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MECHANIC'S LIEN:

CLAIM

STATE OF ILLINOIS }

COUNTY OF Cook }



Doc#: 0834056057 Fee: \$30.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 12/05/2008 02:19 PM Pg: 1 of 2

SCURTO CEMENT CONSTRUCTION, LTD.

CLAIMANT

-VS-

Arboretum of South Barrington, LLC
Village Roadshow Gold Class Cinemas LLC
Teachers' Retirement System of Alabama
The Employees' Retirement of Alabama
Eurohypo AG, New York Branch
WEIS BUILDERS, INC.

DEFENDANT(S)

The claimant, **SCURTO CEMENT CONSTRUCTION, LTD.** of Gilberts, IL 60136, County of **Kane**, hereby files a claim for lien against **WEIS BUILDERS, INC.**, contractor of 1701 Golf Road, Tower 3 Suite 1200, Rolling Meadows, State of IL and **Arboretum of South Barrington, LLC** Chicago, IL 60611 **Village Roadshow Gold Class Cinemas LLC (lessee)** Chicago, IL 60604 {hereinafter referred to as "owner(s)"} and **Teachers' Retirement System of Alabama** Montgomery, Alabama 36130 **The Employees' Retirement of Alabama** Montgomery, Alabama 36130 **Eurohypo AG, New York Branch** New York, New York 10036 {hereinafter referred to as "lender(s)"} and states:

That on or about **12/10/2007**, the owner owned the following described land in the County of **Cook**, State of Illinois to wit:

Street Address: **Gold Class Cinemas Arboretum 100 W. Higgins Road, Building N.S. Barrington, IL:**

A/K/A: **Lot 8 in the Arboretum of South Barrington Second Resubdivision being a subdivision of part of the Northeast 1/4 and the Southeast 1/4 of Section 33, Township 42 North, Range 9, East of the Third Principal Meridian in the County of Cook in the State of Illinois.**

A/K/A: **TAX # 01-33-200-007; 01-33-200-012; 01-33-200-013; 01-33-200-015**

and **WEIS BUILDERS, INC.** was the owner's contractor for the improvement thereof. In the alternative, contractor contracted to improve the owner's property with the owner's authority or knowing permission.

That on or about **12/10/2007**, said contractor made a subcontract with the claimant to provide **labor and material for concrete work** for and in said improvement, and that on or about **09/04/2008** the claimant

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completed thereunder all that was required to be done by said contract.

The following amounts are due on said contract:

Contract	\$570,622.00
Extras/Change Orders	\$24,017.00
Credits	\$0.00
Payments	\$504,427.00
 Total Balance Due	 \$90,212.00

leaving due, unpaid and owing to the claimant after allowing all credits, the sum of **Ninety-Thousand Two Hundred Twelve and no Tenths (\$90,212.00) Dollars**, for which, with interest, the Claimant claims a lien on said land, beneficial interests, if any, and improvements, and on the moneys or other considerations due or to become due from the owner under said contract.

To the extent permitted by law, all waivers of lien heretofore given by claimant, if any, in order to induce payment not received are hereby revoked. Acceptance of payment by claimant of part, but not all, of the amount claimed due hereunder shall not operate to invalidate this notice.

IN WITNESS WHEREOF, the undersigned has signed this instrument on **November 19, 2008**.

SCURTO CEMENT CONSTRUCTION, LTD.

X Teresa A. Brown
By: Teresa A. Brown Vice President

Prepared By:
SCURTO CEMENT CONSTRUCTION, LTD.
389 Sola Drive
Gilberts, IL 60136

VERIFICATION

State of Illinois

County of Kane

The affiant, Teresa A. Brown, being first duly sworn, on oath deposes and says that the affiant is Vice President of the claimant; that the affiant has read the foregoing claim for lien and knows the contents thereof; and that all the statements therein contained are true.

X Teresa A. Brown
Teresa A. Brown Vice President

Subscribed and sworn to
before me this **November 20, 2008**.

✓ Mary Del Vecchio
Notary Public's Signature

