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93-113386

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT - CHANCERY DIVISION

NORTHWESTERN NATIONAL LIFE INSURANCE
COMPANY and THE NORTH ATLANTIC LIFE
INSURANCE COMPANY OF AMERICA,

Plaintiffs,

v.

CHICAGO CITY BANK AND TRUST COMPANY,
NOT PERSONALLY BUT SOLELY AS TRUSTEE
UNDER TRUST AGREEMENT DATED JANUARY 4,
1980 AND KNOWN AS TRUST NO. 10689;
WACKER PARTNERS; THE HIMMEL CORPORATION;
EPSTEIN PARTNERSHIP; MILES MANAGEMENT
CORPORATION; FRANKLIN GLASS, INC.;
CITICORP LEASING, INC.; CITICORP
INDUSTRIAL CREDIT, INC.; ADVENT REALTY
LIMITED PARTNERSHIP; NONRECORD CLAIMANTS
and UNKNOWN OWNERS;

Defendants,

KIMCO CORPORATION

Counterplaintiff,

v.

NORTHWESTERN NATIONAL LIFE INSURANCE
COMPANY; THE NORTH ATLANTIC LIFE
INSURANCE COMPANY OF AMERICA;
CHICAGO CITY BANK AND TRUST COMPANY
NOT PERSONALLY BUT SOLELY AS TRUSTEE
UNDER TRUST AGREEMENT DATED JANUARY 4,
1980 AND KNOWN AS TRUST NO. 10689;
WACKER PARTNERS; THE HIMMEL CORPORATION;
EPSTEIN PARTNERSHIP; FRANKLIN GLASS, INC.;
CITICORP LEASING, INC.; CITICORP INDUSTRIAL
CREDIT, INC.; ADVENT REALTY LIMITED
PARTNERSHIP; MILES MANAGEMENT CORPORATION;
NONRECORD CLAIMANTS; AND UNKNOWN OWNERS;

Counterdefendants.

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COOK COUNTY RECORDER

No. 93 CH 000747

93-113386

LIS PENDENS NOTICE

Counterplaintiff, KIMCO CORPORATION, by and through its attorney, WILLIAM G. SCHUR, gives this notice of counterclaim, pursuant to the Illinois Code of Civil Procedure, Section 5/2-1901, Chapter 735 of the Illinois Compiled Statutes and in compliance with Section 5/15-1503, Chapter 735 of the Illinois Compiled Statutes, and states the following:

1. Name of the counterplaintiff and case number: KIMCO CORPORATION, Case Number 93 CH 000747.

2. Name of the plaintiffs and case number: NORTHWESTERN NATIONAL LIFE INSURANCE COMPANY and THE NORTH ATLANTIC LIFE INSURANCE COMPANY OF AMERICA, Case Number 93 CH 000747.

3. Title of the action: Counterclaim for Foreclosure of Mechanics' Lien and Other Relief. (The action filed by plaintiffs: Verified Complaint in Chancery for Mortgage Foreclose and Security Agreement Foreclosure.)

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4. Parties to the action:

Counterplaintiff: KIMCO CORPORATION;

Counterdefendants: NORTHWESTERN NATIONAL LIFE INSURANCE COMPANY; THE NORTH ATLANTIC LIFE INSURANCE COMPANY OF AMERICA; CHICAGO CITY BANK AND TRUST COMPANY, NOT PERSONALLY BUT SOLELY AS TRUSTEE UNDER TRUST AGREEMENT DATED JANUARY 4, 1980 AND KNOWN AS TRUST NO. 10689; WACKER PARTNERS; THE HIMMEL CORPORATION; EPSTEIN PARTNERSHIP; FRANKLIN GLASS, INC.; CITICORP LEASING INC.; CITICORP INDUSTRIAL CREDIT, INC.; ADVENT REALTY LIMITED PARTNERSHIP; MILES MANAGEMENT CORPORATION; NONRECORD CLAIMANTS; AND UNKNOWN OWNERS;

Plaintiffs: NORTHWESTERN NATIONAL LIFE INSURANCE COMPANY AND THE NORTH ATLANTIC LIFE INSURANCE COMPANY OF AMERICA;

Defendants: CHICAGO CITY BANK AND TRUST COMPANY, NOT PERSONALLY BUT SOLELY AS TRUSTEE UNDER TRUST AGREEMENT DATED JANUARY 4, 1980 AND KNOWN AS TRUST NO. 10689; WACKER PARTNERS; THE HIMMEL CORPORATION; EPSTEIN PARTNERSHIP; MILES MANAGEMENT CORPORATION; FRANKLIN GLASS, INC.; CITICORP LEASING, INC.; CITICORP INDUSTRIAL CREDIT, INC.; ADVENT REALTY LIMITED PARTNERSHIP; NONRECORD CLAIMANTS AND UNKNOWN OWNERS.

5. Court in which action is brought: Circuit Court of Cook County, Illinois, County Department, Chancery Division.

6. Title holder of record: Chicago City Bank & Trust Company as trustee under trust agreement dated January 4, 1980 and known as trust agreement 10689.


7. Legal description of real estate: See attached Exhibit A.

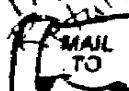
8. Common address of the real estate:

205 West Wacker Drive
Chicago, Illinois 60606

9. Mechanics' Lien sought to be foreclosed: Pursuant to Subcontractor's Notice and Claim for Lien, recorded as Document Number 93167298 on March 5, 1993 in the office of the Cook County Recorder of Deeds, Chicago, Illinois.

KIMCO METAL SYSTEMS, INC.,
an Illinois corporation

By:  _____
ITS Attorney

mail to turn to
 MAIL TO
WILLIAM G. SCHUR, #11425
111 W. Washington, Suite 737
Chicago, IL 60602
(312) 853-0156
Attorney for PLAINTIFF

93167298

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EXHIBIT A - LEGAL DESCRIPTION

PARCEL 1:

A tract of land described as follows: to wit:

Commencing at the North East corner of original Lot 1 in Block 20 in the original Town of Chicago; thence West along the North line of said original Lot 1 and along the North line of original Lot 2 in said Block 20, a distance of 100 feet 2-1/2 inches; thence South in a straight line to a point in the North line of West Madcock Place, which said point is 100 feet 2-1/2 inches West of the South East corner of said original Lot 1; thence East along the North line of West Madcock Place to the South East corner of said original Lot 1; thence North along the East line of said original Lot 1 to the place of beginning, which tract or parcel of land, herein described is otherwise known and described as follows:

Lots 1 to 9 both inclusive, in Samuel Russell's Subdivision of original Lot 1 in Block 20 in original Town of Chicago, also the East 1/4 of original Lot 2 in said Block 20; in Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

PARCEL 2:

Easement for joint use with the owners of or parties interested in premises West and adjoining Parcel 1 of the party divisions depicted in the drawing dated June 16, 1927 and prepared by D. E. Burnham and Company, attached to instrument recorded August 2, 1927 as Document Number 97,351, 136 and re-recorded August 4, 1927 as Document 97384; and as consented to by Lessor in instrument recorded August 1, 1927 as Document 9738424 all in Cook County, Illinois.

Permanent Tax Numbers: 17-09-414-002
17-09-414-003
17-09-414-004
17-09-414-005

Volume: 510

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