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2000-12-15 11:05:30  
Cook County Recorder 15.50



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**SUBCONTRACTOR'S NOTICE AND CLAIM FOR MECHANICS LIEN**

STATE OF ILLINOIS    )  
                                  ) ss.  
COUNTY OF DU PAGE)

The claimant, A. A. Conte & Son, Inc. ("Conte"), with offices at 31W007 North Avenue, West Chicago, Illinois, hereby files its Subcontractor's Notice and Claim for Mechanics Lien on the Real Estate (as hereinafter described) and on all funds held in connection with the improvements constructed on the Real Estate and against Weis Builders, Inc. ("Weis") of 3701 Algonquin Road, Suite 710, Rolling Meadows, Illinois 60008, as general contractor, and Costco Wholesale Corporation, a Washington corporation, ("Owner") and against the interest of any person claiming an interest in the Real Estate (as hereinafter described) by, through or under Owner.

Claimant further states as follows:

1. On or about April 1, 2000, Owner owned fee simple title to the real estate (including all land and improvements thereon) (the "Real Estate") in Cook County, Illinois, commonly known as Costco Wholesale, at 7300 South Cicero Avenue, Bedford Park, Illinois, and legally described as on the attached.

2. Weis, was the Owner's general contractor for the improvements on the Real Estate. Weis, as general contractor, contracted with Conte, as subcontractor, to furnish all labor, materials, skill, time, services and equipment, necessary to complete all of the Earthwork and all other things necessary for the construction and completion of the new warehouse/office facility

described in the plans, specifications and related documents, all in exchange for payment (collectively the "Subcontract").

3. The Subcontract was entered into and the work was performed by Conte with the knowledge and consent of Owner. Alternatively, Owner specifically authorized Weis and/or Weis's agents to enter into contracts for improvement of the Real Estate. Alternatively, Owner knowingly permitted Weis and/or Weis's agents to enter into contracts for the improvement of the Real Estate. The approximate date on which Conte first performed work was April 1, 2000. The last day of work performed by Conte was September 1, 2000

4. At the special instance and request of Weis, and with the knowledge and consent or acquiescence of Owner, Conte furnished extra and additional materials and extra and additional labor on the Real Estate. Conte completed providing the additional materials and labor at various times.

5. As of the date hereof, there is due, unpaid and owing to Conte, allowing credits for payments, the principal balance of Three Hundred Sixty-Two Thousand Eight Hundred Twenty-Five Dollars and 12 cents (\$362,825.12), for which, with interest, Conte claims a lien on the Real Estate and on the monies or other consideration due or to become due from Owner to Weis under the contract between Owner and Weis.

A. A. CONTE & SON, INC.

By: 

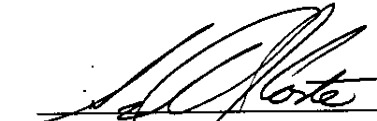
Arturo J. Conte, Pres.

# UNOFFICIAL COPY

STATE OF ILLINOIS )  
                                  ) SS.  
COUNTY OF DUPAGE )

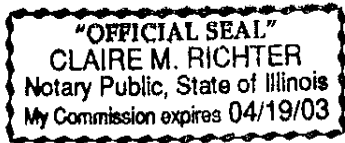
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I, Arturo J. Conte, being first duly sworn on oath, depose and state that I am president of A. Conte & Son, Inc. that I am authorized to execute this Subcontractor's Notice and Claim for Mechanics Lien on behalf of Conte, that I have read the foregoing and know the contents thereof and that the statements contained therein are true.

  
\_\_\_\_\_  
Arturo J. Conte, President

SUBSCRIBED AND SWORN TO  
before me this 6th day  
of December, 2000.

  
\_\_\_\_\_  
Notary Public



THIS INSTRUMENT WAS PREPARED BY AND  
AFTER RECORDING SHOULD BE RETURNED TO:

Douglas C. Tibble  
McBride Baker & Coles  
One Mid America Plaza, Suite 1000  
Oakbrook Terrace, Illinois 60181-4710

## Legal Description:

## PARCEL 1:

THAT PART OF THE NORTHEAST 1/4 OF SECTION 28, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS BEGINNING AT A POINT ON THE SOUTH LINE OF THE NORTH 1373 FEET OF SAID NORTHEAST 1/4, 36.32 FEET WEST OF THE EAST LINE OF THE WEST 1/2 OF THE NORTHEAST 1/4 AFORESAID, THENCE SOUTH AT RIGHT ANGLES TO THE SOUTH LINE OF THE NORTH 1373 FEET AFORESAID, 717 FEET FOR A POINT OF BEGINNING, THENCE CONTINUING SOUTH ON SAID LAST DESCRIBED LINE 266.10 FEET TO THE POINT OF TANGENCY OF A CURVED LINE CONVEX TO THE SOUTHEAST, THENCE SOUTHWESTERLY ON SAID CURVE HAVING A RADIUS OF 247.01 FEET FOR A DISTANCE OF 236.12 FEET TO AN INTERSECTION WITH THE NORTH LINE OF THE SOUTH 120 FEET OF THE SAID NORTHEAST 1/4, THENCE EAST ON THE NORTH LINE OF THE SOUTH 120 FEET OF SAID NORTHEAST 1/4, 222.79 FEET TO THE NORTHWESTERLY LINE OF STATE ROAD, BEING 50.0 FEET AT RIGHT ANGLES FROM THE CENTER LINE OF STATE ROAD, BEING 50.0 FEET AT RIGHT ANGLES FROM THE CENTER LINE OF STATE ROAD, THENCE NORTHEASTERLY ALONG THE NORTHWESTERLY LINE OF STATE ROAD 713.65 FEET, THENCE WEST ALONG A LINE AT RIGHT ANGLES TO THE FIRST DESCRIBED LINE 657.57 FEET TO THE POINT OF BEGINNING IN COOK COUNTY, ILLINOIS

## PARCEL 2:

THAT PART OF THE NORTHEAST 1/4 OF SECTION 28, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:: BEGINNING AT A POINT ON THE SOUTH LINE OF THE NORTH 1373 FEET OF SAID NORTHEAST 1/4, 36.32 FEET WEST OF THE EAST LINE OF THE WEST 1/2 OF THE NORTHEAST 1/4 AFORESAID; THENCE SOUTH AT RIGHT ANGLES TO THE SOUTH LINE OF THE NORTH 1373 FEET AFORESAID, A DISTANCE OF 717 FEET; THENCE EAST AT RIGHT ANGLES TO THE LAST DESCRIBED COURSE 657.57 FEET TO THE NORTHWESTERLY LINE OF STATE ROAD, BEING 50 FEET AT RIGHT ANGLES FROM THE CENTER LINE OF SAID STATE ROAD; THENCE NORTHEASTERLY ALONG THE NORTHWESTERLY LINE OF STATE ROAD, 770.36 FEET TO A LINE 117.07 FEET WEST OF THE EAST LINE OF THE NORTHEAST 1/4 AFORESAID, THENCE NORTH ON SAID LAST DESCRIBED LINE, 212.48 FEET TO THE SOUTH LINE OF THE NORTH 1373 FEET OF SAID NORTHEAST 1/4, THENCE WEST ON SAID LAST DESCRIBED LINE, 1238 FEET TO THE POINT OF BEGINNING; IN COOK COUNTY, ILLINOIS

Permanent Tax No: 19-28-202-010-0000  
19-28-202-011-0000

Commonly known as: 7300 S. Cicero Avenue  
Bedford Park, IL 60638

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