

SUBCONTRACTOR'S NOTICE AND CLAIM FOR LIEN

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**COOK COUNTY
RECORDER
JESSE WHITE
MAYWOOD OFFICE**

STATE OF ILLINOIS

COUNTY OF DuPage

The claimant, Chapple Corporation

of Elmhurst County of DuPage

State of Illinois, hereby files notice and claim for lien against

National Energy Production Corporation

(Zurn Nepco) 18578 N.E. 67th Ct.

contractor of Redmond, County

of King, State of Washington, and

CGE Ford Heights, L.L.C (Chewton Glenn

Energy) See attached Exhibit, additional owners.

(hereinafter referred to as "owner"), of 1701 S. Cottage Grove Ave Ford Heights **Above Space for Recorder's Use Only**

County of Cook, State of Illinois

and states:

That on July 7th, 19 95, the owner owned the following described land in the County of Cook, State of Illinois, to wit: See Legal Description Attached.

Permanent Real Estate Index Number(s): 32-23-313-003; 32-23-314-025-6001 & 6002; 32-23-314-026-6001 & 6002; 32-23-314-027

Address(es) of premises: 1701 S. Cottage Grove Avenue, Ford Heights, IL (Administration Building)
and National Energy Production Corporation (Zurn Nepco)

was owner's contractor for the improvement thereof.

That on July 7, 19 95, said contractor made a subcontract with the claimant to (1) Furnish all labor, tools, materials, equipment and supervision to construct Administration Building as outlined in Subcontractor's Proposal #10885-R dated May 26, 1995.

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for and in said improvement, and that on March 18, 19 96, the claimant completed thereunder(2) all required to be done by said contract in the initial contract amount of \$448,500.00

That at the special instance and request of said owner the claimant furnished extra and additional materials ~~at~~ and extra and additional labor on said premises of the value of \$ 1,592.88 and completed same on March 18, 19 96, (3)

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

That said contractor is entitled to credits on account thereof as follows: Three Hundred Thirty Four Thousand Six Hundred Twenty Nine Dollars and .00 Cents. (\$334,629.00)

leaving due, unpaid and owing to the claimant, after allowing all credits, the sum of One Hundred Fifteen Thousand Four Hundred Sixty-Three and .88 Cents 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.

CHAPPLE CORPORATION
(Name of sole ownership, corporation, or partnership)

By William M. Loftus
William M. Loftus, President

This document was prepared by CHAPPLE CORPORATION, 665 Walnut St. Elmhurst, IL, 60126
(Name and Address)

Mail to: CHAPPLE CORPORATION, 665 Walnut St. (P.O. Box 69)
(Name and Address)
ELMHURST IL 60126
(City) (State) (Zip Code)

Or Recorder's Office Box No. _____

- (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 DuPage } ss.

The affiant, William M. Loftus

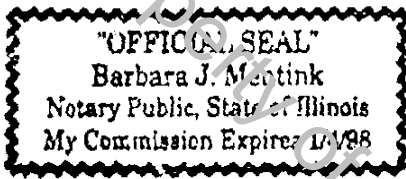
being first duly sworn, on oath deposes and says that he is President of Chapple Corporation

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.

William M. Loftus
William M. Loftus, President

Subscribed and sworn to before me this 28TH day of May, 19 96

Barbara J. Mentink
Notary Public



Proprietor of Cook County Clerk's Office

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EXHIBIT A

(Owners/Mortgagers)

Job Address: Zurn Nepco Administration Building

Continental Bank, NA as Senior Trustee regarding the Solid Waste Disposal Facility Revenue Bonds (Series 1994 Bonds)

First National Bank of Boston, as Junior Trustee regarding the Solid Waste Disposal Facility Revenue Bonds (Series 1994 Bonds)

CGE Ford Heights LLC
P.O. Box 61446 Sparks
Houston Texas 77208

NEPCO of Ford Heights
C/O CT Corporation 208 S. LaSalle
Chicago IL 60603

Browning/Ferris Industries of Illinois, Inc.
757 N. Eldridge
Houston Texas 77079

Browning/Ferris Industries of Illinois, Inc.
1701 Cottage Grove
Ford Heights, IL. 60411

Zurn Industries, as subordinate lender regarding the Solid Waste Disposal Facility Revenue Bonds (Series 1994 Bonds)
1 Zurn Place
Erie PA 16514-2000

Illinois Development Finance Authority
2 N LaSalle
Chicago IL 60603

Houston Industrial Energy, Inc., as subordinate lender regarding the Solid Waste Desposal Facility Revenue Bonds (Series 1994 Bonds)
611 Walker, Ste 1100
Houston Texas 77002

ZURN NEPCO National Energy Products Corporation
1701 Cottage Grove ATTN: Bob Hesselgren
Ford Heights Illinois 60411

H.E.I Ford Heights Inc.
611 Walker Ste 1100 ATTN: David Greeson
Houston Texas 77001

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LEGAL DESCRIPTION

PARCEL 1:

THAT PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTH OF A LINE DRAWN PARALLEL WITH AND 100 RODS SOUTH OF THE NORTH LINE OF SAID SOUTHWEST 1/4 EXCEPT IN THAT PART THEREOF CONVEYED TO THE OSWEGO AND INDIANA PLANK ROAD CO. BY DEED RECORDED AUGUST 18, 1854 IN BOOK 72, PAGE 521 AS DOCUMENT NUMBER 53083 IN THE OFFICE OF THE RECORDER OF DEEDS OF COOK COUNTY, ILLINOIS AND IN THE WEST 50 FEET THEREOF GRANTED AS AN EASEMENT FOR HIGHWAY PURPOSES TO THE COUNTY OF COOK BY INSTRUMENT DATED JULY 22, 1864 AND RECORDED JULY 29, 1864 AS DOCUMENT NUMBER 15153071 IN COOK COUNTY, ILLINOIS.

PARCEL 2:

BLOCK 7 IN THOMAS, CHENEY AND WAUGH'S FOURTH ADDITION TO CHICAGO HEIGHTS IN THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 3:

LOTS 1 AND 2 AND LOT 'D' IN BLOCK 10 IN THOMAS, CHENEY AND WAUGH'S THIRD ADDITION TO CHICAGO HEIGHTS, A SUBDIVISION IN THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

HOWEVER, EXCEPTING FROM ALL OF THE ABOVE LANDS ALL COAL, OIL, GAS AND THE MINERALS AND MINERAL RIGHTS OF WHATEVER NATURE OR DESCRIPTION, KIND OR CHARACTER, LIKE OR UNLIKE, KNOWN OR UNKNOWN, AND WHETHER OCCURRING IN SOLID, LIQUID, VAPOROUS OR OTHER AND DIFFERENT FORMS IN, ON OR UNDER THE ABOVE LANDS, AS RESERVED AND EXCEPTED TO THE GRANTOR IN THE DEED FROM CHICAGO HEIGHTS TERMINAL TRANSFER RAILROAD COMPANY TO SPACE PORT USA, INC., FILED JANUARY 12, 1990 AS DOCUMENT NUMBER LR 2253177 AND RECORDED MAY 21, 1990 AS DOCUMENT NUMBER 90234992.

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