



Doc#: 0902934006 Fee: \$37.00
Eugene "Gene" Moore RHSP Fee:\$10.00
Cook County Recorder of Deeds
Date: 01/29/2009 08:24 AM Pg: 1 of 11

SUBCONTRACTOR'S NOTICE AND CLAIM FOR LIEN ON LEASEHOLD IMPROVEMENTS

STATE of ILLINOIS) ss:
COUNTY of COOK

Claimant, **Automatic Building Controls, Inc.**, 3315 Algonquin Rd., Ste. 550, Rolling Meadows, IL 60008 of **Cook, State of Illinois** hereby files a notice and claim for lien against **GD 22 W. Washington, LLC**, c/o Golub Real Estate Corp., 625 N. Michigan Ave., Chicago, IL 60611, Owner, **CBS Broadcasting, Inc.**, 22 W. Washington, Chicago, IL 60602, Lessee and **Popper Construction Company**, 643 N. Orleans Street, Chicago, IL 60602, Contractor, and states:

That on **June 9, 2007**, the owner(s) owned the following described land in the County of **Cook**, State of Illinois to wit:

PIN #'s: 17-09-451-003-0000; 17-09-451-004-0000; 17-09-451-005-0000; 17-09-451-006-0000; 17-09-451-007-0000; 17-09-451-008-0000; 17-09-451-012-0000; 17-09-451-017-0000; 17-09-451-018-0000; 17-09-451-019-0000, see attached legal description, all in the County of Cook, State of Illinois.

Commonly known as: CBS Broadcasting, Inc., 22 W. Washington, Chicago, IL 60602

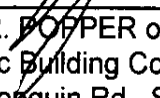
That on **June 9, 2007** said contractor made a subcontract with claimant to provide **HVAC Controls work, related materials and/or labor**, for said improvement and that on **December 1, 2008**, claimant completed delivery of materials and/or labor to the value of **\$361,396.50**

That said contractor is entitled to credits on account as follows: **\$238,500.00.**

leaving a balance due, unpaid and owing to claimant and, after allowing all credits, the sum of **\$122,896.50** for which, with interest, claimant claims a lien on said land and improvement and on the monies or other considerations due or to become due from the owner under said contract against said contractor and owner(s).

Automatic Building Controls, Inc.

BY:


ALLAN R. POPPER of Lianguard, Inc., Agent for
Automatic Building Controls, Inc.
3315 Algonquin Rd., Ste. 550, Rolling Meadows, IL 60008

File No.: 84986-9-1

7/11
1/29/09

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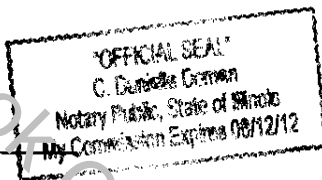
STATE of ILLINOIS) ss.
COUNTY of DUPAGE)

Affiant, **ALLAN R. POPPER**, being first duly sworn, on oath deposes and says that he is the agent of claimant, and that he has read the foregoing notice and claim for lien and knows the contents thereof; and that all statements therein contained are true.

ALLAN R. POPPER, of Lienguard, Inc., Agent for
Automatic Building Controls, Inc.
3315 Algonquin Rd., Ste. 550, Rolling Meadows, IL 60008

SUBSCRIBED AND SWORN to before me
on January 26, 2009

C. Danielle Doman
C. DANIELLE DOMAN, Notary Public



File No: 84986-8-1

Prepared by: Allan R. Popper
Lienguard, Inc.
1000 Jorie Blvd., Ste. 270
Oak Brook IL 60523

Mail to: **Lienguard, Inc.**
1000 Jorie Blvd., Ste. 270
Oak Brook, IL 60523

Priority of Cook County Clerk's Office

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EXHIBIT "A"

LEGAL DESCRIPTION OF REAL ESTATE

MEDIA TOWER PARCELS

PARCEL MT-1

(UPPER LIMIT -85.50 C.C.D. AND NO LOWER LIMIT)

THAT PART OF A TRACT OF LAND CONSISTING OF ALL LOTS, STREETS AND ALLEYS WITHIN BLOCK 37 OF ORIGINAL TOWN OF CHICAGO IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST OF THE WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, ALL TAKEN AS A TRACT LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF -85.50 FEET CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARY PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE NORTH 00°01'10" EAST, ALONG THE WEST LINE THEREOF, 131.13 FEET TO THE PROPERTY LINE OF THE COMMONWEALTH EDISON COMPANY; THE NEXT 3 COURSES BEING ALONG SAID COMMONWEALTH EDISON COMPANY PROPERTY LINE AND THE EASTERLY EXTENSION THEREOF; THENCE SOUTH 89°58'46" EAST, 54.00 FEET; THENCE SOUTH 00°01'22" EAST, 4.67 FEET; THENCE SOUTH 89°58'46" EAST, 21.82 FEET; THENCE SOUTH 50°07'57" EAST, 28.58 FEET; THENCE SOUTH 90°00'00" EAST, 71.66 FEET; THENCE SOUTH 41°59'02" EAST, 34.44 FEET; THENCE SOUTH 34°03'23" EAST, 10.33 FEET; THENCE SOUTH 43°07'59" EAST, 37.49 FEET; THENCE SOUTH 00°00'00" WEST, 50.89 FEET TO A POINT ON THE SOUTH LINE OF BLOCK 37, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE SOUTH LINE OF BLOCK 37, AFORESAID, A DISTANCE OF 223.96 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONTAINING 24,836 SQUARE FEET OR 0.5702 ACRES, MORE OR LESS.

PARCEL MT-2

(UPPER LIMIT -0.50 C.C.D. LOWER LIMIT -85.50 C.C.D.)

THAT PART OF A TRACT OF LAND CONSISTING OF ALL LOTS, STREETS AND ALLEYS WITHIN BLOCK 37 OF ORIGINAL TOWN OF CHICAGO IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST OF THE WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, TOGETHER WITH THE ADJOINING VACATED PORTIONS OF WEST WASHINGTON STREET AND NORTH DEARBORN STREET ALL TAKEN AS A TRACT LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF -0.50 FEET CHICAGO CITY DATUM AND

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LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF -85.50 FEET CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARY PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE SOUTH 00°01'10" WEST, ALONG THE SOUTHWARD EXTENSION OF THE WEST LINE OF BLOCK 37, AFORESAID, 16.00 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED BETWEEN ELEVATION -85.50 CHICAGO CITY DATUM AND ELEVATION +14.50 CHICAGO CITY DATUM; THENCE NORTH 88°54'02" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 16.29 FEET TO A POINT ON THE WEST LINE OF THAT PART OF NORTH DEARBORN STREET HERETOFORE VACATED BETWEEN ELEVATION -85.50 CHICAGO CITY DATUM AND ELEVATION +14.50 CHICAGO CITY DATUM, SAID POINT BEING THE POINT OF BEGINNING; THENCE NORTH 00°01'10" EAST, ALONG THE WEST LINE OF THAT PART OF NORTH DEARBORN STREET HERETOFORE VACATED, AFORESAID, 146.82 FEET TO THE WESTERLY EXTENSION OF THE PROPERTY LINE OF THE COMMONWEALTH EDISON COMPANY; THE NEXT 3 COURSES BEING ALONG THE COMMONWEALTH EDISON COMPANY PROPERTY LINE AND THE WESTERLY AND EASTERLY EXTENSIONS THEREOF; THENCE SOUTH 89°58'46" EAST, 70.29 FEET; THENCE SOUTH 00°01'22" EAST, 4.67 FEET; THENCE SOUTH 89°58'46" EAST, 21.82 FEET; THENCE SOUTH 50°07'57" EAST, 22.58 FEET; THENCE SOUTH 90°00'00" EAST, 71.66 FEET; THENCE SOUTH 41°59'02" EAST, 34.44 FEET; THENCE SOUTH 34°03'23" EAST, 10.33 FEET; THENCE SOUTH 43°07'59" EAST, 37.49 FEET; THENCE SOUTH 00°00'00" WEST, 66.89 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 240.25 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONTAINING 30,814 SQUARE FEET OR 0.7074 ACRES, MORE OR LESS.

PARCEL MT-3

(UPPER LIMIT +14.50 C.C.D. LOWER LIMIT -0.50 C.C.D.)

THAT PART OF A TRACT OF LAND CONSISTING OF ALL LOTS, STREETS AND ALLEYS WITHIN BLOCK 37 OF ORIGINAL TOWN OF CHICAGO IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST OF THE WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, TOGETHER WITH THE ADJOINING VACATED PORTIONS OF WEST WASHINGTON STREET AND NORTH DEARBORN STREET ALL TAKEN AS A TRACT LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +14.50 FEET CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF -0.50 FEET CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARY PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT

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THE SOUTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE SOUTH 00°01'10" WEST, ALONG THE SOUTHWARD EXTENSION OF THE WEST LINE OF BLOCK 37, AFORESAID, 16.00 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED BETWEEN ELEVATION -85.50 CHICAGO CITY DATUM AND ELEVATION +14.50 CHICAGO CITY DATUM; THENCE NORTH 88°54'02" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 16.29 FEET A POINT ON THE WEST LINE OF THAT PART OF NORTH DEARBORN STREET HERETOFORE VACATED BETWEEN ELEVATION -85.50 CHICAGO CITY DATUM AND ELEVATION +14.50 CHICAGO CITY DATUM, SAID POINT BEING THE POINT OF BEGINNING; THENCE NORTH 00°01'10" EAST, ALONG THE WEST LINE OF THAT PART OF NORTH DEARBORN STREET HERETOFORE VACATED, AFORESAID, 146.82 FEET TO THE WESTERLY EXTENSION OF THE PROPERTY LINE OF THE COMMONWEALTH EDISON COMPANY; THE NEXT 3 COURSES BEING ALONG THE COMMONWEALTH EDISON COMPANY PROPERTY LINE AND THE WESTERLY AND EASTERLY EXTENSIONS THEREOF; THENCE SOUTH 89°58'46" EAST, 70.29 FEET; THENCE SOUTH 00°01'22" EAST, 4.67 FEET; THENCE SOUTH 89°58'46" EAST, 26.91 FEET; THENCE SOUTH 00°00'00" WEST, 6.35 FEET; THENCE SOUTH 90°00'00" EAST, 100.29 FEET; THENCE SOUTH 00°00'00" WEST, 18.20 FEET; THENCE SOUTH 90°00'00" EAST, 28.35 FEET; THENCE SOUTH 45°00'00" EAST, 34.69 FEET; THENCE SOUTH 00°00'00" WEST, 9.85 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 250.47 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONTAINING 34,283 SQUARE FEET OR 0.7870 ACRES, MORE OR LESS.

PARCEL MT-4

(UPPER LIMIT +29.50 C.C.D. LOWER LIMIT +14.50 C.C.D.)

THAT PART OF A TRACT OF LAND CONSISTING OF ALL LOTS, STREETS AND ALLEYS WITHIN BLOCK 37 OF ORIGINAL TOWN OF CHICAGO IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST OF THE WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, ALL TAKEN AS A TRACT LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +29.50 FEET CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +14.50 FEET CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARY PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE NORTH 00°01'10" EAST, ALONG THE WEST LINE THEREOF, 89.92 FEET; THENCE SOUTH 90°00'00" EAST, 70.52 FEET; THENCE NORTH 58°10'30" EAST, 55.15 FEET; THENCE SOUTH 90°00'00" EAST, 26.31 FEET; THENCE SOUTH 00°00'00" WEST, 6.46 FEET; THENCE SOUTH 90°00'00" EAST,

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50.50 FEET; THENCE SOUTH 00°00'00" WEST, 10.32 FEET; THENCE SOUTH 90°00'00" EAST, 15.05 FEET; THENCE SOUTH 45°00'00" EAST, 35.16 FEET; THENCE SOUTH 00°00'00" WEST, 77.94 FEET; THENCE SOUTH 90°00'00" EAST, 0.42 FEET; THENCE SOUTH 00°00'00" WEST, 3.92 FEET TO A POINT ON THE SOUTH LINE OF BLOCK 37, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE SOUTH LINE OF BLOCK 37, AFORESAID, A DISTANCE OF 234.59 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONTAINING 24,349 SQUARE FEET OR 0.5590 ACRES, MORE OR LESS.

PARCEL #7-5

(UPPER LIMIT +34.50 C.C.D. LOWER LIMIT +29.50 C.C.D.)

THAT PART OF A TRACT OF LAND CONSISTING OF ALL LOTS, STREETS AND ALLEYS WITHIN BLOCK 37 OF ORIGINAL TOWN OF CHICAGO IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST OF THE WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, ALL TAKEN AS A TRACT LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +34.50 FEET CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +29.50 FEET CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARY PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE SOUTH 00°01'10" WEST, ALONG THE SOUTHERLY EXTENSION OF THE WEST LINE OF BLOCK 37, AFORESAID, 4.50 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED BETWEEN ELEVATION +29.50 CHICAGO CITY DATUM AND ELEVATION +689.50 CHICAGO CITY DATUM, SAID POINT BEING THE POINT OF BEGINNING; THENCE NORTH 00°01'10" EAST, ALONG THE WEST LINE OF SAID BLOCK 37, AND ITS SOUTHERLY EXTENSION, 94.42 FEET; THENCE SOUTH 90°00'00" EAST, 70.52 FEET; THENCE NORTH 58°10'30" EAST, 55.15 FEET; THENCE SOUTH 90°00'00" EAST, 26.31 FEET; THENCE SOUTH 00°00'00" WEST, 6.46 FEET; THENCE SOUTH 90°00'00" EAST, 50.50 FEET; THENCE SOUTH 00°00'00" WEST, 10.32 FEET; THENCE SOUTH 90°00'00" EAST, 15.05 FEET; THENCE SOUTH 45°00'00" EAST, 35.16 FEET; THENCE SOUTH 00°00'00" WEST, 77.94 FEET; THENCE SOUTH 90°00'00" EAST, 0.42 FEET; THENCE SOUTH 00°00'00" WEST, 7.92 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 208.56 FEET; THENCE NORTH 89°59'59" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 26.02 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONTAINING 25,294 SQUARE FEET OR 0.5807 ACRES, MORE OR LESS.

UNOFFICIAL COPY**PARCEL MT-6**

(UPPER LIMIT +52.50 C.C.D. LOWER LIMIT +34.50 C.C.D.)

THAT PART OF A TRACT OF LAND CONSISTING OF ALL LOTS, STREETS AND ALLEYS WITHIN BLOCK 37 OF ORIGINAL TOWN OF CHICAGO IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST OF THE WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, TOGETHER WITH THE ADJOINING VACATED PORTION OF WEST WASHINGTON STREET ALL TAKEN AS A TRACT LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +52.50 FEET CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +34.50 FEET CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARY PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE SOUTH 00°01'10" WEST, ALONG THE SOUTHERLY EXTENSION OF THE WEST LINE OF BLOCK 37, AFORESAID, 4.50 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED BETWEEN ELEVATION +29.50 CHICAGO CITY DATUM AND ELEVATION +689.50 CHICAGO CITY DATUM, SAID POINT BEING THE POINT OF BEGINNING; THENCE NORTH 00°01'10" EAST, ALONG THE WEST LINE OF SAID BLOCK 37, AND ITS SOUTHERLY EXTENSION, 94.42 FEET; THENCE SOUTH 90°00'00" EAST, 70.52 FEET; THENCE NORTH 58°10'30" EAST, 55.15 FEET; THENCE SOUTH 90°00'00" EAST, 26.31 FEET; THENCE SOUTH 00°00'00" WEST, 6.46 FEET; THENCE SOUTH 90°00'00" EAST, 50.50 FEET; THENCE SOUTH 00°00'00" WEST, 2.88 FEET; THENCE SOUTH 90°00'00" EAST, 39.92 FEET; THENCE SOUTH 00°00'01" WEST, 110.25 FEET; THENCE SOUTH 90°00'00" EAST, 0.42 FEET; THENCE SOUTH 00°00'00" WEST, 7.92 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 208.56 FEET; THENCE NORTH 89°59'59" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 26.02 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONTAINING 25,901 SQUARE FEET OR 0.5946 ACRES, MORE OR LESS.

PARCEL MT-7

(UPPER LIMIT +103.83 C.C.D. LOWER LIMIT +52.50 C.C.D.)

THAT PART OF A TRACT OF LAND CONSISTING OF ALL LOTS, STREETS AND ALLEYS WITHIN BLOCK 37 OF ORIGINAL TOWN OF CHICAGO IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST OF THE WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF

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THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, TOGETHER WITH THE ADJOINING VACATED PORTION OF WEST WASHINGTON STREET ALL TAKEN AS A TRACT LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +103.83 FEET CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +52.50 FEET CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARY PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE SOUTH 00°01'10" WEST, ALONG THE SOUTHERLY EXTENSION OF THE WEST LINE OF BLOCK 37, AFORESAID, 4.50 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED BETWEEN ELEVATION +29.50 CHICAGO CITY DATUM AND ELEVATION +689.50 CHICAGO CITY DATUM, SAID POINT BEING THE POINT OF BEGINNING; THENCE NORTH 00°01'10" EAST, ALONG THE WEST LINE OF SAID BLOCK 37, AND ITS SOUTHERLY EXTENSION, 123.50 FEET; THENCE SOUTH 90°00'00" EAST, 234.09 FEET; THENCE SOUTH 00°00'00" WEST, 119.58 FEET; THENCE SOUTH 90°00'00" EAST, 0.42 FEET; THENCE SOUTH 00°00'00" WEST, 7.92 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 208.56 FEET; THENCE NORTH 89°59'59" WEST ALONG THE AFOREMENTIONED SOUTH LINE, 26.02 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONTAINING 29,331 SQUARE FEET OR 0.6734 ACRES, MORE OR LESS.

PARCEL MT-8

(UPPER LIMIT +117.83 C.C.D. LOWER LIMIT +103.83 C.C.D.)

THAT PART OF A TRACT OF LAND CONSISTING OF ALL LOTS, STREETS AND ALLEYS WITHIN BLOCK 37 OF ORIGINAL TOWN OF CHICAGO IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST OF THE WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, TOGETHER WITH THE ADJOINING VACATED PORTION OF WEST WASHINGTON STREET ALL TAKEN AS A TRACT LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +117.83 FEET CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +103.83 FEET CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARY PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE SOUTH 00°01'10" WEST, ALONG THE SOUTHERLY EXTENSION OF THE WEST LINE OF BLOCK 37, AFORESAID, 4.50 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED BETWEEN ELEVATION +29.50 CHICAGO CITY DATUM AND ELEVATION +689.50 CHICAGO CITY DATUM, SAID POINT BEING THE POINT OF BEGINNING; THENCE NORTH 00°01'10" EAST, ALONG THE WEST LINE OF SAID BLOCK 37, AND ITS SOUTHERLY EXTENSION, 123.50 FEET; THENCE

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SOUTH 90°00'00" EAST, 234.50 FEET; THENCE SOUTH 00°00'00" WEST, 32.64 FEET; THENCE NORTH 90°00'00" WEST, 3.58 FEET; THENCE SOUTH 00°00'00" WEST, 90.20 FEET; THENCE SOUTH 90°00'00" EAST, 1.75 FEET; THENCE SOUTH 00°00'00" WEST, 4.63 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 206.73 FEET; THENCE NORTH 89°59'59" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 26.02 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONTAINING 29,049 SQUARE FEET OR 0.6669 ACRES, MORE OR LESS.

PARCEL MT-9

(UPPER LIMIT +689.50 C.C.D. LOWER LIMIT +117.83 C.C.D.)

THAT PART OF A TRACT OF LAND CONSISTING OF ALL LOTS, STREETS AND ALLEYS WITHIN BLOCK 37 OF ORIGINAL TOWN OF CHICAGO IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST OF THE WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, TOGETHER WITH THE ADJOINING VACATED PORTION OF WEST WASHINGTON STREET ALL TAKEN AS A TRACT LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +689.50 FEET CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +117.83 FEET CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARY PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE SOUTH 00°01'10" WEST, ALONG THE SOUTHERLY EXTENSION OF THE WEST LINE OF BLOCK 37, AFORESAID, 4.50 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED BETWEEN ELEVATION +29.50 CHICAGO CITY DATUM AND ELEVATION +689.50 CHICAGO CITY DATUM, SAID POINT BEING THE POINT OF BEGINNING; THENCE NORTH 00°01'10" EAST, ALONG THE WEST LINE OF SAID BLOCK 37, AND ITS SOUTHERLY EXTENSION, 123.50 FEET; THENCE SOUTH 90°00'00" EAST, 234.50 FEET; THENCE SOUTH 00°00'00" WEST, 127.50 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF WEST WASHINGTON STREET HERETOFORE VACATED, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 208.56 FEET; THENCE NORTH 89°59'59" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 26.02 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONTAINING 29,381 SQUARE FEET OR 0.6745 ACRES, MORE OR LESS.

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PARCEL MT-10

(NO UPPER LIMIT LOWER LIMIT +689.50 C.C.D.)

THAT PART OF A TRACT OF LAND CONSISTING OF ALL LOTS, STREETS AND ALLEYS WITHIN BLOCK 37 OF ORIGINAL TOWN OF CHICAGO IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST OF THE WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, ALL TAKEN AS A TRACT LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +689.50 FEET CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARY PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE NORTH 00°01'10" EAST, ALONG THE WEST LINE OF SAID BLOCK 37, 119.00 FEET; THENCE SOUTH 90°00'00" EAST, 234.50 FEET; THENCE SOUTH 00°00'00" WEST, 123.50 FEET TO A POINT ON THE SOUTH LINE OF BLOCK 37, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE AFOREMENTIONED SOUTH LINE, 234.59 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONTAINING 28,436 SQUARE FEET OR 0.6528 ACRES, MORE OR LESS.

EASEMENT PARCEL 1: (NOT PLATTED)

NON-EXCLUSIVE EASEMENT IN FAVOR OF FEE PARCEL 1 AS CREATED BY DECLARATION OF EASEMENTS, RESERVATIONS, COVENANTS AND RESTRICTIONS, DATED NOVEMBER 10, 2005 AND RECORDED NOVEMBER 14, 2005 AS DOCUMENT NUMBER 0531834084, MADE BY CHICAGO TRANSIT AUTHORITY, A MUNICIPAL CORPORATION OF THE STATE OF ILLINOIS, 108 NORTH STATE STREET II, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY, BLOCK 37, L.L.C." A DELAWARE LIMITED LIABILITY COMPANY AND BLOCK 37 OFFICE, L.L.C. A DELAWARE LIMITED LIABILITY COMPANY; FOR THE FOLLOWING PURPOSES:

(A) INGRESS, EGRESS AND ACCESS TO AND FROM THE BLOCK 37 PARCEL OVER, UNDER, ACROSS AND THROUGH THE PORTION OF THE DEVELOPMENT SITE FOR THE PURPOSE OF DEVELOPMENT AND CONSTRUCTION OF THE DEVELOPMENT PROJECT AND THE CTA PROJECT, INCLUDING, WITHOUT LIMITATION, CONSTRUCTION AND COMPLETION BY 108 NORTH STATE STREET II, L.L.C. OF THE MILLS PORTION OF THE CTA PROJECT PURSUANT TO THE DEVELOPMENT AGREEMENT (SUCH EASEMENT TO INCLUDE, WITHOUT LIMITATION, NECESSARY EXCAVATION, TUNNELING, CONSTRUCTION, MATERIAL STORAGE AND ALL OTHER RELATED CONSTRUCTION ACTIVITY BY CONTRACTORS, SUBCONTRACTORS, REPRESENTATIVES, SURVEYORS, CONSULTANTS, EMPLOYEES AND AGENTS FROM TIME TO TIME OF BLOCK 37, L.L.C., 108 NORTH STATE STREET II, L.L.C., BLOCK 37 OFFICE, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY AND CHICAGO TRANSIT AUTHORITY,

UNOFFICIAL COPY

AS THE CASE MAY BE) (DEFINED THEREIN AS THE "CONSTRUCTION ACCESS EASEMENTS"); (B) SUPPORT IN AND TO ALL STRUCTURAL MEMBERS, SLABS, CAISSONS, BEAMS, FOUNDATIONS, COLUMNS AND OTHER FACILITIES LOCATED WITHIN THE DEVELOPMENT PROJECT (DEFINED THEREIN AS THE "SUPPORT EASEMENTS"); (C) INSTALLATION, USE AND MAINTENANCE OF UTILITY LINES AND FACILITIES, INCLUDING THE RIGHT TO INSTALL, LAY, MAINTAIN, REPAIR, REPLACE LINES, WIRES, CONDUITS AND EQUIPMENT FOR UTILITY SERVICE REQUIRED FOR THE DEVELOPMENT PROJECT (DEFINED THEREIN AS THE "UTILITY EASEMENTS"); (D) CONSTRUCTION, USE AND MAINTENANCE OF COMMON WALLS, FLOORS, CEILINGS AND ENCLOSURES ALONG ANY COMMON PROPERTY LINES AND BOUNDARIES, INCLUDING THE RIGHT TO MAINTAIN UNINTENTIONAL ENCROACHMENTS RESULTING FROM CONSTRUCTION OF THE DEVELOPMENT PROJECT (DEFINED THEREIN AS THE "COMMON EASEMENTS"); (E) SUCH EASEMENTS AS SHALL BE REASONABLY NECESSARY FOR THE CONSTRUCTION, REPAIR, REPLACEMENT, MAINTENANCE AND OPERATION OF THE DEVELOPMENT PROJECT (DEFINED THEREIN AS "MISCELLANEOUS EASEMENT"); AND (F) INGRESS, EGRESS AND ACCESS OVER, ACROSS AND THROUGH THE CTA PARCEL AND THE EXISTING CTA FACILITIES AS SHALL BE REQUIRED TO ENABLE 108 NORTH STATE STREET II, L.L.C. TO EXERCISE THE "MILLS SELF-HELP RIGHT" AS PROVIDED IN THE DEVELOPMENT AGREEMENT (DEFINED THEREIN AS THE "MILLS SELF-HELP RIGHT EASEMENT")

PROPERTY ADDRESS: 22 W. WASHINGTON STREET
CHICAGO, ILLINOIS

PERMANENT INDEX NUMBERS:

17-09-451-003-0000 (AFFECTS PART OF THE LAND)
17-09-451-004-0000 (AFFECTS PART OF THE LAND)
17-09-451-005-0000 (AFFECTS PART OF THE LAND AND OTHER PROPERTY)
17-09-451-006-0000 (AFFECTS PART OF THE LAND AND OTHER PROPERTY)
17-09-451-007-0000 (AFFECTS PART OF THE LAND AND OTHER PROPERTY)
17-09-451-008-0000 (AFFECTS PART OF THE LAND AND OTHER PROPERTY)
17-09-451-012-0000 (AFFECTS PART OF THE LAND AND OTHER PROPERTY)
17-09-451-017-0000 (AFFECTS PART OF THE LAND)
17-09-451-018-0000 (AFFECTS PART OF THE LAND AND OTHER PROPERTY)
17-09-451-019-0000 (AFFECTS PART OF THE LAND)