

# UNOFFICIAL COPY

This instrument was prepared by and when recorded, return to:

96671604

Winston & Strawn  
35 W. Wacker Drive  
Chicago, Illinois 60601  
Attn: Helen Shapiro, Esq.

. DEPT-01 RECORDING \$25.00  
. T#0012 TRAN 1903 09/03/96 12:21:00  
. 44653 ± ER \* -96-671604  
. COOK COUNTY RECORDER

(Ste I.A.10)

## RELEASE OF MORTGAGE, DEED OF TRUST AND SECURITY AGREEMENT

WHEREAS, the undersigned, **BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION**, a national banking association ("Administrative Agent"), is the mortgagee under that certain Mortgage, Assignment of Rents and Leases, Security Agreement and Fixture Filing (the "Mortgage") dated May 17, 1996, made by JOHN SEXTON & CO., a Delaware corporation ("Mortgagor"), to the Administrative Agent, in its capacity as administrative agent for the "Lenders" (as such term is defined in that certain Credit Agreement described in the Mortgage [the "Credit Agreement"]), and recorded May 22, 1996 as Document No. 96-387735 in the Office of the Recorder of Deeds for Cook County, Illinois (the "Recorder's Office"), encumbering certain real estate located in Cook County, Illinois and more fully described on Schedule A attached to said Mortgage (the "Land"); and

WHEREAS, Mortgagor has requested that the Administrative Agent, in its capacity as mortgagee under the Mortgage, release the Land and all of the remaining "Mortgaged Property" (as such term is defined in the Mortgage; the Land and all of the remaining Mortgaged Property described in the Mortgage herein collectively, the "Mortgaged Property") from the lien of the Mortgage and Administrative Agent, in its capacity as mortgagee under the Mortgage, has agreed, pursuant to and in accordance with the terms and provisions of the Credit Agreement, to release the Mortgaged Property from the lien of the Mortgage, provided, however, that neither this Release or anything herein shall be construed to constitute, waive or in any manner evidence the satisfaction of the Liabilities (as such term is defined in the Mortgage), all of which remain outstanding pursuant to and in accordance with the terms and provisions of the Credit Agreement and all other applicable Loan Documents (as such term is defined in the Credit Agreement);

NOW THEREFOR, the Administrative Agent, in its capacity as mortgagee under the Mortgage, does hereby release and discharge and by these presents hereby releases and discharges the Mortgaged Property from all liens, mortgages, assignments and security interest created by and existing under the Mortgage.

BOX 333-CTI

7614675 DI CA 192

2500

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IN WITNESS WHEREOF, Administrative Agent, in its capacity as mortgagee under the Mortgage, has executed this Release as of the 12<sup>th</sup> day of AUGUST, 1996.

**BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION**, a national banking association, as Administrative Agent

By: David Price  
Its: VICE PRESIDENT

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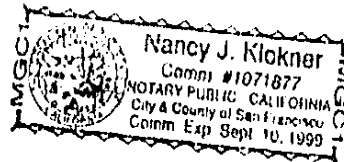
STATE OF CALIFORNIA )  
 ) ss.  
COUNTY OF SAN FRANCISCO )

I, NANCY J. KLOKNER, a Notary Public in and for said County and State, DO HEREBY CERTIFY THAT DAVID PRICE, the VICE PRESIDENT OF BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION, a national banking association, and personally known to me to be the same person whose name is subscribed to the foregoing instrument as such VICE PRESIDENT, appeared before me this day in person and acknowledged that he signed and delivered the said instrument as his own free and voluntary act and as the free and voluntary act of said association, for the uses and purposes therein set forth.

Given under my hand and notarial seal, this 12 day of August, 1996.

Nancy J. Klokner  
Notary Public

My Commission Expires: 9/10/99



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SITE I.A.10/ELK GROVE VILLAGE, IL  
(Cook County)  
EXHIBIT "A"  
(1225 Arthur Avenue)

## Legal Description

LOT 1 IN WESTERBERG RESUBDIVISION OF LOT 316 IN CENTEX INDUSTRIAL PARK UNIT 192 BEING A SUBDIVISION IN THE SOUTH EAST 1/4 OF SECTION 34, TOWNSHIP 41 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, AND OF LOT 276 IN CENTEX INDUSTRIAL PARK UNIT 157, BEING A SUBDIVISION IN THE SOUTH 1/2 OF SECTION 34, AFORESAID, IN COOK COUNTY, ILLINOIS

TAX PARCEL NO. 08-34-02-041-0000

PROPERTY ADDRESS: 1225 Arthur Avenue, Elk Grove Village, Illinois

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