

WAIVER OF LIEN TO DATE

UNOFFICIAL COPY

STATE OF ILLINOIS } SS
COUNTY OF

City # _____
Loan # _____

TO WHOM IT MAY CONCERN:

WHEREAS the undersigned has been employed by TOTAL WINDOW CORPORATION.

to furnish WINDOW INSTALLATION

for the premises known as 400 N ORLEANS

of which 400 N ORLEANS LLC. is the owner.

THE undersigned, for and in consideration of FOURTY-SEVEN THOUSAND THREE HUNDRED FIVE AND 09/100 (\$ 47,305.09) Dollars, and other good and valuable considerations, the receipt whereof is hereby acknowledged, do (es) hereby waive and release any and all lien or claim of or right to, item, under the statute of the State of Illinois, relating to mechanics' liens, with respect to and on said above-described premises, and the improvements thereon, and on the material, fixtures, apparatus or machinery furnished, and on the moneys, funds or other considerations due or to become due from the owner, on account of labor services, material, fixtures, apparatus or machinery, furnished to this date by the undersigned for the above- described premises. INCLUDING EXTRAS*

DATE: 8/22/07

COMPANY NAME: SKYRISE ORNAMENTAL IRON WORKS, INC.
ADDRESS: 523 POND GATE DRIVE, BARRINGTON HILLS, IL 60010

SIGNATURE: _____ TITLE: PRESIDENT

*EXTRAS INCLUDE BUT ARE NOT LIMITED TO CHANGE ORDERS, BOTH ORAL AND WRITTEN, TO CONTRACT.

CONTRACTOR'S AFFIDAVIT

STATE OF ILLINOIS } SS
COUNTY OF

TO WHOM IT MAY CONCERN:

THE undersigned, BRIAN J. HOLT being duly sworn, deposes and says that he is PRESIDENT of SKYRISE ORNAMENTAL IRON WORKS, INC.

who is the contractor for the WINDOW INSTALLATION work on the building located at 400 N ORLEANS, CHICAGO, IL

owned by 400 N ORLEANS, L.L.C.

That the total amount of the contract including extras is \$263,802.00 on which he has received payment of \$ 125,109.00 prior to this payment. That all waivers are true, correct and genuine and delivered unconditionally and that there is no claim either legal or equitable to defeat the validity of said waivers. That the following are the names of all parties who have furnished material or labor, or both, for said work and all parties having contracts or sub contracts for specific portions of said work or for material entering into the construction thereof and the amount due or to become due to each, and that the items mentioned include all labor and material required to complete said work according to plans and specifications:

| NAMES | WHAT FOR | CONTRACT PRICE | AMOUNT PAID | THIS PAYMENT | BALANCE DUE |
|--------------------|---------------------|----------------|--------------|--------------|-------------|
| SKYRISE ORNAMENTAL | WINDOW INSTALLATION | \$263,802.00 | \$125,109.00 | \$47,305.00 | \$21,397.00 |
| | | | | | |
| | | | | | |

TOTAL LABOR AND MATERIAL TO COMPLETE

That there are no other contracts for said work outstanding, and that there is nothing due or to become due to any person for material, labor or other work of any kind done or to be done upon or in connection with said work other than above stated.

Signed this 22ND day of AUGUST, 2007

Signature: _____

Subscribed and sworn to before me this 22nd day of August, 2007

NOTARY PUBLIC

*EXTRAS INCLUDED BUT ARE NOT LIMITED TO CHANGE ORDERS, BOTH ORAL AND WRITTEN TO THE CONTRACT

UNOFFICIAL COPY

MEMORANDUM OF UNDERSTANDING

To: Total Window Corporation
600 Waukegan Road
Northbrook, Illinois 60062

From: Skyrise Ornamental Iron Works, Inc.
523 Pond Gate Drive
Barrington Hills, IL 60010

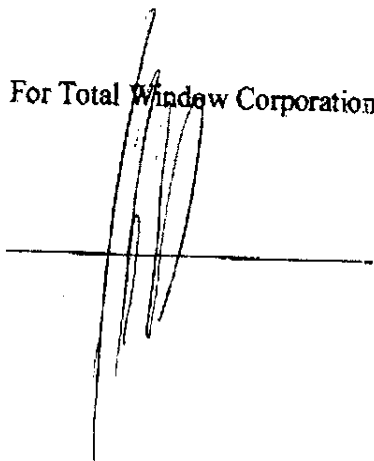
Date: August 14, 2007

Re: Mechanic's Lien Document Number 0720749000
Permanent Real Estate Index Number(s): 17-09-256-005-0000
Address of Premises: 400 N. Orleans, Chicago, Illinois

This memorandum of understanding acknowledges the agreement between Total Window Corporation ("TWC") and Skyrise Ornamental Iron Works, Inc., ("SOIWI") regarding the following:

1. TWC agrees to issue a check/payment to SOIWI in the amount of \$47,395.00 in exchange for a Satisfaction and Release of Mechanic's Lien filed on July 26, 2007 with the Cook County Recorder as Document Number 0720749000.
2. TWC agrees to pay to SOIWI the remaining balance of \$21,397.00 within the next 90 days herein.

For Total Window Corporation



For Skyrise Ornamental Iron Works, Inc.

