

88091317

RTN TO CENTEX REAL ES. CORP.
CENTEX HOMES
2401 W. Hassell Rd. Ste 1542
Hoffm. Est. IL 60195

BOX 333 - CG

UNOFFICIAL COPY

STIPULATION OF WAIVER OF MECHANIC'S LIENS

1900

A#962936
D-4

THIS STIPULATION executed this 27 day of January, 1988 by and
between CENTEX REAL ESTATE CORPORATION
d/b/a Centex Homes 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
R.S.G. EXTERIORS, INC.

having an office and place of business at 107 Thompson Dr., Wheaton, IL 60187
(hereinafter called Contractor):

WITNESSETH:

WHEREAS, on the 27 day of January, 1988, the parties have entered
into an Agreement with respect to the Siding work
to be performed by the Contractor in connection with the construction of certain residential
building () on the property described as follows: Poplar Hills, Hoffman Estates, IL.
(See attached legal description)

- #01-25-203-003 01-25-203-009
- 004 -010
- 011
- 012
- and -013
- 014

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

Assistant Secretary Rex L. Gordon

CENTEX REAL ESTATE CORPORATION, d/b/a Centex
OWNER (Builder) Homes, a Nevada Corporation

By Gary M. Dolis
Vice President Gary M. Dolis
IL Div.

CONTRACTOR R.S.G. EXTERIORS, INC.

By Shirley B. Borchardt
(Title)

This Instrument Prepared By
RAYMOND SMERCE
3333 Lee-Parkway
Dallas, Texas 75219

(Seal)

Seal

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STATE OF ILLINOIS)
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO
HEREBY CERTIFY that Gary A. Doles, personally
known to me to be the Vice President of CENTEX REAL ESTATE CORP., d/b/a, a Nevada
Centex Homes
corporation and Rex L. Gordon

personally known to me to be the Assistant Secretary
of said corporation, and personally known to me to be the same persons whose names are subscribed to
the foregoing instrument appeared before me this day in person and acknowledged that as such Vice
President and Ass. Secy. they signed and delivered the said instrument of writing as their free and voluntary
act; and as the free and voluntary act of said corporation, for the uses and purposes therein set forth, and
caused the corporation seal to thereunto attached.

Given under my hand and notarial seal this 27 day of January, 1988

My Commission Expires:

8-7-90

Dora Adelyne
Notary Public

STATE OF IL)
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY
CERTIFY that Gerald Benedyk, personally known to me to be the
President of R.S.G. Exteriors, Inc.

a(n) IL corporation, and _____ personally
known to me to be the _____ of said corporation, and personally known to me
to be the same persons whose names are subscribed to the foregoing instrument, appeared before
me this day in person and acknowledged that as such President and
_____ they signed and delivered the said instrument of writing as their free
and voluntary act of said corporation, for the uses and purposes therein set forth, and caused the
corporate seal to be thereunto attached.

Given under my hand and notarial seal this 27th day of January, 1988

My Commission Expires: 8-7-90

Dora Adelyne
Notary Public

COOK COUNTY, ILLINOIS
FILED FOR RECORD

1988 MAR -2 PM 2:47

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EXHIBIT A

POPLAR HILLS - Hoffman Estates, IL

Unit One, being a subdivision of parts of the Southeast 1/4 of Section 24 and Northeast 1/4 of Section 25, both in Township 42 North, Range 9, and also part of the Southwest 1/4 of Section 19, Township 42 North, Range 10, all East of the Third Principal Meridian, according to the plat thereof recorded June 29, 1976 as Document No. 23538647, in Cook County, Illinois; also

Unit Two-A, being a subdivision of part of the Northeast 1/4 of Section 25, Township 42 North, Range 9 East of the Third Principal Meridian recorded as Document No. 23686742 in the Cook County Recorder of Deeds Office on October 26, 1976 in Cook County, Illinois; also

Unit Four, being a subdivision of part of the Southeast one quarter of Section 24, Township 42 North, Range 9 East of the Third Principal Meridian, and a part of the Southwest One Quarter of Section 19, Township 42 North, Range 10 East of the Third Principal Meridian, according to the Plat thereof recorded in the Recorder's Office of Cook County, March 10, 1978, as Document Number 24357401; also

Unit Six, being a subdivision of parts of the East 1/2 of the Southeast 1/4 of Section 24, Township 42 North, Range 9 and the Southwest 1/4 of Section 19, Township 42 North, Range 10, all East of the Third Principal Meridian, in Cook County, Illinois. Recorded August 15, 1978, as Document Number 24584537.

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