

RELEASE OF LIS PENDENS NOTICE
AND WAIVER OF LIENS AND CLAIMS

THIS RELEASE OF LIS PENDENS NOTICE AND WAIVER OF LIENS AND CLAIMS (the "Release") is made this 4th day of December, 1990, by Carl Sandburg Village Condominium Association No. 1, a not-for-profit association, and Carl Sandburg Village Condominium Association No. 2, a not-for-profit association, (the "Associations"), for the benefit of First Condominium Development Co., an Illinois corporation, and Eagle II, an Illinois joint venture (the "Developers").

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RECITALS

1. On March 29, 1984, the Associations instituted in the Circuit Court of Cook County, Illinois an action against the Developers and certain other defendants entitled Carl Sandburg Village Condominium Association No. 1 et. al. v. First Condominium Development Co. et. al., Case No. 84 CH 2860 (hereinafter referred to as the "Litigation").

2. On March 20, 1985, the Associations, by their attorneys, filed in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 27481290 a certain Lis Pendens Notice (the "Notice").

3. The Notice provides that certain real property legally described (the "Property") therein might be affected by the Litigation.

4. The Associations and the Developers have agreed, pursuant to a certain Settlement Agreement, dated December 4, 1990, to settle and compromise certain matters in dispute between them.

5. In consideration of these premises, the execution, delivery and performance of the Settlement Agreement and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Associations covenant and agree that this Notice be and it hereby is terminated and released of record and is of no further force and effect.

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UNOFFICIAL COPY

IN WITNESS WHEREOF, the undersigned Associations have executed this instrument this 4 day of DECEMBER, 1990.

Carl Sandburg Village
Condominium
Association No. 1

Carl Sandburg Village
Condominium
Association No. 2

By: Antony C. Waler
Its: Vice President

By: A. Choleski
Its: President

Subscribed and Sworn to
before me this 4th day of
December, 1990

Subscribed and Sworn to
before me this 4th day of
December, 1990

Janet C. Kurzeja
Notary Public
" OFFICIAL SEAL "
JANET C. KURZEJA
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 1/19/94

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THIS INSTRUMENT PREPARED
BY AND AFTER RECORDATION
SHOULD BE RETURNED TO:

David I. Herbst, Esq.
Portes, Sharp, Herbst, Kravets & Fox, Ltd.
333 West Wacker Drive - Suite 500
Chicago, Illinois 60606