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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

SUBCONTRACTOR'S NOTICE AND CLAIM FOR LIEN

To: American National Bank and Trust Company of Chicago, as Trustee under Trust Agreement dated September 16, 1986 and known as Trust Agreement Number 100053-04 33 North LaSalle Street Chicago, IL 60690

Harry Weese & Associates, Ltd. 10 West Hubbard Street Chicago, IL 60610

Mellon Stuart Company 118 South Clinton Suite 350 Chicago, IL 60606

Intercontinental/Forum Hotels
Attention: General Manager
505 North Michigan Avenue
Chicago, IL

DEPT-02 FILING \$8.25 • T\$3333 TRAN 1723 12/14/90 15:47:00 • \$1640 \$ C ★-90-610149 • COOK COUNTY RECORDER

- Adams Street, Chicago, Illinois, hereby files its Claim for Lien against MELLON STUART COMPANY of Chicago, Illinois, as general contractor, AMERICAN NATIONAL BANK AND TRUST COMPANY of Chicago, Illinois, as Trustee under a Trust Agreement dated February 8, 1988 and known as Trust Document Number 100053-04 as legal owner and trustee (the "Owner"), and any other persons or entities claiming an interest in or to the real estate described herein, and states:
- 2. That on and prior to March 4, 1988, the Owner owned, leased or otherwise possessed security interest in that property commonly known as Intercontinental/Forum Hotel at 505 North Michigan Avenue, Chicago, Illinois, which property is legally

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described on Exhibit A attached hereto and made part hereof (hereinafter referred to as the "Property").

- 3. That Mellon Stuart Company entered into a contract with the Owner to perform services as general contractor for construction work and improvements on and to the Property.
- 4. That on March 4, 1988 Reliance Elevator Company entered into a written subcontract with Mellon Stuart Company, as general contractor on behalf of the Owner, by the terms of which Reliance agreed to perform labor and provide materials in connection with the installation and/or repair service to elevators in and as an improvement of the building located on the Property. In exchange for such performance of labor and providing of materials by Reliance, Mellon Stuart, as one general contractor for and agent of the Owner, agreed to pay to Reliance a contractual amount of \$1,860,000.00.
- 5. That at the special instance and request of said general contractor, Reliance furnished extra and additional materials at and extra labor for the Property with a value of \$312,510.00.
- 6. That on August 21, 1990 Reliance Elevator Company completed its performance of labor and providing of materials pursuant to said subcontract and approved extras thereto, for and as an enhancement of and improvement to the Property, which enhancement has a value of \$2,172,510.00, which is inclusive of the original subcontract purchase price together with duly authorized extras thereto.
- 7. That Mellon Stuart Company is entitled to a credit in the amount of \$2,053,360.14, as and for its prior payments on account

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to Reliance Elevator Company, thereby leaving due, unpaid and owing to Reliance Elevator Company, the total sum of \$119,149.86 for which, with interest, Reliance Elevator Company claims a lien on said Property and improvements thereon and the monies or other considerations due or to become due from the Owner under the contract against the contractors and the Owner/Trustee.

RELIANCE ELEVATOR COMPANY

THOMAS LA PORTE, its

Executive Vice-President

STATE OF ILLINOIS)
SS
COUNTY OF COOK

THOMAS LA PORTE, being first duly sworn on oath deposes and says that he is the duly elected and authorized Executive Vice-President of Reliance Elevator Company, an Illinois corporation, the Claimant; that he has read the above and foregoing Claim for Lien; that he has personal knowledge of the contents thereof, and that the foregoing Claim for Lien and all statements therein are true.

THOMAS LA PORTE

Subscribed and sworn to before me this 19th day of Cotology, 1990.

Deveran & breeden

"OFFICIAL SEAL"
DEBORAH L. BROOKER
Notary Public, State of Illinois
My Commission Expires July 20, 1994

Property of County Clerk's Office

STATE OF ILLINOIS)
) SS
COUNTY OF C O O K)

Pat Uphues, being first duly sworn, on oath deposes and says that on October 19, 1990, he served the within notice by sending a duplicate original thereof to the above-named addressees by regular mail and by certified mail, return receipt requested and also by personally serving a duplicate original thereof on the above-named addressees at their respective addresses.

Subscribed and sworn to before me this 19th day of october, 1990.

Notary Public

"OFFICIAL SEAL"
DEBORAH L. BROOKER
Notary Public. State of Illinois
My Commission Expires July 20, 1994

Prepared by and mail to:

Daniel E. Beederman, Esq. Schoenberg, Fisher & Newman, Ltd. 222 South Riverside Plaza Suite 2700 Chicago, IL 60606 (312) 648-2300



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PARCEL 1:

THAT PART OF LOT 2 LYING WEST OF A STRAIGHT LINE DRAWN IN A SOUTHERLY DIRECTION FROM A POINT ON THE NORTH LINE OF LOT 2, 11 3/4 INCHES EAST OF THE NORTHWEST CORNER OF SAID LOT 2 TO A POINT IN THE SOUTH LINE OF LOT 2, 9 5/8 INCHES EAST OF THE SOUTHWEST CORNER OF SAID LOT 2, ALL OF LOT 3, LOT 4 (EXCEPT THE WEST 18 FEET OF THE EAST 19 FEET THEREOF), ALL OF LOTS 5,6,7,8 AND 9 AND THE WEST 1/2 OF LOT 10 IN BLOCK 18 IN KINZIE'S ADDITION TO CHICAGO IN SECTION 10, TOWNSHIP 39 MORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

ALL THAT PART OF THE VACATED EAST AND WEST 18 FOOT PUBLIC ALLEY SOUTH OF AND ADJOINING THE SOUTH LINE OF LOTS 4 TO 6, BOTH INCLUSIVE, LYING NORTH OF AND ADJOINING THE NORTH LINE OF LOTS 7 TO 9, INCLUSIVE, AND LYING WEST OF AND ADJOINING A LINE 19 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SAID LOT 4 PRODUCED SOUTH 18 FEET, IN THE SUBDIVISION OF BLOCK 18 OF KINZIE'S ADDITION TO CHICAGO, BEING A SUBDIVISION OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MEDIDIAN, IN COOK COUNTY, ILLINOIS.

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Muil to: Schoenberg, tisher & Newman 222 S. Riverside Plaza # 2700 Chicago, 16 60606 ATTN: DEB

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