

2013 048158

2013 JUL -2 AM 10: 20

MICHAEL B. BROWN
RECORDER

AFFIDAVIT

Comes now the law firm of Feiwel & Hannoy, P.C. by BRUCE G. ARNOLD, Attorney at Law, first being duly sworn, states that:

1. On January 31, 2013, pursuant to a court ordered sheriff sale on January 4, 2013 in Cause Number 45D04-1103-MF-00090; a Sheriff's Deed was recorded as Instrument Number 2013-008282 conveying the following real estate from the Sheriff of Lake County to HSBC BANK USA, NATIONAL ASSOCIATION, as Trustee for Adjustable Rate Mortgage Trust 2005-1, Adjustable Rate Mortgage Backed Pass-Through Certificates, Series 2005-1:

Lot 35 and the north 5 feet of Lot 36, in Block 3, in Redivision of Hoffman's First Addition, in the City of Hammond, as per plat thereof, recorded in Plat Book 1, page 100, in the Office of the Recorder of Lake County, Indiana.

More commonly known as 4728 Cameron Ave, Hammond, IN 46327-1504

Parcel Number: 45-02-25-453-029.000-023 (All L-35 Blk 3) 45-02-25-453-030.000-023 (N. 5 ft L-36 Blk 3)

2. The above-referenced Sheriff's Deed was prepared by the law firm of Feiwel & Hannoy, P.C.

3. The Plaintiff filed a Motion to Set Aside Sheriff's Sale which was granted on June 11, 2013, as shown in the attached order incorporated herein and marked as Exhibit "A."

4. Pursuant to the Court's Order rescinding the sale, the above-referenced Sheriff's Deed is null and void and title should be transferred back to the way title was held immediately prior to the Sheriff's Deed being recorded and transferred

5. Undersigned Counsel respectfully requests the Lake County Auditor and Recorder accept this Affidavit to show the above-referenced Sheriff's Deed as null and void, to remove HSBC BANK USA, NATIONAL ASSOCIATION, as Trustee for Adjustable Rate Mortgage Trust 2005-1, Adjustable Rate Mortgage Backed Pass-Through Certificates, Series 2005-1 as the record owner of the property, to reflect the proper owner of the real estate on the transfer record, and to remove any cloud on the title due to said issue.



FILED

JUL 01 2013

PEGGY HOLINGA KATONA
LAKE COUNTY AUDITOR

23958

1 R & A
E

AMOUNT \$ 18.00
CASH _____ CHARGE 18.00
CHECK # 111561
OVERAGE _____
COPY _____
NON-COM _____
CLERK M-E

I AFFIRM UNDER THE PENALTIES FOR PERJURY THAT THE FOREGOING REPRESENTATIONS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

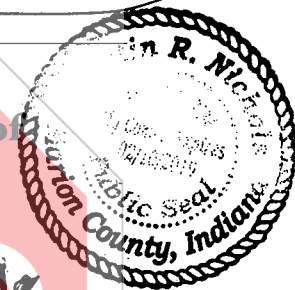
BRUCE G. ARNOLD, Attorney at Law
Feiwell & Hannoy, P.C.

STATE OF INDIANA)
)SS:
COUNTY OF Marion)

SUBSCRIBED AND SWORN to before me, a Notary Public in and for said County and State, this 17th day of June, 2013.

My Commission Expires:

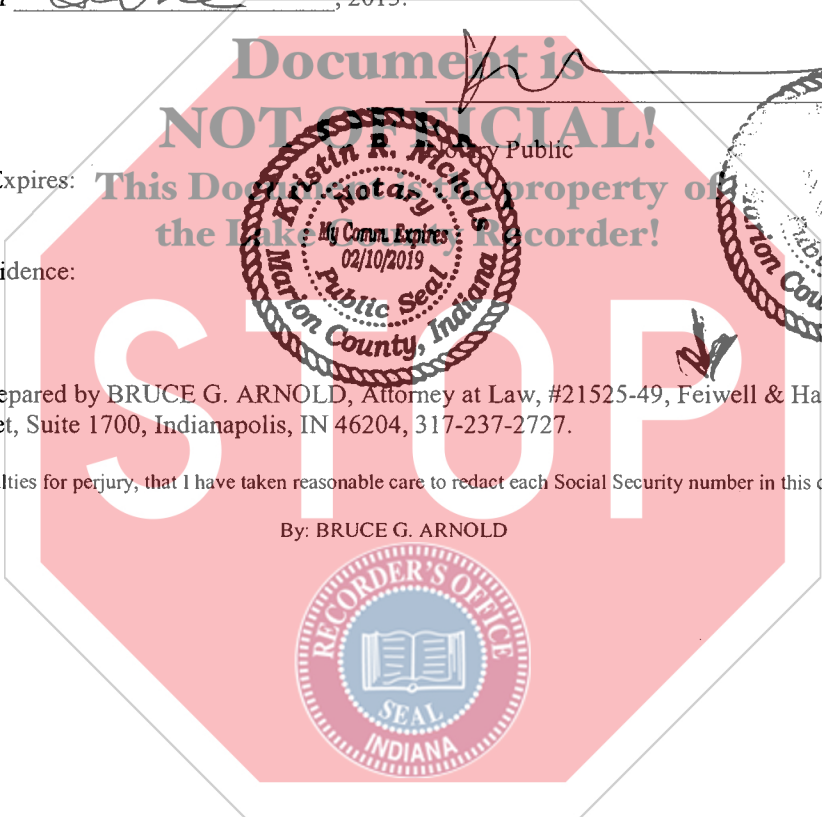
My County of Residence:



This instrument prepared by BRUCE G. ARNOLD, Attorney at Law, #21525-49, Feiwell & Hannoy, P.C., 251 North Illinois Street, Suite 1700, Indianapolis, IN 46204, 317-237-2727.

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.

By: BRUCE G. ARNOLD



STATE OF INDIANA) IN THE LAKE SUPERIOR COURT 4
)SS:
 COUNTY OF LAKE) CAUSE NO. 45D04-1103-MF-00090

HSBC BANK USA, NATIONAL ASSOCIATION, AS)
 TRUSTEE FOR CREDIT SUISSE FIRST BOSTON ARMT)
 2005-1,)
)
 Plaintiff,)
)
 vs.)
)
 LEROY MIMS, MORTGAGE ELECTRONIC)
 REGISTRATION SYSTEMS, INC., AS NOMINEE FOR)
 BRIDGE CAPITAL CORPORATION, CAPITAL ONE)
 BANK (USA), N.A. and THE UNKNOWN TENANT,)
)
 Defendants.)

ORDER TO SET ASIDE SHERIFF'S SALE HELD JANUARY 4, 2013

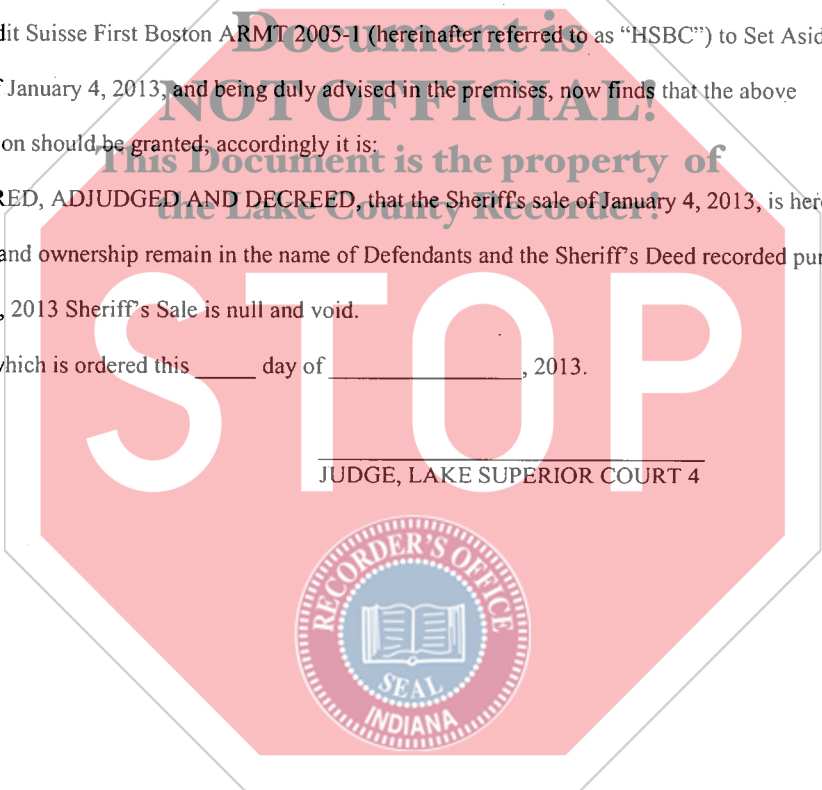
This matter came before the Court on the Motion of the Plaintiff, HSBC Bank USA, National Association, as Trustee for Adjustable Rate Mortgage Trust 2005-1, Adjustable Rate Mortgage Backed Pass-Through Certificates, Series 2005-1 as successor in interest to HSBC Bank USA, National Association, as Trustee for Credit Suisse First Boston ARMT 2005-1 (hereinafter referred to as "HSBC") to Set Aside Sheriff's Sale of January 4, 2013, and being duly advised in the premises, now finds that the above referenced Motion should be granted; accordingly it is:

ORDERED, ADJUDGED AND DECREED, that the Sheriff's sale of January 4, 2013, is hereby set aside, thus title and ownership remain in the name of Defendants and the Sheriff's Deed recorded pursuant to the January 4, 2013 Sheriff's Sale is null and void.

All of which is ordered this _____ day of _____, 2013.

 JUDGE, LAKE SUPERIOR COURT 4

Mims - 040317F01



E-FILED	2013 Jun 11 AM 9 00	s/ GERALD SVETANOFF, Judge
		Lake County Superior Court - Civil Division - Room 4

Exhibit A

DISTRIBUTION:

SUSAN M. WOOLLEY
FEIWELL & HANNOY, P.C.
P.O. Box 44141
251 N. Illinois St., Suite 1700
Indianapolis, IN 46204
(317)237-2727

LEROY MIMS
15687 Rose Dr
South Holland, IL 60473-1341

MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., AS NOMINEE FOR BRIDGE
CAPITAL CORPORATION
c/o Highest Officer Thereof
1901 E Voorhees St Ste C
Danville, IL 61834-4509

CAPITAL ONE BANK (USA), N.A.
c/o Highest Officer Thereof
4851 Cox Rd
Glen Allen, VA 23060-6293

THE UNKNOWN TENANT
4728 Cameron Ave
Hammond, IN 46327-1504



Mims - 040317F01

E-FILED

2013 Jun 11 AM 9 00

s/ GERALD SVETANOFF, Judge

Lake County Superior Court - Civil Division - Room 4