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## FINAL WAIVER OF LIEN AND RELEASE OF SUB-SUBCONTRACTOR'S CLAIM FOR LIEN

**\$8.00  
FILING**

This Final Waiver of Lien and Release of Sub-Subcontractors Claim for Lien is made and given as of 8/15, 1990 by Imbert Corporation ("Sub-Subcontractor") in favor of American National Bank and Trust Company of Chicago as Trustee under Trust Agreement dated December 1, 1987 and known as Trust No. 103999-05 and Superior Street Redevelopment Limited Partnership (collectively, "Owner").

Owner is, or was at all relevant times, the owner of the property described on Exhibit A (the "Property"), which was formerly improved with a multi-story commercial building (the "Improvements"). Pursuant to a Contract dated 11/16/88 (the "Sub-Subcontract") between Sub-Subcontractor and Brady Mechanical Services, Inc. ("Subcontractor") Sub-Subcontractor furnished labor, services, materials and/or equipment in connection with the renovation and remodeling of the Improvements (the "Project"). The Improvements were subsequently destroyed by a fire. On July 5, 1989, Sub-Subcontractor filed a Claim for Lien in the amount of \$31,218.47 (the "Lien Claim"). The Lien Claim was filed in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 89574666. Sub-Subcontractor and Owner have settled all claims with respect to amounts due Sub-Subcontractor in connection with labor, services, materials or equipment furnished by Sub-Subcontractor under the Sub-Subcontract (including all change orders thereunder). Therefore, in consideration of the payment by Owner to Sub-Subcontractor of \$28,000.00 ("Settlement Amount"), receipt of which is hereby acknowledged by Sub-Subcontractor:

1. Sub-Subcontractor warrants and represents that, except for the claims hereby satisfied, the Claim for Lien in the amount set forth above is the only claim of Sub-Subcontractor for labor, services, materials or equipment, furnished or contemplated to be furnished to the Project to the Property by Sub-Subcontractor and, except as set forth on Exhibit B, no sub-subcontractor or materialman employed by or having any contract or supply arrangement with Sub-Subcontractor, whether pursuant to the Sub-Subcontract or otherwise, has any claim for lien against the Property in connection with the Project.
2. Sub-Subcontractor will indemnify, defend and hold Owner harmless from and against any claims by any sub-subcontractor or materialman claiming any lien against the Property or any amount due from Owner by reason of having supplied any labor, services, materials or equipment to the Project at the request of Sub-Subcontractor, except as set forth on Exhibit B.
3. Sub-Subcontractor hereby releases in full the Claim for Lien and waives and releases any and all liens or rights to claim liens pursuant to the Illinois Mechanic's Lien Act (Ill. Rev.

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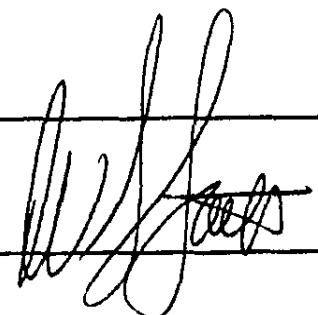
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Stat. Ch. 82 ¶1-39) or otherwise with respect to the Property, the monies or other consideration due or to become due from Owner on account of any labor, services, material or equipment furnished or contemplated to be furnished to the Project or the Property by or on behalf of Sub-Subcontractor.

4. The Settlement Amount represents full settlement and satisfaction the claims and rights described in paragraph 3 above (including any statutory or other interest charges due Sub-Subcontractor) and of any rights of Sub-Subcontractor against the Subcontractor for amounts due for the furnishing of any labor, services, material or equipment under the Sub-contract.

\_\_\_\_\_  
by  \_\_\_\_\_

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## ACKNOWLEDGEMENT

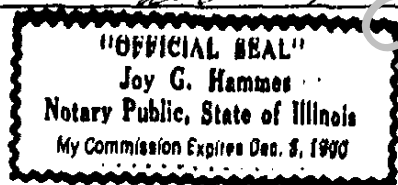
STATE OF Illinois )  
 COUNTY OF Cook ) SS

I, Joy G. Hammes, a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT William S. Toth of Imbert Corporation a Illinois corporation, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed and delivered said instrument as own free and voluntary act and 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 15th day of August, 1990.

Joy G. Hammes  
 Notary Public

My Commission Expires:  
Dec. 3, 1990



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## EXHIBIT A

### LEGAL DESCRIPTION PROPERTY AT 340-356 W. Huron and 341-361 W. Superior, Chicago, Illinois

#### Parcel 1:

Lots 1 to 16 in Block 15 in Butler, Wright and Webster's Addition to Chicago in the North East 1/4 of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois  
17-09-207-001-0000

#### Parcel 2:

Lots 1 to 4, 7 and 8, and Lot 6 (except the West 6.75 feet of said Lot 6) in Block 8 in Higgins, Law and Company's Addition to Chicago Subdivision in the North East 1/4 of the North West 1/4 of Section 9, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois  
17-09-121-001

#### Parcel 3:

The West 1/2 of a track of land known as Lots 14, 15, 16 and 17 in Block 17 in Butler, Wright and Webster Addition to Chicago in Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois  
17-09-207-023

#### Parcel 4:

Lots 13 and 14 in Martin's Subdivision of Block 14 in Butler, Wright and Webster's Addition to Chicago in the West 1/4 of the North East 1/4 of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois  
17-09-214-001  
17-09-214-002

#### Parcel 5:

Lot 1 in Block 9 in Higgins, Law and Company's Addition to Chicago in East 1/2 of the North West 1/4 of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois  
17-09-125-004

PREPARED BY AND AFTER RECORDING MAIL TO:

Stephen B. Bell, Esq.  
Goldberg, Kohn, Bell, Black, Rosenbloom & Moritz, Ltd.  
55 East Monroe Street, Suite 3900  
Chicago, Illinois 60603

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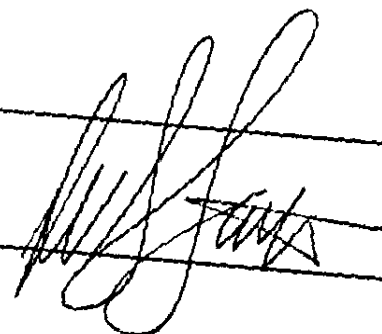
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EXHIBIT "B"

NONE

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BY 

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