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STATE OF ILLINOIS)
) ss
COUNTY OF COOK)

BERRY ELECTRIC CONTRACTING CO.,)
a Delaware corporation)
)
) Claimant,)
)
) -vs-)
) M&J CONTRACTORS, INC., a corporation)
) DOMINICK'S FINER FOODS LLC,)
) a Delaware limited liability company;)
) SSOE, Inc, an Ohio corporation)
) Town & Country Chicago Associates LLC.,)
) an Ohio Limited Liability Company)
) c/o Visconsi Companies Ltd.)
) Defendants)

NO.



Doc#: 0908431013 Fee: \$30.00
Eugene "Gene" Moore RHSP Fee:\$10.00
Cook County Recorder of Deeds
Date: 03/25/2009 09:41 AM Pg: 1 of 3

SUBCONTRACTOR'S NOTICE AND CLAIM FOR LIEN

The Claimant, BERRY ELECTRIC CONTRACTING CO., a Delaware corporation, hereby files a notice and claim for lien against M&J GENERAL CONTRACTORS, INC., General Contractor, City of Elgin, County of Cook, State of Illinois, and DOMINICK'S FINER FOODS LLC (TENANT), a Delaware limited liability company, of the City of Oak Brook, County of DuPage and State of Illinois, and SSOE, Inc, an Ohio corporation (Architect) and Town & Country Chicago Associates LLC., an Ohio Limited Liability Company c/o Visconsi Companies Ltd. (OWNER) and states:

That on or about July 28, 2008, Town & Country Chicago Associates LLC, owned the following described land in the County of Cook, State of Illinois, to wit.

See Legal Description attached as Exhibit A.

PIN: 03-20-101-016-0000

a shopping center commonly known as: Town & Country Shopping Center, Rand and Arlington Heights Road, Arlington Heights, IL 60004 and M&J GENERAL CONTRACTORS, INC., the General Contractor for the improvement thereof.

That on or about July 28, 2008, the claimant made a written subcontract with said General Contractor, M&J GENERAL CONTRACTORS, INC. to furnish electrical equipment and labor for DOMINICK'S FINER FOODS LLC (TENANT) ; and that on or about January 5,

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2009, BERRY ELECTRIC CONTRACTING CO., Claimant completed thereunder all required by said contract to be done, by delivering and supplying materials and equipment, to the value of \$624,913.46.

That said Contractor, M&J GENERAL CONTRACTORS, INC. is entitled to a credit of \$443,443.68 on account thereof, leaving due, unpaid and owing to the claimant, after allowing all credits, the balance of ONE HUNDRED EIGHTY ONE THOUSAND FOUR HUNDRED SIXTY NINE AND 78/100 DOLLARS (\$181,469.78) for which, with interest, the claimant claims a lien on said land and improvements, against said Contractor, M&J GENERAL CONTRACTORS, INC. and DOMINICK'S FINER FOODS LLC (TENANT), and SSOE, Inc. (ARCHITECT) and TOWN & COUNTRY CHICAGO ASSOCIATES LLC., an Ohio Limited Liability Company c/o Visconsi Companies Ltd. (OWNER).

BERRY ELECTRIC CONTRACTING CO.
a Delaware corporation

BY Robert D Berry
ROBERT D. BERRY, President

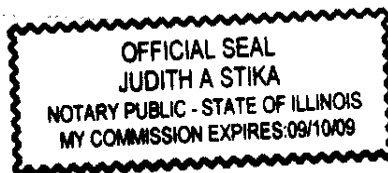
STATE OF ILLINOIS)
)SS
COUNTY OF COOK)

The Affiant, ROBERT D. BERRY, being first duly sworn, on oath deposes and says that he is President of BERRY ELECTRIC CONTRACTING CO., a Delaware corporation, the Claimant; that he has read the foregoing Claim for Lien and knows the contents thereof; and that all statements contained therein are true and correct.

Robert D Berry

SUBSCRIBED AND SWORN TO BEFORE ME
this day of March, 2009.

Judith A Stika
Notary Public



THIS INSTRUMENT PREPARED BY:

Paul J. Maganzini, 1111 South Boulevard, Oak Park, Illinois 60302

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EXHIBIT A

LEGAL DESCRIPTION:

PARCEL 1:

THAT PART OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 20, AND THAT PART OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 20, ALL IN TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH LINE OF THE SOUTH 250 FEET OF SAID NORTHEAST 1/4 OF THE NORTHWEST 1/4, 50 FEET EAST OF THE WEST LINE OF SAID NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 20; THENCE SOUTH 89 DEGREES, 56 MINUTES 12 SECONDS EAST, ALONG THE NORTH LINE OF SAID 250 FEET, 1,268.62 FEET TO A POINT ON THE EAST LINE OF SAID NORTHEAST 1/4 OF THE NORTHWEST 1/4, ALSO BEING THE WEST LINE OF SAID NORTHWEST 1/4 OF THE NORTHEAST 1/4; THENCE SOUTH 0 DEGREES, 16 MINUTES, 27 SECONDS EAST, ALONG SAID QUARTER SECTION LINE, A DISTANCE OF 205.04 FEET TO A POINT, SAID POINT BEING 44.96 FEET NORTHERLY OF THE SOUTHWEST CORNER OF SAID NORTHWEST 1/4 OF THE NORTHEAST 1/4; THENCE NORTH 46 DEGREES, 56 MINUTES, 25 SECONDS EAST, A DISTANCE OF 165.25 FEET TO A POINT OF CURVATURE; THENCE EASTERLY ALONG A CURVED LINE, CONVEX NORTHERLY, HAVING A RADIUS OF 60 FEET, A DISTANCE OF 66.24 FEET TO A POINT ON THE NORTHWESTERLY RIGHT-OF-WAY LINE OF DOROTHY AVENUE, 249.37 FEET NORTHEASTERLY OF THE SOUTHWEST CORNER OF SAID NORTHWEST 1/4 OF THE NORTHEAST 1/4; THENCE NORTH 41 DEGREES, 56 MINUTES, 25 SECONDS EAST, ALONG THE NORTHWESTERLY RIGHT-OF-WAY LINE OF DOROTHY AVENUE, A DISTANCE OF 492.87 FEET TO A POINT ON A LINE 59 FEET SOUTHWESTERLY OF AND PARALLEL WITH THE CENTER LINE OF RAND ROAD; THENCE NORTH 48 DEGREES, 02 MINUTES, 35 SECONDS WEST, ALONG SAID PARALLEL LINE, A DISTANCE OF 735.85 FEET TO THE EAST LINE OF SAID NORTHEAST 1/4 OF THE NORTHWEST 1/4; THENCE SOUTH 0 DEGREES, 16 MINUTES, 27 SECONDS EAST, ALONG SAID EAST LINE OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, 7.33 FEET TO THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 20; THENCE NORTH 89 DEGREES, 57 MINUTES, 27 SECONDS WEST, ALONG SAID SOUTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4, AND SAID SOUTH LINE EXTENDED WEST, 362.57 FEET TO THE WEST LINE OF THE EAST 33 FEET OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 20; THENCE NORTH 0 DEGREES, 16 MINUTES, 02 SECONDS WEST, ALONG SAID WEST LINE OF THE EAST 33 FEET, A DISTANCE OF 187.97 FEET TO THE SOUTH LINE OF PALATINE ROAD; THENCE NORTH 89 DEGREES, 42 MINUTES, 10 SECONDS WEST, ALONG THE SOUTH LINE OF PALATINE ROAD, A DISTANCE OF 864.82 FEET TO AN ANGLE POINT; THENCE SOUTH 39 DEGREES, 07 MINUTES, 47 SECONDS WEST, A DISTANCE OF 48.39 FEET TO A POINT ON A LINE 60 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID NORTHEAST 1/4 OF THE NORTHWEST 1/4; THENCE SOUTH 0 DEGREES, 14 MINUTES, 48 SECONDS EAST, ALONG SAID PARALLEL LINE, 295 FEET TO A POINT, THENCE NORTH 89 DEGREES, 56 MINUTES, 12 SECONDS WEST, A DISTANCE OF 10 FEET TO A POINT ON A LINE 50 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID NORTHEAST 1/4 OF THE NORTHWEST 1/4; THENCE SOUTH 0 DEGREES, 14 MINUTES, 48 SECONDS EAST, ALONG SAID PARALLEL LINE, A DISTANCE OF 600.23 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.