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4. At the special instance and request of Contractor, lien claimant furnished extra and additional materials and extra additional labor for said premises in the amount of \$126,878.34.

5. On October 31st, 2003, Lien Claimant substantially completed all required by said contract and extras to be done.

6. Owner, or the agent, architect or superintendent of Owner do not reside in said County.

7. On information and belief, the labor, materials, supplies, equipment and services for said work and in the improvement of the aforementioned premises performed and supplied by Lien Claimant was done with the knowledge and consent of the Owner.

8. Contractor is entitled to credits on account thereof as follows: \$1,301,450.99 leaving due, unpaid and owing to Lien Claimant, after allowing all credits, the sum of \$145,427.35 for which, with interest, lien claimant claims a lien on the premises and improvements and to monies or other considerations due or to become due from Owner under said contract between Contractor and Owner.

9. Notice has been duly given to Owner, and the Contractor as required by the Illinois Mechanics' Lien Act, 770 ILCS 60/24 (West, 1998). On information and belief notice has also been given to the Owner and others pursuant to 770 ILCS 60/5 (West, 1998).

BENSON CONSTRUCTION COMPANY

By: Mark W. Berglund

MARK BERGLUND,
PRESIDENT

Legal Description:

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LOT 1 IN G.M. LIMITED PARTNERSHIP-CONSOLIDATION IN THE NORTHWEST 1/4 OF SECTION 19, TOWNSHIP 41 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN IN THE CITY OF EVANSTON IN COOK COUNTY ILLINIOS, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 22, 1996 AS DOCUMENT NUMBER 96 891 657, AND CONFIRMATION AND RATIFICATION OF CONSOLIDATION PLAT RECORDED JULY 31, 2000 AS DOCUMENT NUMBER 00577569.

AND

LOT 1, 2, AND 3 IN F. B. BREWER'S SUBDIVISION OF THE SOUTH 137 FEET (EXCEPT RAILROAD) OF THE NORTH 312 FEET OF BLOCK 1 OF SNYDER'S ADDITION TO EVANSTON, A SUBDIVISION OF THE NORTH 1/2 OF THE NORTHWEST 1/4 EAST OF RAILROAD AND WEST OF CHICAGO AVENUE OF SECTION 19, TOWNSHIP 41 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS

EXCEPTING THEREFROM THE FOLLOWING;

THAT PART OF LOTS 1, 2 AND 3 IN F. B. BREWER'S SUBDIVISION OF THE SOUTH 137 FEET (EXCEPT THE RAILROAD) OF THE NORTH 312 FEET OF BLOCK 1 IN SNYDER'S ADDITION TO EVANSTON, A SUBDIVISION OF THE NORTH 1/2 OF THE NORTHWEST 1/4 EAST OF THE RAILROAD AND WEST OF CHICAGO AVENUE, IN SECTION 19, TOWNSHIP 41 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN THE CITY OF EVANSTON, TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF 613.88 FEET ABOVE THE NATIONAL GEODETIC VERTICAL DATUM OF 1929 (NGVD 29) AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF 604.00 FEET ABOVE THE NATIONAL GEODETIC VERTICAL DATUM OF 1929 (NGVD 29) DESCRIBED AS FOLLOWS;

COMMENCING AT THE SOUTHEAST CORNER OF LOT 3 IN BREWERS SUBDIVISION, AFORESAID, BEING ALSO THE NORTHEAST CORNER OF LOT 1 IN G.M. LIMITED PARTNERSHIP CONSOLIDATION, IN SAID SECTION 19; THENCE NORTH 00 DEGREES 18 MINUTES 00 SECONDS WEST ALONG THE EASTERLY LINE OF SAID LOT 3 A DISTANCE OF 38.25 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 87 DEGREES 29 MINUTES 10 SECONDS WEST 2.97 FEET; THENCE SOUTH 00 DEGREES 15 MINUTES 16 SECONDS EAST 22.02 FEET; THENCE SOUTH 87 DEGREES 29 MINUTES 10 SECONDS WEST 45.16 FEET; THENCE NORTH 02 DEGREES 30 MINUTES 60 SECONDS WEST, 18.83 FEET; THENCE SOUTH 87 DEGREES 29 MINUTES 10 SECONDS WEST, 13.42 FEET; THENCE SOUTH 02 DEGREES 30 MINUTES 50 SECONDS EAST, 18.83 FEET; THENCE SOUTH 87 DEGREES 29 MINUTES 10 SECONDS WEST, 16.08 FEET; THENCE NORTH 02 DEGREES 30 MINUTES 50 SECONDS WEST 21.00 FEET; THENCE SOUTH 87 DEGREES 29 MINUTES 10 SECONDS WEST, 15.50 FEET; THENCE SOUTH 02 DEGREES 30 MINUTES 50 SECONDS EAST, 21.00 FEET; THENCE SOUTH 87 DEGREES 29 MINUTES 10 SECONDS WEST 11.67 FEET; THENCE NORTH 02 DEGREES 30 MINUTES 50

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SECONDS WEST 4.33 FEET; THENCE SOUTH 87 DEGREES 29 MINUTES 10 SECONDS WEST 40.08 FEET; THENCE NORTH 02 DEGREES 30 MINUTES 50 SECONDS WEST 14.50 FEET; THENCE SOUTH 87 DEGREES 29 MINUTES 10 SECONDS WEST 9.08 FEET; THENCE SOUTH 02 DEGREES 30 MINUTES 50 SECONDS EAST 18.83 FEET; THENCE SOUTH 87 DEGREES 29 MINUTES 10 SECONDS WEST, 30.48 FEET; THENCE NORTH 10 DEGREES 08 MINUTES 25 SECONDS WEST 68.59 FEET; THENCE NORTH 87 DEGREES 29 MINUTES 10 SECONDS EAST 192.92 FEET; THENCE SOUTH 00 DEGREES 15 MINUTES 16 SECONDS EAST 22.02 FEET; THENCE NORTH 87 DEGREES 29 MINUTES 10 SECONDS EAST 2.95 FEET TO A POINT ON THE EASTERLY LINE OF SAID LOT 3; THENCE SOUTH 00 DEGREES 18 MINUTES 00 SECONDS EAST ALONG SAID EASTERLY LINE, 22.02 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY ILLINIOS.

EXCEPTING THOSE PORTIONS OF THE PROPERTY ON WHICH THE BUILDINGS COMMONLY KNOWN AS 1222 CHICAGO AVENUE, EVANSTON, ILLINIOS AND 1224 CHICAGO AVENUE, EVANSTON, ILLINIOS LIE UPON.

Property of Cook County Clerk's Office