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STATE OF ILLINOIS }  
COUNTY OF COOK } SS

## RELEASE OF MECHANIC'S LIEN CLAIM

WHEREAS, Douglas Rutledge & Company, the undersigned, has been employed by KKBNA Incorporated, who was employed by Ozark Steel Fabricators Inc., a subcontractor of Mellon Stuart Company, to furnish steel detailing and other engineering services and labor at: Rosemont, Cook County, Illinois, on six parcels of land the legal description of which is attached hereto as Exhibit "A".

Commonly known as: Riverway Project  
6111 - 6133 N. River Road,  
Rosemont, Illinois

Real Estate Tax Index No: 12-03-103-006 and  
12-03-103-008

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including all buildings, erections and improvements situated thereon as more fully described in Exhibit "A" attached hereto and hereinafter collectively referred to as the Property, and;

WHEREAS, Douglas Rutledge & Company has filed a Claim of Mechanic's Lien with the Recorder's Office of the County of Cook as prescribed by the statutes of the State of Illinois affecting the aforescribed Property.

NOW THEREFORE, in consideration of the payment of Forty-Nine Thousand Eight Hundred Forty-One and 26/100 Dollars (\$49,841.26 ) representing all monies due to or claimed by the undersigned Douglas Rutledge & Company for steel detailing and other engineering services, labor, material,

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attorney's fees, interest, and any other matter, the sufficiency and receipt of which are hereby acknowledged, the undersigned does hereby release, waive and discharge any and all liens, claims, and right of lien on said above described Property under the statutes of the State of Illinois relating to Mechanics' liens on account of labor or materials; or both, furnished to the aforesaid Property, as described in a Claim of Mechanic's Lien filed with the Recorder's Office in the County of Cook, State of Illinois on June 10, 1987, as document No. 3624870, and;

The undersigned represents and warrants to Simon-Soteras Developers, Simon Rosemont Developers, KKBMA Incorporated, Ozark Steel Fabricators, Inc. and Mellon Stuart Company that the undersigned has all required legal capacity and authority to sign this instrument and to release, waive and discharge the lien, claim and right of lien as aforescribed and that the undersigned shall undertake all actions necessary to remove all of its liens or claims affecting the Property and to release, waive and discharge all of its other claims affecting any component of the buildings or improvements located on the Property.

Dated this 23rd day of June, 1987.

ATTEST

by: Sheila Rutledge  
Its: Secretary

THE UNDERSIGNED, Douglas

Rutledge & Company

by: M. Douglas Rutledge

Its: President

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EXHIBIT "A"  
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LEGAL DESCRIPTION 6 5 1 2 2 0

**PARCEL 1:**

THAT PART OF THE NORTH WEST ¼ OF SECTION 3, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POST ON THE SOUTH LINE OF SAID ¼ SECTION IN THE CENTER OF THE ROAD, DISTANT 17.56 CHAINS FROM THE SOUTH EAST CORNER OF SAID ¼ SECTION; THENCE NORTH 9.5 DEGREES EAST ALONG THE CENTER OF THE ROAD, 12.71 CHAINS, TO THE POINT OF COMMENCEMENT; THENCE NORTH 9.5 DEGREES EAST, 9.62 CHAINS, TO THE CENTER OF DES PLAINES RIVER; THENCE SOUTH 34 DEGREES EAST, 6 CHAINS; THENCE SOUTH 55 DEGREES EAST, WITH THE CENTER OF THE RIVER, 4.41 CHAINS; THENCE SOUTH 37.5 DEGREES WEST, 3.9 CHAINS; THENCE NORTH 80.5 DEGREES WEST, 6.55 CHAINS TO THE POINT OF COMMENCEMENT, (EXCEPT THAT PART, LYING NORTHERLY OF THE SOUTHERLY LINE OF HIGGINS ROAD, AS WIDENED) AND (EXCEPT FROM SAID TRACT OF LAND, THAT PART DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT, ON THE SOUTHERLY LINE OF SAID TRACT DISTANT 133 FEET FROM THE SOUTH WEST CORNER OF SAID TRACT, MEASURED ALONG THE SOUTHERLY LINE THEREOF; THENCE SOUTH 80.5 DEGREES EAST, 299 FEET 3 5/8 INCHES TO A POINT; THENCE AT A 62 DEGREES ANGLE TO THE LEFT, MEASURED 40 FEET 1 INCH TO A POINT, ON THE SOUTHWESTERLY RIGHT OF WAY LINE OF HIGGINS ROAD; THENCE NORTHWESTERLY ALONG SAID SOUTHWESTERLY RIGHT OF WAY LINE, 200 FEET TO A POINT; THENCE SOUTHWESTERLY TO THE POINT OF BEGINNING), AND (EXCEPT THAT NOW LOCATED IN THE DES PLAINES RIVER) AND ALSO, (EXCEPT THAT PART, CONVEYED TO THE PEOPLE OF THE STATE OF ILLINOIS FOR USE OF THE DEPARTMENT OF TRANSPORTATION BY WARRANTY DEED RECORDED SEPTEMBER 10, 1976 AS DOCUMENT 236305202), ALL IN COOK COUNTY, ILLINOIS;

**PARCEL 2:**

THAT PART OF THE NORTH WEST ¼ OF SECTION 3, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS COMMENCING AT THE SOUTH EAST CORNER OF SAID ¼ SECTION AND RUNNING THENCE WEST ALONG THE SOUTH LINE OF SAID ¼ SECTION, 17.56 CHAINS TO THE CENTER OF THE HIGHWAY; THENCE 9 1/2 DEGREES EAST ALONG THE CENTER OF SAID HIGHWAY, 12.71 CHAINS; THENCE SOUTH 80 ½ DEGREES EAST, 6.55 CHAINS TO THE WEST LINE OF THE BURIAL GROUNDS; THENCE NORTH 37 ½ DEGREES EAST ALONG SAID LAST MENTIONED LINE, 3.90 CHAINS TO THE CENTER OF DES PLAINES RIVER; THENCE SOUTH 55 DEGREES EAST 5 CHAINS; THENCE SOUTH 42 DEGREES EAST ALONG THE CENTER OF SAID RIVER, 4.26 CHAINS TO THE EAST LINE OF SAID ¼ SECTION; THENCE SOUTH ALONG THE EAST LINE OF SAID ¼ SECTION, 8 CHAINS TO THE POINT OF BEGINNING (EXCEPTING FROM THE ABOVE DESCRIBED LAND THE BURIAL GROUNDS DESCRIBED AS COMMENCING AT A POINT DISTANT NORTH 42 ½ DEGREES WEST, WEST, 12.14 CHAINS FROM THE SOUTH EAST CORNER OF SAID NORTH WEST ¼ SECTION AND RUNNING THENCE NORTH 52 ½ DEGREES WEST, 2 CHAINS; THENCE NORTH 37 ½ DEGREES EAST, 2.87 CHAINS; THENCE SOUTH 52 ½ DEGREES EAST, 2.625 CHAINS; THENCE SOUTH 37 ½ DEGREES WEST, 2.87 CHAINS; THENCE NORTH 52 ½ DEGREES WEST, 62 ½ LINKS TO THE POINT OF BEGINNING ALSO) (EXCEPT FROM SAID FIRST DESCRIBED LAND THAT PORTION CONVEYED TO THE TRUSTEES OF SCHOOLS BY DEED RECORDED OCTOBER 18, 1905 AS DOCUMENT NUMBER 3769654,

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IN BOOK 9168 PAGE 417) ALSO (EXCEPT THAT PART TAKEN FOR CONDEMNATION IN CASE 59-"C"-16022 CIRCUIT COURT) ALSO (EXCEPT THAT PART TAKEN BY CONDEMNATION IN CASE 76-"L"-17220 AND 76-"L"-17222 (CIRCUIT COURT) AND FURTHER (EXCEPTING THAT PART THEREOF TAKEN BY THE FOREST PRESERVE DISTRICT OF COOK COUNTY, ILLINOIS CONTAINED WITHIN THE FOLLOWING BOUNDARIES, TO WIT: THAT PART OF THE NORTH WEST  $\frac{1}{4}$  OF SECTION 3, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH OF THE CENTER LINE OF HIGGINS ROAD AND SOUTH AND WEST OF THE CENTER LINE OF DES PLAINES RIVER AND EASTERLY OF THE FOLLOWING DESCRIBED LINE, COMMENCING AT A POINT IN THE CENTER LINE OF WEST RIVER ROAD, 838.86 FEET NORTH  $9 \frac{1}{2}$  DEGREES EAST OF THE INTERSECTION OF SAID CENTER LINE OF ROAD WITH THE SOUTH LINE OF SAID NORTH WEST  $\frac{1}{4}$ , THENCE SOUTH  $80 \frac{1}{2}$  DEGREES EAST, 432.3 FEET, THENCE NORTH  $37 \frac{1}{2}$  DEGREES EAST, 257.4 FEET TO THE CENTER LINE OF THE DES PLAINES RIVER) AND ( ALSO EXCEPT) THAT PART THEREOF FALLING IN HIGGINS ROAD), ALL IN COOK COUNTY, ILLINOIS;

## PARCEL 3:

THAT PART OF THE NORTH WEST  $\frac{1}{4}$  OF SECTION 3, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT, WHICH IS THE INTERSECTION OF THE EAST AND WEST  $\frac{1}{4}$  LINE OF SAID SECTION 3, WITH THE CENTER LINE OF RIVER ROAD; THENCE NORTHEASTERLY ALONG THE SAID CENTER LINE OF RIVER ROAD, A DISTANCE OF 436.03 FEET, FOR A POINT OF BEGINNING; THENCE NORTHEASTERLY, ALONG THE SAID CENTER OF RIVER ROAD, FOR A DISTANCE OF 147.58 FEET TO A POINT; THENCE SOUTHEASTERLY AT RIGHT ANGLES, TO THE SAID CENTER LINE OF RIVER ROAD, FOR A DISTANCE OF 147.58 FEET TO A POINT; THENCE SOUTHWESTERLY, ALONG A LINE, PARALLEL TO THE SAID CENTER LINE OF RIVER ROAD, FOR A DISTANCE OF 147.58 FEET TO A POINT; THENCE NORTHWESTERLY ALONG A LINE, WHICH IS AT RIGHT ANGLES, TO THE SAID CENTER LINE OF RIVER ROAD, FOR A DISTANCE OF 147.58 FEET, TO THE POINT OF BEGINNING IN COOK COUNTY, ILLINOIS;

## PARCEL 4:

THE NORTH 157.20 (MEASURED AT RIGHT ANGLES TO THE NORTH LINE OF SAID LOT) OF LOT "A" (EXCEPTING THEREFROM THAT PART THEREOF LYING EASTERLY OF A LINE BEGINNING AT A POINT IN THE NORTH LINE OF SAID LOT 'A' 165.50 FEET WEST OF THE CENTER OF DES PLAINES RIVER (WHICH POINT IS THE CENTER OF SECTION 3, HEREINAFTER DESCRIBED) THENCE RUNNING SOUTHWESTERLY TO A POINT IN A LINE WHICH IS PARALLEL TO AND 357.44 FEET SOUTH OF THE NORTH LINE OF SAID LOT 'A' SAID POINT BEING 300.0 FEET WEST OF THE CENTER OF SAID RIVER IN THE SUB-DIVISION OF LOTS 18 AND 40 AND LOT 19 (EXCEPT THAT PART LYING WEST OF THE CENTER LINE OF THE ROAD) AND INCLUDING THAT PART OF THE DES PLAINES RIVER, LYING IN THE SOUTH WEST  $\frac{1}{4}$  OF SECTION 3 AND IN LOT 19, ALL IN ASSESSOR'S SUBDIVISION OF SECTION 3, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, EXCEPT THE WEST  $\frac{1}{4}$  OF THE SOUTH WEST  $\frac{1}{4}$  AND THE SOUTH EAST  $\frac{1}{4}$  OF THE SOUTH WEST  $\frac{1}{4}$  OF SECTION 3, EXCEPTING FROM THE ABOVE DESCRIBED LAND THAT PROPERTY ACQUIRED BY THE COUNTY OF COOK IN CONDEMNATION PROCEEDINGS KNOWN AS NO. 59-'C'-16022, IN COOK COUNTY, ILLINOIS;

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## PARCEL 5:

A CERTAIN TRACT OF LAND IN THE NORTH WEST  $\frac{1}{4}$  OF SECTION 3, TOWNSHIP 40 NORTH RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, COMMONLY REFERRED TO IN PRIOR CONVEYANCES AS THE BURIAL GROUNDS, COMMENCING AT A POST DISTANT NORTH  $42 \frac{1}{2}$  DEGREES WEST, 12.14 CHAINS FROM THE SOUTH EAST CORNER OF SAID NORTH WEST  $\frac{1}{4}$  SECTION, AND RUNNING FROM THENCE NORTH  $52 \frac{1}{2}$  DEGREES WEST, 2 CHAINS; THENCE NORTH  $37 \frac{1}{2}$  DEGREES EAST, 2.87 CHAINS; THENCE SOUTH  $52 \frac{1}{2}$  DEGREES EAST, 2.625 CHAINS; THENCE SOUTH  $37 \frac{1}{2}$  DEGREES WEST, 2.87 CHAINS; THENCE NORTH  $52 \frac{1}{2}$  DEGREES WEST,  $62 \frac{1}{2}$  LINKS TO THE POINT OF BEGINNING (EXCEPTING THEREFROM ANY PART THEREOF FALLING IN LOT 17 IN THE ASSESSOR'S DIVISION OF THE EAST  $\frac{1}{4}$  OF THE NORTH WEST  $\frac{1}{4}$  OF SECTION 3, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN), IN COOK COUNTY, ILLINOIS;

## PARCEL 6:

THAT PART OF THE NORTH WEST  $\frac{1}{4}$  OF SECTION 3, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTHERLY OF THE CENTER LINE OF HIGGINS ROAD, DESCRIBED AS FOLLOWS:

BEGINNING AT A POST ON THE SOUTH LINE OF SAID  $\frac{1}{4}$  SECTION, IN THE CENTER OF THE ROAD, DISTANT FROM THE SOUTH EAST CORNER OF SAID  $\frac{1}{4}$  SECTION, 17.56 CHAINS; THENCE NORTH  $9.5$  DEGREES EAST, WITH THE CENTER OF SAID ROAD, 12.71 CHAINS; THENCE SOUTH  $80.5$  DEGREES EAST, 133 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH  $80.5$  DEGREES EAST, 299 FEET,  $3 \frac{5}{8}$  INCHES, TO A POINT; THENCE AT A  $62$  DEGREE ANGLE TO THE LEFT, MEASURED 40 FEET, 1 INCH, TO A POINT WHICH LIES ON THE SOUTHWESTERLY RIGHT OF WAY LINE OF HIGGINS ROAD; THENCE MEASURED NORTHWESTERLY ALONG SAID SOUTHWESTERLY RIGHT OF WAY LINE OF HIGGINS ROAD, 200 FEET TO A POINT; THENCE CONTINUING SOUTHWESTERLY TO THE POINT OF BEGINNING (EXCEPTING THAT PART NOW USED AND HERETOFORE DEDICATED FOR HIGHWAY PURPOSES), IN COOK COUNTY, ILLINOIS;

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STATE OF COLORADO }  
COUNTY OF JEFFERSON } SS

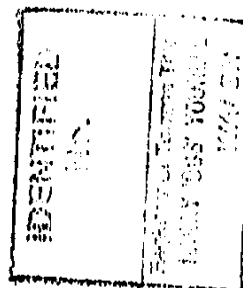
I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that M. Douglas Rutledge, personally known to me to be the President of Douglas Rutledge & Company and Sheila Rutledge, personally known to me to be the Secretary of said Douglas Rutledge & Company, and each personally known to me to be the same persons whose names are subscribed to this instrument, appeared before me this day in person and severally acknowledged that as such President and Secretary, they signed, sealed and delivered the said instrument as their free and voluntary act for the uses and purposes herein set forth.

GIVEN under my hand and notary seal this 23rd day of June, 1987.

Peggy L. Fuller  
Notary Public

My Commission expires January 23, 1989

JUL -1 PM 1:20  
HARRY (BUD) YOUNG  
REGISTRAR OF DEEDS



Page 3 of 3

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