SUBCONTRACTOR'S NOTICE AND CLAIM FOR LIEN (Illinois)

NO. 370 February 1988

GEORGE E. COLE® LEGAL FORMS

STATE OF ILLINOIS
COUNTY OF COOK } SS.

The claimant, MTH INDUSTRIES, of 2630 N. Bradley, Chicago, County of Cook, State of Illinois, hereby files notice and claim for lien against J. A. JONES CONSTRUCTION CO.,

contractor, of 550 W. Jackson, Chicago, County of Cook,

State of Illinois, and LaSalle National Bank Trust No. 111236 dtd. 6/16/86 Wacker Drive Limited Partnership and others on attached Exhibit B (hereinafter referred to as "owner"), of 135 S. LaSalle, Chicago, County of Cook, State of Illinois, and states:

That on October 18, 19 88, the owner owned the following described land in the County of Cook, State of Illinois, to-wit:

to-wit: Legal description attached as Exhibit A

DEPT-02 FILING $9.29
T#3333 TRAN 5972 02/20/91 16:12:00
#2321 # C * 91-080069
COOK COUNTY RECORDER

Permanent Real Estate Index Number(s): 17-16-227-008; 17-16-227-018; 17-16-227-019; 17-16-227-001; 17-16-227-007; 17-16-227-009; 17-16-227-017; 17-16-227-020; 17-16-500-029

Address(es) of premises: 311 South Wacker, Chicago, Illinois

and J. A. Jones Construction Co.

was owner's contractor for the improvement thereof.

That on October 18, 19 88, said contractor made a subcontract with the claimant to[1] do glass and glazing work

for and in said improvement, and that on November 27, 19 90, the claimant completed thereunder[2] all required by said contract to be done which included labor and materials for the contract price of $1,417,486.00

That at the special instance and request of said contractor the claimant furnished extra and additional materials at and extra and additional labor on said premises of the value of $ 465,713.00 and completed same on November 27, 19 90.[3]

That said owner, or the agent, architect or superintendent of owner (a) cannot, upon reasonable diligence, be found in said County, or (b) do not reside in said County.[4]

That said contractor is entitled to credits on account thereof as follows: $1,673,751.00

leaving due, unpaid and owing to the claimant, after allowing all credits, the sum of Two Hundred Nine Thousand Four Hundred Forty-Eight and no/100 ($209,448) Dollars, for which, with interest, the claimant claims a lien on said land and improvements and on the moneys or other considerations due or to become due from the owner under said contract against said contractor and owner.

MTH INDUSTRIES
(Name of sole ownership, firm or corporation)

By Lyle R. Hill
Lyle R. Hill - President

1 State what the claimant was to do.
2 "All required by said contract to be done;" or "delivery of materials to the value of $_____;" or "labor to the value of $_____," etc.
3 If extras fill out, if no extras strike out.
4 Strike out clause (a) or (b).

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State of Illinois
County of Cook } SS.

The affiant, Lyle R. Hill, being first duly sworn, on oath deposes and says that he is President of Claimant, MTH Industries,

the claimant; that he has read the foregoing notice and claim for lien and knows the contents thereof; and that all the statements therein contained are true.

Subscribed and sworn to before me this 19th day of February, 19 91.

Notary Public

"OFFICIAL SEAL"
AZITA MOJARAD
NOTARY PUBLIC, STATE OF ILLINOIS
My Commission Expires 7/3/94

Prepared by:

Elliott D. Hartstein
COHON, RAIZES & REGAL
208 S. LaSalle Street
Chicago, IL 60604
(312) 726-2252

91080063

LEGAL DESCRIPTION:

PARCEL 1:

THAT PART OF LOT 1 IN BLOCK 84, LYING EAST OF SOUTH MARKET STREET, IN SCHOOL SECTION ADDITION TO CHICAGO IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH LOTS 5,6,7,8,11,12,13,14,17 AND 18 IN EGAN AND MORRIS' SUBDIVISION OF LOTS 2,3 & 4 IN BLOCK 84 AFORESAID; TOGETHER WITH LOTS 1 TO 9, BOTH INCLUSIVE, IN ASSESSOR'S DIVISION OF LOTS 1 & 2 IN EGAN AND MORRIS' SUBDIVISION AFORESAID; BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF LOT 1 IN BLOCK 84 AFORESAID; THENCE SOUTH 0 DEGREES 00 MINUTES 00 SECONDS WEST ALONG THE EAST LINE OF SAID BLOCK, BEING ALSO THE WEST LINE OF SOUTH FRANKLIN STREET, A DISTANCE OF 397.86 FEET TO THE SOUTHEAST CORNER OF LOT 2 IN THE ASSESSOR'S DIVISION AFORESAID; THENCE NORTH 89 DEGREES 52 MINUTES 00 SECONDS WEST ALONG THE SOUTH LINE OF BLOCK 84 AFORESAID, BEING ALSO THE NORTH LINE OF WEST VAN BUREN STREET, A DISTANCE OF 86.00 FEET TO A POINT; THENCE NORTH 0 DEGREES 00 MINUTES 00 SECONDS EAST PARALLEL WITH THE EAST LINE OF SAID BLOCK, A DISTANCE OF 85.81 FEET TO A POINT, SAID POINT BEING 86.00 FEET WEST (MEASURED PERPENDICULARLY) OF THE EAST LINE OF SAID BLOCK; THENCE NORTH 45 DEGREES 00 MINUTES 00 SECONDS WEST A DISTANCE OF 71.39 FEET TO A POINT, SAID POINT BEING 261.86 FEET SOUTH OF THE NORTH LINE OF SAID BLOCK AND 136.48 FEET WEST OF THE EAST LINE (MEASURED PERPENDICULARLY RESPECTIVELY); THENCE NORTH 0 DEGREES 00 MINUTES 00 SECONDS EAST A DISTANCE OF 124.88 FEET TO A POINT, SAID POINT BEING 136.98 FEET SOUTH OF SAID NORTH LINE AND 136.48 FEET WEST OF SAID EAST LINE (MEASURED PERPENDICULARLY RESPECTIVELY); THENCE NORTH 45 DEGREES 00 MINUTES 00 SECONDS EAST A DISTANCE OF 71.39 FEET TO A POINT, SAID POINT BEING 86.32 FEET SOUTH OF SAID NORTH LINE AND 86.00 FEET WEST OF SAID EAST LINE (MEASURED PERPENDICULARLY RESPECTIVELY); THENCE NORTH 0 DEGREES 00 MINUTES 00 SECONDS EAST A DISTANCE OF 86.32 FEET TO A POINT ON SAID NORTH LINE, SAID POINT BEING 86.00 FEET WEST OF THE HEREINABOVE DESIGNATED POINT OF BEGINNING AS MEASURED ON SAID NORTH LINE, BEING ALSO THE SOUTH LINE OF WEST JACKSON BOULEVARD; THENCE SOUTH 89 DEGREES 47 MINUTES 33 SECONDS EAST ALONG SAID NORTH LINE A DISTANCE OF 86.00 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

THAT PART OF LOT 1 IN BLOCK 84, LYING EAST OF SOUTH MARKET STREET, IN SCHOOL SECTION ADDITION TO CHICAGO IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH LOTS 5,6,7,8,11,12,13,14,17 & 18 IN EGAN AND MORRIS' SUBDIVISION OF LOTS 2,3 & 4 IN BLOCK 84 AFORESAID; TOGETHER WITH LOTS 1 TO 9, BOTH INCLUSIVE, IN ASSESSOR'S DIVISION OF LOTS 1 & 2 IN EGAN AND MORRIS' SUBDIVISION AFORESAID, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF LOT 1 IN BLOCK 84 AFORESAID; THENCE SOUTH 0 DEGREES 00 MINUTES 00 SECONDS WEST ALONG THE EAST LINE OF SAID BLOCK, BEING ALSO THE WEST LINE OF SOUTH FRANKLIN STREET, A DISTANCE OF 397.86 FEET TO THE SOUTHEAST CORNER OF LOT 2 IN THE ASSESSOR'S DIVISION AFORESAID; THENCE NORTH 89 DEGREES 52 MINUTES 00 SECONDS WEST ALONG THE SOUTH LINE OF BLOCK 84 AFORESAID, BEING ALSO THE NORTH LINE OF WEST VAN BUREN STREET, A DISTANCE OF 86.00 FEET TO THE HEREIN DESIGNATED POINT OF BEGINNING; THENCE NORTH 0 DEGREES 00 MINUTES 00 SECONDS EAST PARALLEL WITH THE EAST LINE OF SAID BLOCK, A DISTANCE OF 85.81 FEET TO A POINT, SAID POINT BEING 86.00 FEET WEST (MEASURED PERPENDICULARLY) OF THE EAST LINE OF SAID BLOCK; THENCE NORTH 45 DEGREES 00 MINUTES 00 SECONDS WEST, A DISTANCE OF 71.39 FEET TO A POINT, SAID POINT BEING 261.86 FEET SOUTH OF THE NORTH LINE OF SAID BLOCK AND 136.48 FEET WEST OF SAID EAST LINE (MEASURED PERPENDICULARLY RESPECTIVELY); THENCE NORTH 0 DEGREES 00

(FORWARD)

MINUTES 00 SECONDS EAST A DISTANCE OF 62.44 FEET TO A POINT, SAID POINT BEING 199.42 FEET SOUTH OF SAID NORTH LINE AND 136.48 FEET WEST OF SAID EAST LINE (MEASURED PERPENDICULARLY RESPECTIVELY); THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST PERPENDICULAR TO THE EAST LINE OF SAID BLOCK, A DISTANCE OF 188.85 FEET TO A POINT ON THE WEST LINE OF EGAN AND MORRIS' SUBDIVISION AFORESAID, BEING ALSO THE EAST LINE OF SOUTH MARKET STREET (NOW SOUTH WACKER DRIVE), SAID POINT BEING 200.11 FEET SOUTH (AS MEASURED ALONG THE EAST LINE OF SOUTH MARKET STREET (NOW SOUTH WACKER DRIVE) OF THE NORTH LINE OF SAID BLOCK; THENCE SOUTH 0 DEGREES 08 MINUTES 18 SECONDS WEST ALONG SAID WEST LINE OF EGAN AND MORRIS' SUBDIVISION AND ALONG THE WEST LINE OF THE ASSESSOR'S DIVISION AFORESAID, BEING ALSO THE EAST LINE OF SOUTH MARKET STREET (NOW SOUTH WACKER DRIVE), A DISTANCE OF 198.17 FEET TO THE SOUTHWEST CORNER OF LOT 9 IN ASSESSOR'S DIVISION AFORESAID; THENCE SOUTH 89 DEGREES 52 MINUTES 00 SECONDS EAST ALONG THE SOUTH LINE OF SAID BLOCK, BEING ALSO THE NORTH LINE OF WEST VAN BUREN STREET, A DISTANCE OF 239.81 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL 3:

THAT PART OF LOT 1 IN BLOCK 84, LYING EAST OF SOUTH MARKET STREET, IN SCHOOL SECTION ADDITION TO CHICAGO IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH LOTS 5,6,7,8,11, 12,13,14,17 & 18 IN EGAN AND MORRIS' SUBDIVISION OF LOTS 2,3 & 4 IN BLOCK 84 AFORESAID; TOGETHER WITH LOTS 1 TO 9, BOTH INCLUSIVE, IN ASSESSOR'S DIVISION OF LOTS 1 & 2 IN EGAN AND MORRIS' SUBDIVISION AFORESAID, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF LOT 1 IN BLOCK 84 AFORESAID; THENCE SOUTH 0 DEGREES 00 MINUTES 00 SECONDS WEST ALONG THE EAST LINE OF SAID BLOCK, BEING ALSO THE WEST LINE OF SOUTH FRANKLIN STREET, A DISTANCE OF 397.86 FEET TO THE SOUTHEAST CORNER OF LOT 2 IN THE ASSESSOR'S DIVISION AFORESAID; THENCE NORTH 89 DEGREES 52 MINUTES 00 SECONDS WEST ALONG THE SOUTH LINE OF BLOCK 84 AFORESAID, BEING ALSO THE NORTH LINE OF WEST VAN BUREN STREET, A DISTANCE OF 86.00 FEET TO A POINT; THENCE NORTH 0 DEGREES 00 MINUTES 00 SECONDS EAST PARALLEL WITH THE EAST LINE OF SAID BLOCK, A DISTANCE OF 85.81 FEET TO A POINT, SAID POINR BEING 86.00 FEET WEST (MEASURED PERPENDICULARLY) OF THE EAST LINE OF SAID BLOCK; THENCE NORTH 45 DEGREES 00 MINUTES 00 SECONDS WEST A DISTANCE OF 71.39 FEET TO A POINT, SAID POINT BEING 261.86 FEET SOUTH OF THE NORTH LINE OF SAID BLOCK AND 136.48 FEET WEST OF SAID EAST LINE (MEASURED) PERPENDICULARLY RESPECTIVELY); THENCE NORTH 0 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 62.44 FEET TO THE HEREIN DESIGNATED POINT OF BEGINNING, SAID POINT BEING 199.42 FEET SOUTH OF SAID NORTH LINE AND 136.48 FEET WEST OF SAID EAST LINE (MEASURED PERPENDICULARLY RESPECTIVELY); THENCE CONTINUING NORTH 0 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 62.44 FEET TO A POINT, SAID POINT BEING 136.98 FEET SOUTH OF SAID NORTH LINE AND 136.48 FEET WEST OF SAID EAST LINE (MEASURED PERPENDICULARLY RESPECTIVELY); THENCE NORTH 45 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 71.39 FEET TO A POINT, SAID POINT BEING 86.32 FEET SOUTH OF SAID NORTH LINE AND 86.00 FEET WEST OF SAID EAST LINE (MEASURED PERPENDICULARLY RESPECTIVELY); THENCE NORTH 0 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 86.32 FEET TO A POINT ON SAID NORTH LINE, SAID POINT BEING 86.00 FEET WEST OF THE NORTH EAST CORNER OF LOT 1 AFORESAID; THENCE NORTH 89 DEGREES 47 MINUTES 33 SECONDS WEST ALONG THE NORTH LINE, BEING ALSO THE SOUTH LINE OF WEST JACKSON BOULEVARD, A DISTANCE OF 238.85 FEET TO THE POINT OF INTERSECTION WITH THE EAST LINE OF SOUTH MARKET STREET (NOW SOUTH WACKER DRIVE); THENCE SOUTH 0 DEGREES 08 MINUTES 18 SECONDS WEST ALONG SAID EAST LINE OF SOUTH MARKET STREET AND ALONG THE WEST LINE OF EGAN AND MORRIS' SUBDIVISION AFORESAID, A DISTANCE OF 200.11 FEET TO A POINT; THENCE SOUTH 90 DEGREES 00 MINUTES 00 SECONDS EAST PERPENDICULAR TO THE EAST LINE OF SAID BLOCK A DISTANCE OF 188.85 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

Chicago Title & Trust Company as trustee under Trust No. 1090000
111 West Washington Street
Chicago, IL 60602

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111 West Washington Street
Chicago, IL 60602

Lincoln Property Company No. 1272, Ltd.
3300 Lincoln Place/500 N. Accord Place
Dallas, Texas 75201

Citicorp Real Estate Inc.
c/o Registered Agent
CT Corporation System
208 South LaSalle Street
Chicago, IL 60604

Wacker Drive Phase I Associates
c/o LaSalle National Bank as Trustee
under Trust No. 111236
135 South LaSalle Street
Chicago, IL 60603

Teachers Insurance and Annuity Association of America
730 Third Avenue
New York, New York 10017

Exhibit B