



2135408095

③ 212994

Doc# 2135408095 Fee \$88.00

RHSP FEE:\$9.00 RPRF FEE: \$1.00

KAREN A. YARBROUGH

COOK COUNTY CLERK

DATE: 12/20/2021 12:35 PM PG: 1 OF 8

THIS INSTRUMENT
WAS PREPARED BY:

Paul S. Balik, Esq.
Miner, Barnhill & Galland, P.C.
325 N. LaSalle Street, Suite 350
Chicago, Illinois 60654

~~AFTER RECORDING~~
~~RETURN TO:~~

Paul S. Balik, Esq.
Miner, Barnhill & Galland, P.C.
325 N. LaSalle Street, Suite 350
Chicago, Illinois 60654

**TERMINATION OF CONSENT, WAIVER AND
NON-DISTURBANCE AGREEMENT**

This TERMINATION OF CONSENT, WAIVER AND NON-DISTURBANCE AGREEMENT (this "Termination") is made as of December 1, 2021 by Continental Plaza Preservation II, L.P., an Illinois limited partnership ("Building Owner"), Wells Fargo Bank, N.A., a national banking association ("Bank"), U.S. Department of Housing and Urban Development ("HUD"), Hispanic Housing Development Corporation, an Illinois not-for-profit corporation ("HHDC"), Affordable Community Energy I, LLC, an Illinois limited liability company ("ACE"), and CDF Sub-Allocatee XIX, LLC, an Illinois limited liability company ("CDE Lender", collectively, the "Parties").

WHEREAS, the Parties have previously entered into that certain Consent, Waiver and Non-Disturbance Agreement, dated as of September 10, 2013 and recorded with the Cook County Clerk on September 11, 2013 as document number 1325444137 (the "Agreement") against certain real property described in Exhibit A attached hereto, which Agreement no longer accurately reflects outstanding Project financing.

NOW, THEREFORE, in consideration of the foregoing, of mutual promises of the parties hereto and of other good and valuable consideration, the receipt and sufficiency of which hereby are acknowledged, the Parties agree to Terminate the Agreement and waive any potential claims against one another thereunder, whether known or unknown.

(the remainder of this page is intentionally left blank)

AFTER RECORDING, RETURN TO :

**TITLE SERVICES, INC.
610 E. ROOSEVELT ROAD
SUITE 201
WHEATON, IL 60187**

UNOFFICIAL COPY

ACE:

Affordable Community Energy I, LLC,
an Illinois limited liability company

By: Affordable Community Energy, Inc.,
an Illinois corporation,
its managing member

By: *Hipolito Roldan*
Name: Hipolito Roldan
Title: President

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said county and state, do hereby certify that Hipolito Roldan, personally known to me to be the same person whose name is subscribed to the foregoing instrument, as the President of Affordable Community Energy, Inc., an Illinois corporation, as managing member of Affordable Community Energy I, LLC, an Illinois limited liability company, appeared before me this day in person and acknowledged that he signed and delivered the said instrument as the free and voluntary act of said corporation for the uses and purposes therein set forth. Given under my hand and notarial seal this 9th day of December, 2021.

Laura Stone
Notary Public



UNOFFICIAL COPY

CDE LENDER:

CDF Suballocatee XIX, LLC,
an Illinois limited liability company

By: CDF Management LLC,
an Illinois limited liability company,
its managing member

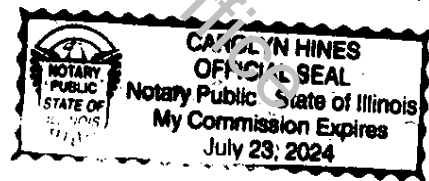
By: Chicago Development Fund,
an Illinois not-for-profit corporation,
its managing member

By: *Terrence Johnson*
Name: Terrence Johnson
Title: Assistant Vice President

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

In the undersigned, a Notary Public in and for said county and state, do hereby certify that *Terrence Johnson* personally known to me to be the same person whose name is subscribed to the foregoing instrument, as the *Asst VP* of Chicago Development Fund, an Illinois not-for-profit corporation, as managing member of CDF Management LLC, an Illinois limited liability company, as managing member of CDF Suballocatee XIX, LLC, an Illinois limited liability company, appeared before me this day in person and acknowledged that s/he signed and delivered the said instrument as the free and voluntary act of said corporation for the uses and purposes therein set forth. Given under my hand and notarial seal this *22* day of *November*, 2021.

Carolyn Hines
Notary Public



UNOFFICIAL COPY

EXHIBIT A: LEGAL DESCRIPTION

THAT PART OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL A:

BEGINNING AT A POINT 33 FEET NORTH OF AND 33 FEET EAST OF THE SOUTHWEST CORNER OF THE NORTH QUARTER OF THE EAST HALF OF THE SOUTHWEST QUARTER OF AFOREMENTIONED SECTION 29, TOWNSHIP 38 NORTH, RANGE 14; THENCE NORTHERLY ALONG A LINE PARALLEL WITH AND 33 FEET EAST OF SAID WEST LINE OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 14, A DISTANCE OF 410.00 FEET; THENCE EASTERLY ALONG A LINE PARALLEL WITH THE NORTH LINE OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 14, A DISTANCE OF 629.89 FEET; THENCE SOUTHERLY ALONG A LINE PARALLEL WITH AND 662.89 FEET EAST OF THE WEST LINE OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SAID SECTION 29, TOWNSHIP 38 NORTH, RANGE 14, TO A POINT ON THE NORTH LINE OF WEST 76TH STREET, AS OPENED BY CONDEMNATION; THENCE WESTERLY ALONG THE NORTH LINE OF WEST 76TH STREET, PER DOCUMENT NO. 12300011, TO THE POINT OF BEGINNING.

PARCEL B:

BEGINNING AT A POINT 33 FEET SOUTH OF, AND 33 FEET EAST OF, THE SOUTHWEST CORNER OF THE NORTH QUARTER OF THE EAST HALF OF THE SOUTHWEST QUARTER OF AFOREMENTIONED SECTION 29, TOWNSHIP 38 NORTH, RANGE 14; THENCE EASTERLY ALONG THE SOUTH LINE OF WEST 76TH STREET, PER DOCUMENT NO. 12300011, TO A POINT 663.39 FEET EAST OF THE WEST LINE OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 14; THENCE SOUTHERLY ALONG A LINE PARALLEL WITH AND 663.39 FEET EAST OF THE SAID WEST LINE OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 14, A DISTANCE OF 335.80 FEET; THENCE WESTERLY ALONG A LINE PARALLEL WITH THE NORTH LINE OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 38 NORTH, RANGE 14, TO THE POINT OF INTERSECTION OF SAID LINE WITH THE EAST LINE OF SOUTH LOOMIS BOULEVARD; THENCE NORTHERLY ALONG SAID EAST LINE OF SOUTH LOOMIS BOULEVARD TO THE POINT OF BEGINNING.

PINs: 20-29-303-016-0000 and 20-29-307-002-0000

Common addresses: 1301, 1305, 1311, 1323, 1329, 1330, 1335, 1347, 1353, and 1359 West 76th Street, Chicago, Illinois 60620