3517/0225 50 001 Page 1 of 5 2002-12-02 15:46:48 Cook County Recorder 19.50

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

Stephen E. Ray John-Paul Lujan Stein, Ray & Harris 222 West Adams Street, Suite 1800 Chicago, Illinois 60606 (312) 641-3700

0021325364

### ORIGINAL CONTRACTOR'S NOTICE AND CLAIM FOR MECHANICS LIEN

STATE OF ILLINOIS )
COUNTY OF COOK )

The claimant, Point to Point Communications, Inc. (referred to herein as "Claimant"), a Louisiana corporation with an address at 107 Nolan Road, Broussard, Louisiana 70518, hereby files its Original Contractor's Notice and Claim for Mechanics Lien and claims a mechanic's lien on the Real Estate (as I ereinafter described) and on all funds held in connection with the improvements constructed on the Real Estate and against the interest(s) of: Waterton Printers Square LLC ("Owner"); Lehman Brothers Holding, Inc. ("Lender"); WorldCom Purchasing, LLC ("WorldCom, LC"); WorldCom Network Services, Inc. ("WorldCom, Inc."); and against the interest(s) of any person claiming an interest in the Real Estate (as hereinafter described) by, through, or under Owner.

#### Claimant states as follows:

1. On or about March 30, 2000, and continuing thereafter, 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 600 South Federal Street, Chicago, Illinois and legally described as follows:

#### PARCEL 1

LOTS 17 TO 32, BOTH INCLUSIVE, AND LOT 43 IN BRAND'S SUBDIVISION OF BLOCK 125 IN THE SCHOOL SECTION ADDITION TO CHICAGO IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS...

#### PARCEL 2

LOT 2, LOT 5 (EXCEPT THE WEST 5.64 FEET OF THE NORTH ½ THEREOF), LOTS 8, 11, 14, 17 AND 20 (EXCEPT THAT PART OF LOTS

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2,5,8,11,14,17 AND 20 LYING WEST OF THE EAST LINE OF THE ALLEY RUNNING NORTH AND SOUTH ACROSS THE REAR OF SAID LOTS AS LOCATED ON JULY 1, 1969) IN GOODHUE'S SUBDIVISION OF BLOCK 126 IN THE SCHOOL SECTION ADDITION TO CHICAGO IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

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- 2. On information and belief, WorldCom, LLC and WorldCom, Inc. were Owner's agents and/or lessees under contract with Owner for the improvements to the Real Estate.
- 3. On crabout March 1, 2000 WorldCom, LLC, as agent and/or lessee of Owner, entered into a master services agreement with Claimant to provide all necessary labor and equipment to properly perform the installation and testing services for certain telecommunications transmission systems and ancillary equipment, as more fully described in the agreement, for construction on and improvements to the Real Estate (the "2000 Master Agreement").
- 4. Subsequently, WorldCorn Inc. entered into a master services agreement dated January 1, 2002 with Claimant to provide all necessary labor and equipment to properly perform the installation and testing services for certain telecommunications transmission systems and ancillary equipment, as more fully described in the agreement, for construction on and improvements to the Real Estate (the "2002 Master Agreement").
- 5. From time to time, WorldCom, LLC orderer specific installation and testing services from Claimant by issuing written purchase orders in Claimant in accordance with the 2000 Master Agreement, which purchase orders later became governed by the 2002 Master Agreement.
- 6. On or about February 22, 2001, WorldCom, LLC issued a written purchase order, originally numbered 4570143794, to Claimant requesting certain services for the telecommunications transmission systems on the Real Estate in the amount of \$8,924,301.00 (the "Purchase Order"). The Purchase Order was later renumbered to 4570200436 under the 2002 Master Agreement.
- 7. The 2000 Master Agreement, 2002 Master Agreement and Purchase Order were entered into by Worldcom, LLC and WorldCom, Inc. and the work was performed by Claimant with the knowledge and consent of Owner. Alternatively, Owner authorized or knowingly permitted WorldCom, LLC and WorldCom, Inc. to enter into contracts for improvements to the Real Estate. Alternatively, Owner knowingly permitted Claimant to perform work to improve the Real Estate.
  - 8. Claimant last performed work on the Real Estate under the Purchase Order

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on June 15, 2002.

As of the date hereof, there is due, unpaid and owing to Claimant, after allowing all credits, Twenty Two Thousand Four Hundred and Eighty Two Dollars and Fifty-Four Cents (\$22,482.54), for which, with statutory interest, Claimant claims a lien on the Real Estate.

Dated: December 2, 2002

Proberty of Cook County Clerk's Office POINT TO POINT COMMUNICATIONS, INC.

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STATE OF ILLINOIS	)	
	)	SS.
COUNTY OF COOK	)	

### **AFFIDAVIT**

I, John-Paul Lujan, being first duly sworn, depose and state that I am one of the attorneys for the Claimant, Point to Point Communications, Inc., that am authorized to execute this Affidavit on behalf of Claimant, that I have read the foregoing Original Contractor's Notice and Claim for Mechanic's Lien and know the contents thereof, and that the statements contained therein are true.

John-Paul Lujan

Subscribed and sworn to before me this \_\_\_\_\_ day of December, 2002.

Notary Public

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

Stephen E. Ray John-Paul Lujan Stein, Ray & Harris 222 West Adams, Suite 1800 Chicago, Illinois 60606 (312) 641-3700 OFFICIAL SEAL
PATRICIA M TELL
NOTATY PUBLIC, STATE OF ILLINOIS
MY COMMY SELECT MARKET PROPERTY IN THE PROPERTY

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Address: 600 South Federal Street, Chicago, Illinois

0021325364

### **CERTIFICATE OF SERVICE**

I, John-Paul Lujan, an attorney, on oath, depose and state that on December  $\frac{2}{2}$ , 2002, I recorded this Original Contractor's Claim for Mechanics Lien with the Cook County Recorder of Deeds and served same by sending a duplicate original thereof to the following entities at the addresses indicated by (a) regular mail; and (b) certified mail, return receipt requested, delivery limited to addressee only.

MCI WorldCom Network Services, Inc. f/k/a MCI Telecommunications Corporation c/o Prentice Hall Corporation 33 North LaSalle Street Chicage, Winois 60602

Waterton Printers Square LLC c/o Peter M. Vilir (Registered Agent) 225 W. Washington St. Suite 1640 Chicago, Illinois 60606

Lehman Brothers Holding, Inc. c/o Prentice Hall Corporation 33 North LaSalle Street Chicago, Illinois 60602

Paul Lujan

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