STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2010 074340

2010 DEC 16 AM 9: 29

MICHELLE IN FAJMAN RECORDER

RELEASE OF SWORN STATEMENT OF INTENTION TO HOLD LIEN (NOTICE OF MECHANIC'S LIEN)

STATE OF INDIANA)		
COUNTY OF LAKE) ,		

The undersigned, being first duly sworn, states under penalties for perjury, as follows:

The undersigned, **LONG ELEVATOR AND MACHINE CO.**, **INC.**, a Delaware forprofit domestic corporation registered to do business as a for-profit foreign corporation in the State of Indiana, having its principal place of business located at 100 East Washington St., Riverton, Illinois 62561, and also having an office at 7550 Hohman Avenue, Suite 1000, Munster, Indiana 46321, and having been contracted with by Miller Village Properties Co., a Colorado General Partnership (hereinafter "Owner"), and/or the Owners' agent has contracted for elevator maintenance work on the Miller Village Hi-Rise Apartments Building, did furnish various labor, materials, and equipment to perform certain maintenance work on certain passenger elevators, all provided to you as the owner of the improvements and underlying real estate identified as the Miller Village Hi-Rise Apartments Building on the real estate commonly described as 860 N. Wells Street, Gary, Lake County, Indiana 46403 (a/k/a 812 – 824 County Line Road, Gary, Lake County, Indiana 46403), and previously asserted a mechanic's lien on said land, improvements, and fixtures erected thereon, and on your interest as the owner of the said land, improvements, and fixtures erected thereon, that are legally described as follows:

The Eastern 101.2 feet of Lots 30 to 35 inclusive, and all of Lots 36 to 59 inclusive, Block 23, in Lake Shore Addition to East Chicago in Gary, Lake County, Indiana, as is recorded in Deed Record Book 1346, page 128, and Lots 1 to 6 inclusive, Block 24, in Lake Shore Addition to East Chicago in Gary, Lake County, Indiana, as is recorded in Deed Book 873, page 52, and Lots 7 to 60 inclusive, Block 24, in Lake Shore Addition to East Chicago in Gary, Lake County, Indiana, as is recorded in Deed Book 648, page 471, in the Recorder's Office of Lake County, Indiana; together with vacated Wells Street lying East of Lots 30 to 59 both inclusive, Block 23; and West of Lots 1 to 30 both inclusive, Block 24; and also together with vacated

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AMOUNT \$

CASH ___ CHARGE ___

CHECK #

OVERAGE ___

NON - COM ___

CLERK ___

CASH __ CHARGE ___

OVERAGE ___

COPY ___

NON - COM ___

CLERK ___

Alley No. 95 East lying East of Lots 1 to 30 both inclusive and West of Lots 31 to 60 both inclusive, Block 24 in said Lake Shore Addition to East Chicago in Gary

Real Estate Tax Parcel Numbers: 45-05-33-237-022.000-004

[NOTE: This legal description is intended to describe the same real estate that was conveyed in the Special Warranty Deed made on June 1, 1985 that was recorded on January 2, 1990 as Document No. 078234 in the Office of the Recorder of Lake County, Indiana and the legal description set forth in said Special Warranty Deed is incorporated herein by reference.]

as set forth in the Sworn Statement of Intention to Hold Lien (Notice of Mechanic's Lien) that was previously recorded on September 3, 2010 as Document Number 2010 050971 in the Office of the Recorder of Lake County, Indiana, now states that said mechanic's lien is hereby FULLY RELEASED and SATISFIED.

This Release of Sworn Statement of Intention to Hold Lien (Notice of Mechanic's Lien) shall be null and void if the debtor, the trustee, or other party pursues preference, avoidance, and/or similar claims to recover any portion of the settlement amount paid to Long Elevator and Machine Co., Inc. (hereinafter "Long Elevator") pursuant to Section 1 of the Settlement Agreement dated December 7, 2010 between Long Elevator, Miller Village Properties Co. (hereinafter "Miller Village GP"), Miller Village Properties Co., LLP (hereinafter "Miller Village LLP"), Thomas E. Corson, and Thomas F. Hurlburt with respect to any bankruptcy in which Miller Village GP, Miller Village LLP, Thomas E. Corson, and Thomas F. Hurlburt (or any other person or entity making any of said payments) is a debtor.

LONG ELEVATOR AND MACHINE CO., INC.

DV.

Warren H. Long, Its CEO and

Its Authorized Agent

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

Before me, a Notary Public, in and for said County and State, personally appeared, Warren H. Long, as CEO and authorized agent of Long Elevator and Machine Co., Inc., who acknowledged the execution of the foregoing Release of Sworn Statement of Intention to Hold Lien (Notice of Mechanic's Lien) on behalf of said corporation, and who, having been duly sworn, under the penalties of perjury, stated that the facts and matters therein set forth are true and correct.

Witness my hand and Notarial Seal this 10th day of December, 2010.

My Commission Expires: 11-08-2013 Signature: Weres & Stown

Printed: Theresa(J/Brown A Notary Public for the State of Indiana and a Resident of Lake County, Indiana

Preparer's Certification

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 LAWONA AND A MARKET AN

Stephen M. Maish (Preparer)

THIS INSTRUMENT PREPARED BY: Stephen M. Maish, Esq.

MAISH & MYSLIWY, Attorneys at Law

53 Muenich Court

Hammond, Indiana 46320

RETURN TO: Timothy R. Sendak

Sendak & Stamper 209 South Main Street Crown Point, IN 46307