Brown Avenue, Whiting, IN 46394 with a legal description of:

Lot 38, excepting the Northeasterly 10 feet thereof, in Block 1, Park View Addition to the City of Hammond, as per plat thereof, recorded in Plat Book 18, page 19, in the Office of the Recorder of Lake County, Indiana.

WHEREAS, American Trust & Savings Bank is hereby willing to subordinate American Trust & Savings Bank's Mortgage to the Mortgage of Liberty Savings Bank, FSB its successors and/or assigns ("Mortgagee").

NOW THEREFORE, in consideration of these premises American Trust & Savings Bank hereby agrees as follows:

1. That it consents to the filing of Mortgagee's Mortgage dated 3/11/2004 duly recorded on 5/4/2004 as Document # 2004 036468 in the Office of the Recorder of Lake County, Indiana, which lien of Mortgagee is in the maximum amount of Seventy-seven thousand dollars and no cents (\$77,000.00), and,
2. The American Trust & Savings Bank Mortgage shall be junior to and subordinate in priority to Mortgagee's Mortgage regardless of the date of recording unless Mortgagee's Mortgage is not duly perfected or becomes unenforceable for any reason and with the provision that this subordination is strictly limited to current advances under Mortgagee's Note (In the amount specified in Section 1 above) and does not subordinate American Trust & Savings Bank's Mortgage to future advances or other obligations of Borrower(s) to Mortgagee.

American Trust & Savings Bank

By: Susanne M. Kaemerer

Name: Susanne M Kaemerer
Title: Assistant Vice President

State of Indiana)
County of Lake) SS

Before me, the undersigned, a Notary Public, in and for said County and State, this 7th day of May, 2004, personally appeared Susanne M Kaemerer, Assistant Vice President of American Trust & Savings Bank and acknowledged the execution of the foregoing Mortgage Subordination Agreement.

My Commission Expires: May 14, 2008
County of Residence: Lake

Stephanie Kuntz
Notary Public: Stephanie Kuntz

This instrument prepared by: Loan Department, American Trust & Savings Bank.

PLEASE RETURN TO: AMERICAN TRUST & SAVINGS BANK, 1321-119TH STREET WHITING IN 46394.

**CTIC Has made an accomodation
recording of the instrument.**

17th
CT
12m
3 Ref

Chicago Title Insurance Company