

STIPULATION OF WAIVER OF MECHANIC'S LIENS

86471093

THIS STIPULATION executed this 30 day of September, 19 86 by and

between CENTEX HOMES ENTERPRISES, INC. a Nevada corporation having an office and place of business at 2401 W. Hassell Rd., Ste. 1542 Hoffman Estates, IL 60195 (hereinafter called the Owner), and ZEMON CONCRETE CORPORATION

having an office and place of business at 544 W. Colfax St., Palatine, IL 60067 (hereinafter called Contractor):

WITNESSETH:

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WHEREAS, on the 30 day of September, 19 86, the parties have entered into an Agreement with respect to the Concrete work

to be performed by the Contractor in connection with the construction of certain residential building () on the property described as follows: Stockbridge, Elk Grove Village, IL

(See attached legal description)

COOK COUNTY, ILLINOIS

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and

WHEREAS, no portion of the said work has been commenced to the date of the within instrument; and

WHEREAS, the said Agreement provides in part as follows:

The Contractor hereby waives and releases all liens or rights of lien and rights of notice of lien now existing or that may hereafter arise in any manner related to the Project, the land upon which the same is or will be situated, and upon any money or moneys due or to become due the Contractor from any person or persons. It is further agreed that no lien or claim for lien may be filed or maintained by anyone whatsoever and the Contractor shall, whenever requested by the (Builder) Owner in writing, furnish a waiver in form and substance satisfactory to the (Builder) Owner from the Contractor and from every person, firm and corporation furnishing to the Contractor in connection with the work, any labor, materials, equipment, tools, plant facilities, services, or anything else for which a right of lien might exist, except for the provisions of this Article.

NOW THEREFORE, in consideration of the premises and the execution of the aforesaid Agreement by each of the parties hereto, Owner and Contractor hereby stipulate and agree that the legal effect of the Agreement between them is that no lien or claim may be filed or maintained by anyone and to give statutory notice to this effect as contemplated by Section 21 of Chapter 82 of Illinois Revised

Statutes, this instrument shall be filed in the Office of the Recorder of Deeds of Cook County, Illinois.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

ATTEST

James R. Duerr
Assistant Secretary

(Title)

CENTEX HOMES ENTERPRISES, INC., ILLINOIS DIV.
OWNER (Builder)

By Gary A. Miles
Vice President
IL Div.

CONTRACTOR ZEMON CONCRETE CORPORATION

By (Title)

This instrument prepared by
RAYMOND SANCHEZ
(Seal) 6000 Republic National Bank
Chicago, Illinois 60612

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EXHIBIT "A"

STOCKBRIDGE

WINSTON GROVE, SECTION 23A

Winston Grove, Section 23A, being a subdivision in parts of Sections 25 and 26, Township 41 North, Range 10 East of the Third Principal Meridian, recorded July 31, 1978, as Document No. 24559901 in the office of the Recorder of Cook County, Illinois.

WINSTON GROVE SECTION 23B

The South East 1/4 of Section 26, Township 41 North, Range 10 East of the Third Principal Meridian; and, the West 1/2 of the South West 1/4 of Section 25, Township 41 North, Range 10 East of the Third Principal Meridian, (excepting therefrom, that part thereof, described as follows: commencing at a point, in the West line of the East 830 feet, (as measured on the South line), of the West 1/2 of the South West 1/4 of said Section 25, 1150 feet, North (as measured on said West line, of the East 830 feet) of the South line of said Section 25; thence South, on the West line of said East 830 feet, 1150 feet, to the South line of said section; thence East, on the South line of said Section 25, 830 feet, to the East line of the West 1/2 of the South West 1/4 of Section 25; thence North, on said East line of the West 1/2 of the South West 1/4, 1400 feet; thence West, at right angles, to the last described line, 380 feet; thence Southwesterly, to the point of beginning); also, except that part, falling in Winston Grove, Section 22 North; and also except the following: Lots 1-216, both inclusive, all in Winston Grove Section 23A, being a subdivision in parts of Sections 25 and 26, Township 41 North, Range 10 East of the Third Principal Meridian, according to the Plat thereof recorded July 31, 1978, as Document No. 24559901, and also except Lot 9007 in Winston Grove Section 23B, a Subdivision of part of the South East 1/4 of Section 26, Township 41 North, Range 10, East of the Third Principal Meridian, recorded as Document 24757505 in Cook County, Illinois.

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Property of Cook County Clerk's Office

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