UNOFFICIAL COMB/0030 16 001 Page 1 o

2000-04-10 12:19:26

Cook County Recorder

16.50

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

00249620

Robert J. Harris Stein, Ray & Harris 222 West Adams Street Suite 1800 Chicago, Illinois 60606 (312) 641-3700

SUPCONTRACTOR'S NOTICE AND CLAIM FOR MECHANICS LIEN

STATE OF ILLINGIS)
COUNTY OF COOK)

The Claimant, Siever Mechanical Services, Inc., an Illinois corporation, with an address at 2095 Hammond Drive, Schaumburg, Illinois 60173 ("SMS"), hereby files its Subcontractor's Notice and Craim for Mechanics Lien on the Real Estate (as hereinafter descried) and on all funds held in connection with the improvements constructed on the Real Estate and agains Consolidated Engineering Corporation, Inc., a Georgia corporation, which has an office at 1971 McCollum Parkway, NW, Kennesaw, Georgia 30144 ("CEC"), as general contractor, and against Centerpoint Properties Corporation, 1808 Swift Drive, Oak Brook. IL 60523 ("Owner") and against the interest of any person claiming an interest in the Real Estate (as hereinafter described by, through or under Owner, including Rolle (Corporation, LaSalle National Bank and The Northern Trust Company.

SMS states as follows:

1. Since at least May 18, 1999, Owner has owned fee simple title to the real estate (including all land and improvements thereon) (the "Real Estate") in Cook County, Illinois, commonly known as 800 Chase Avenue, Elk Grove Village, Prinois and legally described as follows:

LOT 1 IN CENTERPOINT CHASE SUBDIVISION, BEING A RESUBDIVISION OF LOT 220 IN CENTEX INDUSTRIAL PARK UNIT 117, A SUBDIVISION OF PART OF THE SOUTH WEST 1/4 OF SECTION 27, TOWNSHIP 41 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

2. The Permanent Real Estate Tax Number of the Real Estate is:

08-27-303-078.

- 3. Rollex Corporation, 2001 Lunt Avenue, Elk Grove Village, Illinois 60007 ("Rollex") was Owner's agent for the improvements on the Real Estate.
- 4. On information and belief, Rollex, as agent of Owner, made a contract with CEC, for services to be performed for the improvements on the Real estate (the "Prime Contract").
- 5. Owner authorized Rollex to enter into contracts to improve the Real Estate. Alternatively, Owner knowingly permitted Rollex to enter into contracts to improve the Real Estate.
- 6. On or about May 18, 1999, CEC, as general contractor, made a written subcontract with SMS, as subcontractor, under which SMS agreed to provide labor, material and apparatus for equipment for the piping, electrical, sheet metal, machinery moving, and fire protection and general construction trade work through subsequent change orders, necessary to install a 38" Coil Coating Line and other work on the Real Estate in exchange for payment in the original contract sum of \$925,000 (the "Subcontract").
- 7. The Subcontract was entered into ry CEC and the work was performed by SMS with the knowledge and consent of Owne; and Rollex. Alternatively, Owner or Owner's agent, Rollex, authorized CEC to enter into subcontracts to improve the Real Estate. Alternatively, Owner or Owner's agent, Rollex, knowingly permitted CEC to enter into subcontracts to improve the Real Estate.
- 8. At the special instance and request of CEC, SMS furnished extra and additional materials and extra and additional labor on the Real Estate to the value of \$1,931,175.93. SMS completed providing the additional material and lebor at various times.
- 9. On March 10, 2000, SMS completed all work required to be performed under the Subcontract.
- 10. As of the date hereof, there is due, unpaid and owing to SMS the balance of Six Hundred Seventy One Thousand, Eight Hundred Forty One and 10/100 (\$671,841.10) Dollars for which, with interest, SMS claims a lien on the Real Estate and on the monies or other consideration due or to become due CEC under the contract between Rollex and CEC.

UNOFFICIAL COP Y 249620 Page 3 of 5

Dated: April 10, 2000.

SIEVERT MECHANICAL SERVICES, INC.

By:

Property of Cook County Clerk's Office

UNOFFICIAL COP 9249620 Page 4 of 5

STATE OF ILLINOIS)
)\$8
COUNTY OF COOK)

AFFIDAVIT

Cynthia Sievert Jones being first duly sworn, deposes and states that she is the President of Sievert Mechanical Services, Inc., that she is duly authorized to make this affidavit on its behalf that she has read the foregoing Subcontractor's Notice and Claim for Mechanic's Lion, knows the contents thereof, and that the statements contained therein are true.

SIEVERT MECHANICAL SERVICES, INC.

Rν

Cynthia Sievert Jones

Title: President

SUBSCRIBED AND SWORN to before me this day of ________, 2000

Notary Public

SERVICE LIST

BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, RESTRICTED DELIVERY

Centerpoint Properties Corporation 1808 Swift Drive Oak Brook, Illinois 60523 Attn: John Gates, CEO

Centerpoint Properties Corporation 11 East Chase Street Baltimore, Maryland 21202 Attn: Prentice Hall Corporation

The Northern Trust Company
50 South LaSalle Street
Chicago, Illinois 60675
Attn: William A. Osborn, CEO
Attn: Barry G. Hastings, President

Rollex Corporation 2001 Lunt Avenue Elk Grove Village, Illinois 60007 Attn: Bruce Stevens II, Registered Agent

LaSalle National Bank
135 South LaSalle Street
Chicago, Illinois 60603
Attn: John C. Hein, Senior Vice President
Attn: Norman R. Bobins, CEO/President

Consolidated Engineering Company, Inc.
1971 McCollum Parkway, NW
Kennesaw, Georgia 30144-3651
Attn: Paul E. Crafton, Registered Agent
Attn: Herbert Johnson, Project Manager