

# UNOFFICIAL COPY

96365764

## STIPULATION OF WAIVER OF MECHANIC'S LIENS

DEPT-01 RECORDING \$15.00  
 T#0012 TRAN 0591 05/14/96 15:11:00  
 #3396 + ER \*-96-365764  
 COOK COUNTY RECORDER

AVOID THIS

Property of Cook County Clerk's Office

THIS STIPULATION executed this 19th day of March, 1996 by and between  
 CENTEX REAL ESTATE CORPORATION d/b/a CENTEX HOMES, a Nevada corporation having  
 an office and place of business at 2401 West Hassell Road, Suite 1542, Hoffman  
 Estates, Illinois 60195, (hereinafter called the Owner), and \_\_\_\_\_  
 WALNUT CUSTOM HOMES

having an office and place of business at P O Box 605 Walnut, Illinois 61376  
 (hereinafter called Contractor):

15<sup>th</sup> 96

### WITNESSETH

WHEREAS, on the 19th day of \_\_\_\_\_ March, 1996, the parties  
 have entered into an Agreement with respect to the \_\_\_\_\_  
 lumber  
 work to be performed by the Contractor in connection with the construction of  
 certain residential building ( ) on the property described as follows:

WESTRIDGE/BARTLETT, ILLINOIS  
 Al Line  
 TAX IDENTIFICATION #06-31-300-002  
 #06-31-300-008

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BOX 393-CTI

*Copy to  
 Centex Homes  
 2401 W. Hassell Rd Ste 1542  
 Hoffman Estates, IL 60195*

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3-9-2011

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BOX 393-01

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and

WHEREAS, no portion of the said work has been commenced to the date of the within instrument; and

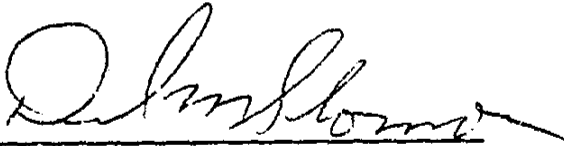
WHEREAS, the said Agreement provides in part as follows:

The Contractor hereby waives and releases all liens and rights of lien and rights of notice of lien now existing or that may hereafter arise in any manner related to the Project, the land upon which the same is or will be situated, and upon any money or moneys due or to become due the Contractor from any person or persons. It is further agreed that no lien or claim for lien may be filed or maintained by anyone whatsoever and the Contractor shall, whenever requested by the (Builder) Owner in writing, furnish a waiver in form and substance satisfactory to the (Builder) Owner from the Contractor and from every person, firm and corporation furnishing to the Contractor in connection with the Work, any labor, materials, equipment, tools, plant facilities, services, or anything else for which a right of lien might exist, except for the provisions of this Article.


NOW THEREFORE, in consideration of the premises and the execution of the aforesaid Agreement by each of the parties hereto, Owner and Contractor hereby stipulate and agree that the legal effect of the Agreement between them is that no lien or claim may be filed or maintained by anyone and to give statutory notice to this effect as contemplated by Section 21 of Chapter 82 of Illinois Revised Statutes, this Instrument shall be filed in the Office of the Recorder of Deeds of Cook County, Illinois.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

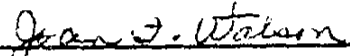
ATTEST

  
David Solomon  
Assistant Secretary

CENTEX REAL ESTATE CORPORATION d/b/a  
CENTEX HOMES  
OWNER (Builder)

  
Jory E. Fogg  
President, Illinois Division

CONTRACTOR  
WALNUT CUSTOM HOMES

  
(Title)  
Joan F. Watson, Corp. Secretary

  
(Title)  
David A. Behrens, President

(Seal)

(Seal)

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STATE OF ILLINOIS

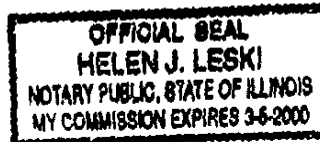
COUNTY OF COOK

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that Jon E. Fogg, personally known to me to be the Illinois Division President of CENTEX REAL ESTATE CORPORATION d/b/a CENTEX HOMES, a Nevada corporation and David Solomon, personally known to me to be the Assistant Secretary of said corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument appeared before me this day in person and acknowledged that as such Illinois Division President and Assistant Secretary they signed and delivered the said instrument of writing as their free and voluntary act, and as the free and voluntary act of said corporation, for the uses and purposes therein set forth, and caused the corporate seal to thereunto attached.

Given under my hand and notarial seal this 19th day of March, 1996.

My Commission Expires: 3/5/2000

Helen J. Leski  
Notary Public



STATE OF Illinois

COUNTY OF Bureau

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that David A. Behrens, personally known to me to be the President of Walnut Custom Homes, Inc., a(n) Illinois corporation, and Joan F. Watson personally known to me to be the Corporate Secretary of said corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that as such President and Corporate Secretary they signed and delivered the said instrument of writing as their free and voluntary act of said corporation, for the uses and purposes therein set forth, and caused the corporate seal to be thereunto attached.

Given under my hand and notarial seal this 19th day of March, 1996.

My Commission Expires: Jan. 16, 1999



Bonita A. Kepner  
Notary Public

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WESTRIDGE

Bartlett, Illinois

ALL THAT PART OF THE SOUTH HALF OF SECTION 31, TOWNSHIP 41 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

THE SOUTHEAST QUARTER OF SECTION 31, TOWNSHIP 41 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN EXCEPT THE SOUTH 250 FEET THEREOF AND ALSO THE SOUTHWEST QUARTER OF SECTION 31, TOWNSHIP 41 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, EXCEPT THE NORTH 52 LINKS (34.32 FEET) OF THE WEST 1,369.05 FEET, THEREOF AND ALSO EXCEPT THE SOUTH 250.00 FEET THEREOF, ALSO EXCEPT THAT PART DESCRIBED BY BEGINNING AT THE POINT OF INTERSECTION OF THE SOUTH LINE OF THE NORTH 52 LINKS OF THE SOUTHWEST QUARTER AND THE WEST LINE OF SAID SECTION 31; THENCE S.  $00^{\circ} 28' 15''$  E., ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 31, A DISTANCE OF 1,541.71 FEET TO A POINT LYING 1,069.80 FEET, NORTH OF THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 31; THENCE N.  $88^{\circ} 37' 14''$  E., A DISTANCE OF 517.89 FEET; THENCE N.  $00^{\circ} 28' 15''$  W., ALONG A LINE PARALLEL WITH THE WEST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 1,542.08 FEET TO THE SOUTH LINE OF THE NORTH 52 LINKS OF SAID SOUTHWEST QUARTER; THENCE S.  $88^{\circ} 34' 47''$  W., ALONG THE SOUTH LINE OF THE NORTH 52 LINKS OF SAID SOUTHWEST QUARTER, A DISTANCE OF 517.89 FEET TO THE POINT OF BEGINNING, THEN ALSO EXCEPT THAT PART DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE SOUTH LINE OF THE NORTH 52 LINKS OF THE SOUTHWEST QUARTER AND THE WEST LINE OF SAID SECTION 31; THENCE S.  $00^{\circ} 28' 15''$  E., ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 31, A DISTANCE OF 1,541.71 FEET TO A POINT LYING 1,069.80 FEET NORTH OF THE SOUTHWEST QUARTER OF SAID SECTION 31 FOR A POINT OF BEGINNING; THENCE N.  $88^{\circ} 37' 14''$  E., A DISTANCE OF 517.89 FEET; THENCE S.  $00^{\circ} 28' 15''$  E., ALONG THE LINE PARALLEL WITH THE WEST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 819.69 FEET TO THE NORTH LINE OF THE SOUTH 250.00 FEET OF SAID SOUTHWEST QUARTER; THENCE N.  $88^{\circ} 36' 47''$  W., ALONG THE LINE PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 517.89 FEET TO A POINT ON THE WEST LINE OF SAID SOUTHWEST QUARTER; THENCE N.  $00^{\circ} 28' 15''$  W., ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 809.77 FEET TO THE POINT OF BEGINNING:

THEN ALSO EXCEPT THAT PART DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 31, THENCE N.  $00^{\circ} 28' 15''$  W., ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER OF SAID SECTION 31, A DISTANCE OF 1,069.80 FEET; THENCE N.  $88^{\circ} 37' 14''$  E., A DISTANCE OF 517.89 FEET TO THE POINT OF BEGINNING; THENCE N.  $00^{\circ} 28' 15''$  W., PARALLEL WITH THE WEST LINE OF SAID SOUTHWEST QUARTER OF SECTION 31, A DISTANCE OF 1542.08 FEET TO THE SOUTH LINE OF THE NORTH 52 LINKS (34.32 FEET) OF THE WEST 1369.05 FEET OF SAID SOUTHWEST QUARTER, POINT BEING 517.89 FEET EASTERLY OF THE WEST LINE OF SAID SOUTHWEST QUARTER OF SECTION 31 AS MEASURED ALONG THE SAID SOUTH LINE OF THE NORTH 52 LINKS; THENCE N.  $88^{\circ} 34' 47''$  E., ALONG SAID SOUTH LINE OF THE NORTH 52 LINKS, A DISTANCE OF 770.00 FEET; THENCE S.  $00^{\circ} 11' 10''$  W., A DISTANCE OF 743.67 FEET; THENCE S.  $09^{\circ} 57' 32''$  W., A DISTANCE OF 1143.51 FEET; THENCE S.  $88^{\circ} 34' 47''$  W., PARALLEL WITH SAID SOUTH LINE OF THE NORTH 52 LINKS, A DISTANCE OF 554.43 FEET TO THE LINE WHICH IS PARALLEL WITH AND 517.89 FEET EASTERLY OF THE WEST LINE OF SAID SOUTHWEST QUARTER OF SECTION 31; THENCE N.  $00^{\circ} 28' 15''$  W., ALONG SAID PARALLEL LINE, A DISTANCE OF 322.60 FEET TO THE POINT OF BEGINNING. SAID REMAINING LANDS CONTAINING 243.95 ACRES MORE OR LESS ALL LYING IN COOK COUNTY, ILLINOIS.



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