

SUBCONTRACTOR'S NOTICE AND CLAIM FOR LIEN

STATE OF ILLINOIS (COUNTY OF COOK (COUNTY OF COUNTY OF COUNTY OF COOK (COUNTY OF COUNTY OF C

Doc#: 0625639050 Fee: \$31.50 Eugene "Gene" Moore RHSP Fee: \$10.00 Cook County Recorder of Deeds Date: 09/13/2006 03:43 PM Pg: 1 of 17

The Claiment, POWER & LIGHTING SYSTEMS, INC., of County of Cook and State of Illinois, hereby files. Notice and Claim for Lien against the following:

Owners:

Midwest Bank and Trust Co., a: Trustee under trust agreement dated June 7, 2001, and known as Trust No. 01-6-7862; Fulton Place, Inc.

Contractor: Greif Properties, Inc.

Mortgage Holders:

Midwest Bank and Trust Company a/k/a Midwest Pank of Hinsdale' Builders Bank; and 641 W. Lake Street, LLC.

On March 17, 2005, the Owners owned the following described remises:

See Legal description attached as "Exhibit A."

P.I.N. Nos:

17-09-312-002-0000

17-09-312-003-0000

17-09-312-006-0000

17-09-312-007-0000

a/k/a: 655-661 West Fulton, Chicago, IL 60661, "Fulton Place"

This document was prepared by: Stephen Burriesci Law Office of Stephen Burriesci 200 W. Adams, Suite 1005 Chicago, IL 60606 Tel: 312.236.5151. Fax: 312.236.0884

After recording, Mail to preparer Stephen Burriesci 200 W. Adams, Suite 1005 Chicago, IL 60606 Page 1 of 8

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This land and all improvements upon it are referred to as "the premises." The Owners continue to own the premises to date.

On or before March 17, 2005, Owners entered into a contract with Greif Properties, Inc., for Greif Properties, Inc., to provide general contracting services, for the construction of a condominium building upon the premises.

On or about March 17, 2005, Greif Properties, Inc., with the knowledge and/or approval and/or consent of the Owners, entered into a written contract with Claimant, for the Claimant to furnish and/or install electrical related work and materials and services on and for the premises, including but not limited to temporary power and lighting, installation of all new lighting and lamps, installation of exit and emergency lighting systems, new power devices, telephone outlets, underground uilig service conduits, fire alarm system, power feed and hood up for HVAC equipment, main electrical service, fire pump and jockey pump feeds, elevator power, electronic door intercom and entry system, value engineering of power distribution system, for \$841,000.00. In the alternative, Greif Properties, Inc., was Owners' agent with authority to contract for the Owners for ingrovements to the Premises, and on March 17, 2005, Greif Properties, Inc., entered into the written subcontract with Claimant, for Claimant to provide these materials and labor and services for this amount, with the knowledge and/or approval and/or consent of the Owners. Greif Properties, Inc., with the knowledge, consent and/or approval of the Owners, ordered the Claimant to furnish extra materials and labor (including vault change order, revised; second floor upgrades; and thir it floor upgrades) of the value of \$20,991.00 making Claimant's total contract amount the sure of \$861,991.00. The Owners' Agent, with the consent, knowledge and/or approval of the Owners), accepted the contract for improvements.

On June 14, 2006, Greif Properties, Inc., wrongfully terminated the contract and prevented Claimant from completing same. Claimant last provided labor and materials on this date, June 14, 2006. At this time of wrongful termination, Claimant completed the following amount: \$726,741.45; Claimant provided labor and materials to the value of \$726,741.45. The reasonable value of the materials, labor, and services Claimant provided is at least this amount.

Greif Properties, Inc. and/or Owners are entitled to credits on account thereof as follows: \$588,450.00 in payments made to Claimant. Leaving due unpaid and owing to the Chimant the balance of \$138,291.45, for which, with interest, Claimant claims a lien on the Premiles and monies or other considerations due or to become due from the Owners and Greif Properties, Inc.

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POWER & LIGHTING SYSTEMS, INC.

Property of County Clark's Office

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STATE OF ILLINOIS)
COUNTY OF COOK)

The Affiant, Timothy Spierowski, being first duly sworn on oath, deposes and states that he is the President for POWER & LIGHTING SYSTEMS, INC., that he has read the foregoing claim for lier ("Fulton Place") and knows that the contents thereof; and that all statements therein contained are true.

SUBSCRIBED AND SWORN TO BEFORE ME September 31 2000

NOTARY PUBLIC

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ASHLEY P TERMA
NOTARY PUBLIC - STATE OF CLASS
MY COMMISSION EXPIRES SALAY

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Exhibit A

Legal Description:

PARCEL 1:

LOTS 4, 5 AND 6 IN BLOCK 63 IN CANAL TRUSTEES' SUBDIVISION OF BLOCKS AND LOTS IN THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN (SAID SUBDIVISION BEING ALSO KNOWN AS PART OF THE ORIGINAL TOWN OF CHICAGO), IN COOK COUNTY ILLINOIS.

17-09-312-003-0000

PARCEL 2:

LOTS 7, 8, AND 9 IN PLOCK 63 IN CANAL TRUSTEES' SUBDIVISION IN THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

17-09-312-002-0000: Lots 7 and 8

17-09-312-006-0000: Lot 9

PARCEL 3:

THAT PART OF LOTS 10 AND 11 IN THE SUBDIVISION OF BLOCK 63 IN THE CANAL TRUSTEE'S SUBDIVISION OF THE LOTS AND BLOCKS IN THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14. EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SALD LOT 10, THENCE SOUTH ALONG THE EAST LINE OF SAID LOT 10 TO THE SOUTHEAST CORNER OF SAID LOT 10, THENCE WEST ALONG THE SOUTH LINE OF SAID LOT 10 FOR A DISTANCE OF 3.12 FEET, THENCE NORTHWESTERLY ALONG A STRAIGE? LINE TO A POINT ON THE NORTH LINE OF SAID LOT 11, 8.53 FEET WEST OF THE NORTHEAST CORNER OF SAID LOT 11, THENCE EAST ALONG THE NORTH LINE OF SAID LOTS 10 AND 11 TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS. 17-09-312-007-0000

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SERVICE LIST

Via certified mail#70060100000087680852 restricted delivery, return receipt requested

Midwest Bank and Trust Co., as Trustee under trust agreement dated June 7, 2001, and known as Trust No. 01-6-7862
Attention: Juanita Chandler
1606 N. Harlem Ave.
Elmwood Park, IL 60707

Via certified nvs. 1270060100000087680869 restricted delivery, return receipt requested

Midwest Bank and Trust Cc., as Trustee under trust agreement dated rune 7, 2001, and known as Trust No. 01-6-7362
Attention: Juanita Chandler
1606 W. Harlem Ave.
Elmwood Park, IL 60707

<u>Via certified mail#70060100000087680876</u> <u>restricted delivery, return receipt</u> requested

Fulton Place, Inc. Attention: Sam Macaluso, registered agent 1018 E. 31st Street LaGrange Park, IL 60526

Via certified mail#70060100000087680883 Restricted delivery, return receipt requested

Fulton Place, Inc.
Attention: Gregory Grief, President
657 W. Fulton Street
Chicago, IL 60661

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After recording, Mail to preparer Stephen Burriesci 200 W. Adams, Suite 1005 Chicago, IL 60606 Page 6 of 8

Via certified mail#70060100000087680906 Restricted delivery, return receipt requested

Greif Properties Inc.
Attention: Sam Macaluso, registered agent 1018 E. 31st Street
LaGrange Park, IL 60526

Via certified mail#70060100000087680913 Restricted delivery, return receipt requested

Greif Properties Inc.
Attention: Gregory Grief, President
2350 Greenwood Ave
Wilmette, IL 60091

Via certified mail#70060100000087680920 Restricted delivery, return receipt requested

Midwest Bank & Trust Company a/k/a
Midwest Bank - Hinsdale
Hinsdale Banking Center
Adention: Mary Hentrhorn
500 W. Chestnut
Hinsdale, 1L 50521

Via certified med #70060100000087680999 Restricted delivery, return receipt requested

641 W. Lake Street, LLC
Attention: Daniel Kaplan, registered agent
641 W. Lake Street, Suite 401
Chicago, IL 60661

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Via certified mail#70060100000087681002 Restricted delivery, return receipt requested

Builders Bank Attention: Michael C. Winter 225 N. LaSalle St.

Chicago, IL 60601

Via certified mail#70060100000087681019 Restricted delivery, return receipt requested

Chicago Town Construction, Inc. Attention: Steven M. Harris, Registered Agent 640 N. LaSalle St., Suite 590 Chicago, IL 60610-0000

Via certified mail#700601000000057681926 Restricted delivery, return receipt requested

Estructuras, Inc.

Attention: Christopher Wojcicki, Registered Agent 1580 N. Northwest Highway, Suite 222 Park Ridge, IL 60068-0000

Via certified mail#70060100000087681033 Restricted delivery, return receipt requested

Enterprise Industries, Inc.
Attention: James Richert, Registered Agent 10723 W. 159th St.
Orland Park, IL 60467-0000

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Via certified mail#70060100000087681040 Restricted delivery, return receipt requested

Lichtenwald-Johnston Iron Works Co. Attention: Paul Rosenberg, Registered Agent 7840 Lehigh Ave. Morton Grove, IL 60053-2707

Via certified mail#70060100000087681057 Restricted delivery, return receipt requested

Reinke Gypsum Supply Co., Inc. Attention: Donald Olson, Registered Agent 2440 S. Wolf Road Des Plaines, IL 60018-2604

Via certified mail#70060100000087681064 Restricted delivery, return receipt requested

Ornoff's Welding Services, Inc.
Attention: Lawrence Freedman, Registered Agent
77 W. Washington, Suite 1211
Chicago, IL 60602-2901

Via certified mail#70060100000087681071 Restricted delivery, return receipt requested

Big John's Contractors Inc.
Attention: John Davis Registered Agent 9909 W. Roosevelt Roac, Svite 208B
Westchester, IL 60154-0000

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Coot County Clart's Office

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PROOF OF SERVICE BY CERTIFIED MAIL, RESTRICTED DELIVERY

Under penalties of perjury and as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, I swear under oath and under penalties of perjury that I mailed a true and accurate copy of this notice and claim to each person listed on this service list, via certified mail, return receipt requested, restricted delivery, as stated on the service list, with proper postage prepaid, at a U.S. Post Office on 1 September 2006.

Stephen Burriesci

SUBSCRIBED AND SWORN TO

BEFORE ME THIS 1st DAY

OF September 10

NOTARY PUBLIC State of Line of

This document was prepared by: Stephen Burriesci Law Office of Stephen Burriesci 200 W. Adams, Suite 1005 Chicago, IL 60606 Tel: 312.236.5151. Fax: 312.236.0884

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CABravae Park, IL 60526 U.S. Postal Service in CERTIFIED MAIL: RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) For delivery informatic ۲Ü, \$0.63 Ф 0012 Postage Certifled Fee \$2.40 Return Receipt Fee (Endorsement Required) Postmark \$3,20 Restricted Delivery Fee (Endorsement Required) \$3.70 Total Postage & Fees \$9.93 09/01/2006 GEATHU: Gryon Gral Properties in City, State, ZIP. 6000 Jilm itte TL

U.S. Postal Service™

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Return Receipt Fee (Endorsement Required)

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Total Postage & Fees

CHICAGOCIL 60661

Postage

Certified Fee

Return Receipt Fee (Endorsement Required)

Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees

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U.S. Postal Service CERTIFIED MAIL RECEIPT 087 (Domestic Mail Only: No Insurance Coverage Provided)

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For delivery information

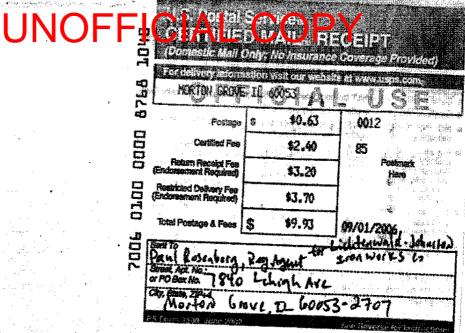
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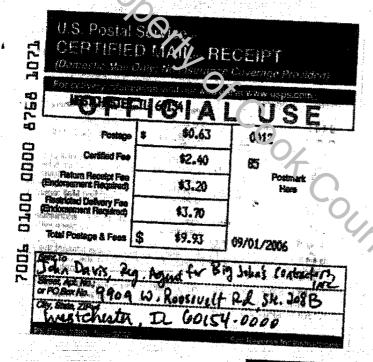
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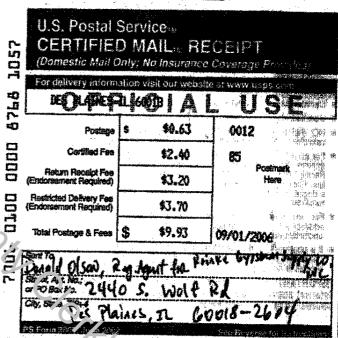
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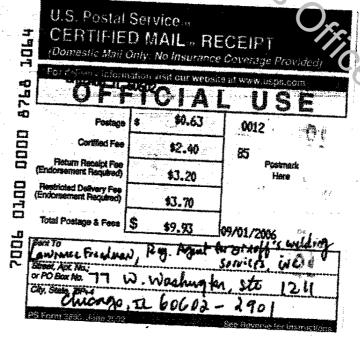
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MasterCard Account #:

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Approval #:

035812

- Transaction #:

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*** IMPORTANT: For Return

กลceipt (Electronic), wait one ary, go to www.usps.com; select Track & Confirm; enter label

number(s); select 'Request Return Kese pt (Electronic)';

enter your name and email address. Please make your

request within 60 days.

Bill#:1000300032934 Clerk:85

All sales final on stamps and postage. Refunds for guaranteed services only. Thank you for your business. Customer Copy