

UNOFFICIAL COPY

Form 3324-L
(12-85)
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WAIVER OF RIGHTS TO FILE MECHANIC'S LIENS

THIS AGREEMENT, made This 13th day of April, between ILLINOIS BELL TELEPHONE COMPANY, an Illinois Corporation ("LESSEE") and Moreno Construction Co., Inc. ("CONTRACTOR") and American National Bank & Trust Co., U-T #65872 ("LESSOR" and "OWNER");

WITNESSETH

WHEREAS, LESSEE and Contractor have entered into a certain agreement dated the 12th day of April, (hereinafter called the "Contract") providing for remodeling work by the CONTRACTOR at LESSEE'S Customer Payment Center located on property described as:

LEGAL DESCRIPTION

THE SOUTH 21.0 FT. OF LOT 3 AND LOTS 4 TO 14 INCL. IN BLOCK 4 IN D.S. LEE'S ADDITION TO CHICAGO IN THE EAST 1/2 OF THE NORTHWEST 1/4 OF SECTION 6, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS (1520 N. DAMEN AVE., CHICAGO, ILL.) UNIT #3A

Res-1134
PN# 17-06-107-032

commonly known as Parkside Plaza, which property is the subject of a certain lease dated April 15, 1988, between the LESSEE and LESSOR-OWNER, and

WHEREAS, the Contract prohibits the filing of any liens against the above described property for any work, labor or materials furnished and requires the Contractor to execute a Waiver of all rights conferred under the statutes of the State of Illinois with respect to mechanic's liens.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged by Contractor, Contractor does now hereby fully and completely waive and release, for Contractor and Contractor's heirs, successors and assignees, and for all Contractor's subcontractors and their respective subcontractors, any and all claims of, or right to mechanic's liens under the provisions of a certain liens act of the State of Illinois entitled, "An Act to Revise the Law in Relation to Mechanic's Lien" approved May 18, 1903, and in force July 1, 1903, as amended from time to time thereafter, against, or with respect to the above described premises, or any portion thereof, or any improvements thereon, or with respect to the estate or interest of any person whatsoever in the said premises or improvements, or any portion thereof, or with respect to any material, fixtures, apparatus and machinery to be furnished to the said premises or with respect to any monies or other considerations which may be due at any time hereafter to Contractor, which claim of lien might be asserted by reason of the doing, making or finishing heretofore or at any time hereafter, by Contractor or Contractor's heirs, successors, assignees, materialmen, subcontractors or sub-subcontractors, of any labor, services, material, fixtures, apparatus, machinery, improvements, repairs or alterations in connection with the above described premises or the improvements herein.

It is expressly agreed that the effect of this Waiver shall not be impaired, affected or diminished by any provision of the Contract relating to the production from time to time, of written waivers of liens, or by any other provision(s) contained therein apparently inconsistent with this Waiver.

IN WITNESS WHEREOF, the parties hereto have caused this Waiver to be executed on the day and year specified above.

ILLINOIS BELL TELEPHONE COMPANY
on its behalf as Lessee and as agent for
American National Bank & Trust Co.
(Trust #) UT-65872

WITNESS: *Tomie Moreno*

BY *J.E. Wilkes* *see*
VP-Human Resources & Sup. Svcs.
Moreno Construction Co., Inc.
(Contractor)

Secy. - Treas.

BY *H.P. Treas.*

FORM APPROVED
TCC
ILLINOIS
UNIFORM

88179605

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APR 26 1988

RECORDED

THIS INSTRUMENT WAS FILED FOR RECORD IN THE OFFICE OF THE CLERK OF COOK COUNTY, ILLINOIS, ON APRIL 26, 1988, AT 10:00 AM. THE INSTRUMENT IS A DEED OF TRUST AND MORTGAGE IN FAVOR OF THE ILLINOIS BELL TELEPHONE COMPANY, CHICAGO, ILLINOIS, FOR THE BENEFIT OF THE ILLINOIS BELL TELEPHONE COMPANY, CHICAGO, ILLINOIS.

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PREPARED BY AND RETURN TO
MR. H. [Signature]
DIRECTOR REAL ESTATE MANAGEMENT
ILLINOIS BELL TELEPHONE COMPANY
225 W. RANDOLPH STREET, HQ25A
CHICAGO, ILLINOIS 60606

Attn: Ann [Signature]

COOK COUNTY RECORDER

#4262 # B * 88-179605

#4262 TRN 1190 09/28/88 16:11:00

DEPT-01 RECORDING \$12.25

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