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MECHANIC'S LIEN:
NOTICE & CLAIM

STATE OF ILLINOIS

COUNTY OF COOK

SS

WITVOET & CO. INC.
CLAIMANT

-VS-

Home Depot U.S.A.
CAPITOL CONSTRUCTION GROUP
DEFENDANT

The claimant, WITVOET & CO. INC. of Lansing County of COOK, State of IL, hereby files a notice and claim for lien against CAPITOL CONSTRUCTION GROUP contractor of 1200 S. Wolf Rd. Bldg. 100 Wheeling, State of Illinois and Home Depot U.S.A. Atlanta GA Home Depot U.S.A. Calumet City IL (hereinafter referred to as "owner(s)") and (hereinafter referred to as "lender(s)") and states:

That on September 29, 1994, the owner owned the following described land in the County of COOK, State of Illinois to wit:

(Street Address)

Home Depot U.S.A. 1550 Torrence Avenue, Calumet City, Illinois:

A/K/A: SEE ATTACHED LEGAL DESCRIPTION

A/K/A: Tax # 19-24-401-021

and CAPITOL CONSTRUCTION GROUP was the owner's contractor for the improvement thereof. That on September 29, 1994, said contractor made a subcontract with the claimant to provide excavation, trucking and materials for and in said improvement, and that on September 8, 1995 the claimant completed thereunder all that was required to be done by said contract.

MAIL
TO

Box 10

1600
out

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The following amounts are due on said contract:

Contract Balance	\$15,865.59
Extras	\$13,746.43
Total Balance Due.....	\$29,612.02

leaving due, unpaid and owing to the claimant after allowing all credits, the sum of Twenty-nine Thousand Six Hundred Twelve and 02/100ths (\$29,612.02) 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.

WITVOET & CO. INC.

X BY Gerald B. Witvoet

Prepared By:
WITVOET & CO. INC.
2437 E. 133rd Street
Lansing, IL 60438

VERIFICATION

State of Illinois

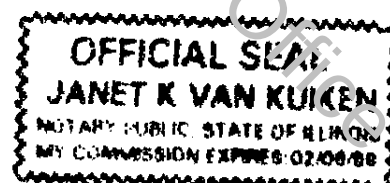
County of COOK

The affiant, Gerald Witvoet, being first duly sworn, on oath deposes and says that he is President of 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.

X Gerald B. Witvoet
President

Subscribed and sworn to
before me this September 22, 1995.

Janet K. Van Kuiken
Notary Public Signature



9/22/95

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PARCEL 1:

That part of the East half (1/2) of the South East quarter (1/4) of Section 24, Township 36 North, Range 14, East of the Third Principal Meridian, described as follows:

Commencing at the East line of said Section 24, a distance of 632.07 feet North of the South line of said Section 24; thence North 88° 37' 02" West 768.32 feet on a line making an angle from North to West 18° 26' 07" with the East line of said Section 24 to the East line of the Subdivision by the Children of Adam Case; thence North 00° 00' 55" West 976 feet along last said East line to the South right of way line of the railroad right of way; thence South 37° 49' 15" East 1,253.28 feet along last said South right of way line to the East line of said Section 24; thence South 00° 00' 55" East 6.33 feet to the Point of Beginning, in Cook County, Illinois.

PARCEL 2:

Non-Exclusive Easement for the benefit of Parcel 1, as created by Declaration of Perpetual Easement for Right of Way, dated February 1, 1985 and recorded May 18, 1985 as Document Number 85214665 and recorded January 8, 1991 as Document Number 95019577, by and between LaSalle National Bank, Trust Number 45751, LaSalle National Bank, Trust Number 46580, Ingalls Health Ventures, FKA I.I.I. Corporation and LaSalle National Bank, Trust Number 102490, for ingress and egress upon:

A strip of land consisting of the South 25 feet and the West 25 feet of Lot 3, the North 25 feet of Lot 2, and the East 25 feet of Lot 1 lying adjacent to the West line of Lot 3, all in Norris River Business Center, being a subdivision of that part of the East half (1/2) of the Southeast quarter (1/4) of Section 24, Township 36 North, Range 14, East of the Third Principal Meridian, according to the Plat thereof recorded January 29, 1985 as Document Number 77422500, in Cook County, Illinois.

9-20-11-13

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General Real Estate Taxes on the land for the year 1993

Permanent Tax Value Numbers: 29-24-401-031 (Affect Parcel 1)
29-24-404-781 (Affect part of Parcel 2)
29-24-190-063 (Affect part of Parcel 2)

Total 1992 (tax billed): \$589,451.57 (027), \$4,772.52 (051), \$11,453.23 (062)

Note: 1993 taxes not being paid before March 1, 1994

4. Covenants, Conditions and Restrictions Agreement recorded on December 13, 1972 as Document Number 22163508 and amended on January 24, 1973 as Document Number 22198198 relating to improvements on the land, submission and approval of plans, use of the land and improvements, repair, maintenance of the improvements, unoccupied or vacant buildings, landscaping, storm water facilities, provision of storm water treatment structures and culvert, maintenance, operation, repair and reconstruction of storm water facilities, charges, and grants of easements for laying, installing, constructing, operating, using, repairing, maintaining, replacing, removing and removing underground utilities or facilities including but not limited to sanitary and storm sewers, electrical, gas and water, together with the right of ingress and egress to and from said easements, and that no structures or obstructions are to be placed on said easements

Note: Said covenants, conditions and restrictions do not provide for a reversion of title in the event of a breach thereof

10. Easements for laying, installing, constructing, operating, using, repairing, maintaining, replacing, and removing any underground utilities including but not limited to sanitary sewer, storm sewer, electrical, gas and water, with the right of ingress and egress from said easements as established by Agreement recorded on December 13, 1972 as Document Number 22163510

(Affect Parcel 1)

11. Easement over the Northeasterly 20 feet and over a strip of land 12 feet each side of the following described line:

Commencing on the East line of the subdivision of Adam Olsen in Sections 24, Township 36 North, Range 14, East of the Third Principal Meridian, a distance of 140 feet South of the South right of way line of the Penn Central Railroad thence East on a line normal to said East line to a point 20 feet Southwest of said South Right of way line; thence on Survey dated December 14, 1983 by SDH Consulting, Ltd., Job Number 9373

(Affect Parcel 1)

12. Easement for installation, repair, maintenance, repair and replacement of storm sewer pipes as established by Agreement recorded on March 29, 1979 as Document Number 24577615.

(Affect Parcel 1)

15. Terms, provisions and conditions contained in the instruments creating the easements described in Schedule A, recorded April 14, 1985 as Document Number 38214665 relating to maintenance and the right of adjoining owners to concurrent use of said easements

(Affect Parcel 2)

14. Spot tracks and right of ways of the railroad as disclosed by the existence of spot track along Western property line in Survey dated December 14, 1983 prepared by SDH Consulting, Ltd., Job Number 9373

(Affect Parcel 1 and 3)

17. Master of Improvements for Storm Water Detention recorded October 20, 1985 as Document Number 36486178

19. Right of way for existing railroad spot tracks

(Affect Parcel 1 and 3)

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20. Easement to Metropolitan Sewerage District for Sewer and Storm Drain purposes as set forth in the order of the 2024 1344 and 2024 1351.

10 Feet wide easement for 20 feet wide sewer and storm drain.

21. Easement of the public, the municipality and the State of Illinois in and to that part of the land taken and used for Parkway Avenue and Township Avenue.

22. Easement for utility, drainage, and cable to easement across the Northerly 10 feet and the Southerly 10 feet of the land and 5 feet on each side of the North-South line between Lots 1 and 3 as shown on Plan of Subdivision Document Number 2024 1351, and on Survey dated December 14, 1993 by S. D. C. Co. Survey, Order Number 2073.

Affect Parcel 21

23. Easement for water, sewer, gas, electric and cable to easement across the Northerly 10 feet and the Southerly 10 feet of the land and 5 feet on each side of the North-South line between Lots 1 and 3 as shown on Plan of Subdivision Document Number 2024 1351, and on Survey dated December 14, 1993 by S. D. C. Co. Survey, Order Number 2073.

Southwest Easement

The Northerly 10 feet of Section 14, Township 36 North, Range 14, East of the Third Principal Meridian, lying Southwesterly and adjacent to the South line of the right-of-way of the Penn Central Railroad, East of the East line of the Subdivision by the Children of Adam Ooms and West of the West right-of-way line of Township Avenue.

North Easement

A strip of land 10 feet wide on each side of the following described line: Commencing on the East line of the Subdivision by the Children of Adam Ooms in Section 14, Township 36 North, Range 14, East of the Third Principal Meridian, a distance of 140 feet South of the South right-of-way line of the Penn Central Railroad, thence East on a line Normal to said East line to a point 20 feet Northwest of said South right-of-way line.

Affect Parcel 11

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RECEIVED
SEP 28 1995
CONTRACTORS ADJUSTMENT
COMPANY

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