

UNOFFICIAL COPY

Form 3324
(12-85)
WR 1

WAIVER OF RIGHTS TO FILE MECHANIC'S LIENS

30031078

This Agreement, made and entered into this 15th day of JANUARY, 1970, by and between Illinois Bell Telephone Company, an Illinois corporation, with offices at 225 West Randolph Street, Chicago, Illinois, 60606 hereinafter called the "Owner" and Swan Electric, Inc. an Illinois Corporation with offices at 215 South 25th Avenue, Bellwood, Illinois 60104 hereinafter called the "Contractor")

WITNESSETH

WHEREAS the Owner and Contractor have entered into a certain agreement dated the 13th day of JANUARY, 1970 (hereinafter called the "Contract") providing for the construction, finishing and delivery by the Contractor to the Owner of the following work:
Electrical work on the 15th floor
located on property described as See Attachment A

and commonly known as the Franklin Central Office building of the Owner situated at 311 West Washington Street, Chicago Illinois 60605 in accordance with general conditions, specifications and drawings, and sup code 1221

WHEREAS, the Contract prohibits the filing of any lien against the Owner's 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 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 from Owner 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 therein

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 provisions 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

CONTRACTOR:
Swan Electric, Inc.
BY Mary Ellen Dato
Gary Ellen Dato
ITS President
ATTEST Lois A. Smith
Asst. Sec'y

OWNER
ILLINOIS BELL TELEPHONE COMPANY
BY [Signature]
District Manager
ITS Design & Construction

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ATTACHMENT A

THE WEST 1/2 OF LOT 3, EAST 1/2 OF LOT 3, WEST 1/4 OF LOT 2, EAST 1/2 OF WEST 1/2 OF LOT 2, AND WEST 1/2 OF EAST 1/2 OF LOT 2, ALL BEING IN BLOCK 53 OF ORIGINAL TOWN SECTION 9-39-11.

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90034078

REGISTERED BY AND RETURNED TO
M. E. SEIBERT
ATTORNEY AT LAW
330 N. WASHINGTON ST., HOUSTON
CHICAGO ILLINOIS 60606
ATTN: ANN EDWARDS

MAILED

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Property of Cook County Clerk's Office

PREPARED BY AND RETURN TO
H. E. SEIBERT
DISTRICT MGR. REAL ESTATE MGMT.
ILLINOIS BELL TELEPHONE COMPANY
225 W. RANDOLPH ST., HQ25D
CHICAGO, ILLINOIS 60606
ATTN: ANN EDWARDS