

2016 054845

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MICHAEL B. BROWN RECORDER

## **AFFIDAVIT**

Comes now, Richard A. Zunica, who first being duly sworn upon his oath states:

1. That on or about February 2, 2007, a real estate transaction was closed wherein DW Dulcis, Inc., conveyed a parcel of real estate commonly known as 4279 Harbor Park, Crown Point, Indiana, and more particularly described as follows:

LOT 219, IN LAKES OF THE FOUR SEASONS, UNIT NO. 4, AS SHOWN IN PLAT BOOK 38 PAGE 3, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA.

NORTHWEST INDIANA TITLE

to Martin Marquez.

162 WASHINGTON STREET
LOWELL, IN 46356 14984
219-696-0100

- 2. That said Martin Marquez executed a first mortgage to First Magnus Financial Corporation in the sum of \$191,920,00 and a second mortgage also to First Magnus Financial Corporation in the amount of \$47,980.00.
- 3. That on February 13, 2007, said mortgages were recorded in the Office of the Recorded, have county notations the property of
- 4. Unfortunately the mortgages were recorded in reversed order, namely, the second mortgage was recorded first as Document No. 2007-012844 and the first mortgage was recorded second as Document No. 2007-012845.
- 5. That upon finding of the reversed recordings Northwest Indiana Title Services, Inc., has been attempting to get the lender to properly correct this, namely, a subordination of the second mortgage or the alternative a release of the second and re-recording, however, a subordination would be the best alternative.
- 6. That being said just try as over any corporate entity to do anything the right way or to find somebody who shows what the hell they're doing. So long story short nothing can be secured from the lender.

| AMOUNT \$_  | 13.      |
|-------------|----------|
| CASH        | _ CHARGE |
| CHECK #     | 3657     |
| OVERAGE_    |          |
| COPY        |          |
| NON - COM _ |          |
| CLERK       | 0        |

7. That the purpose of this Affidavit therefore is to correct the record and that the first mortgage and second mortgages will be re-recorded in the correct order to reflect the first mortgage as first and the second mortgage as second.

## FURTHER AFFIANT SAITH NOT.

| I AFFIRM UNDER THE PENALTIES FOR PERJURY that the above and foregoing representations are true and correct to the best of my knowledge and belief.        |
|---|
| Dated this 9th day of August, 2016.   |
| Richard A. Sunica   |
| Document is   |
| SUSAN M. DOWNING  |
| STATE OF INDIANA NOT OFFI NOTARY PUBLIC SEAL  |
| COUNTY OF LAKE  This Document aktelounty seatty of indiana the Lake County Recorder:  the Lake County Recorder:   |
| Subscribed and sworn to before me, a Notary Public, in and for said County and State, this 9th  |
| day of August, 2016, personally appeared: Richard A. Zumca, who being first duly sworn upon their   |
| oath stated that the facts set forth herein under the penalties for perjury are true and correct.   |
| Witness my hand and sealed this 9th day of August, 2016.  |
| Susan M. Downing, Notary Public   |
| My Commission expires: 04/10/2023   |
| County of residence: Lake   |
| I affirm under the penalties for perjury that I have taken reasonable care to reduce each social security number in this document unless required by law. |
| This Instrument Prepared By: Richard A. Zurica, Attorney at 140 141 Washington Street, Lowell, IN 46356 (219) 696-0100 File No. 06-14984/rl               |