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Cook County Recorder 29.50

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)



99340333

CLAIM OF LIEN

The Claimant, SHAMBAUGH & SON, INC. ("Shambaugh"), hereby files this Claim of Lien on the Premises (as defined below) against FAVORITE BRANDS INTERNATIONAL, INC., AS SUCCESSOR BY MERGER TO FARLEY CANDY COMPANY (the "Owner"), and any person claiming an interest in the Premises by, through or under the Owner, pursuant to the Illinois Mechanics' Lien Act,¹ and all amendments thereto (the "Mechanics' Lien Act") and states:

1. On or about March 30, 1999, and subsequently, Owner owned fee simple title to certain land and improvements commonly known as 2945 W. 31st Street, Chicago, Illinois (the "Premises") and legally described on Exhibit A attached hereto and made a part hereof.

2. Shambaugh has been engaged by Owner to provide production enhancements as directed by Lessee, including mechanical, electrical, control, refrigeration and fire protection systems, and to provide materials with respect to the Premises pursuant to a Contract for the original amount of \$4,337,200.00.

3. Shambaugh has completed the work required to be performed as agreed upon to date by Owner.

4. Shambaugh has completed work as of March 30, 1999 in the amount of \$4,168,760.00, \$3,155,621.27 of which has been previously paid by Owner, leaving a balance due and owing of \$1,013,138.73, prior to interest, costs and attorneys' fees pursuant to Section 17 of the Mechanics' Lien Act.

5. Shambaugh is entitled to the balance due of \$1,013,138.73, all of which is currently due and payable, with interest, costs and attorneys' fees of \$2,500.00 pursuant to Section 17 of the Mechanics' Lien Act, for an aggregate balance currently due and owing under this Claim of Lien of \$1,015,638.73.

6. Shambaugh claims a lien in and to the land and improvements constituting the Premises for the amount specified in Paragraph 6 above pursuant to Section 1 of the Mechanics' Lien Act.

SHAMBAUGH & SON, INC.

By: [Signature]
Title: One of the Attorneys for Shambaugh

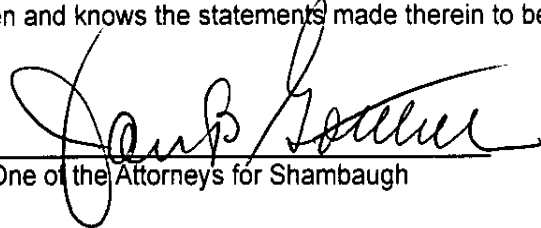
¹770 ILCS §60/1 et seq. (West Supp. 1998).

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VERIFICATION

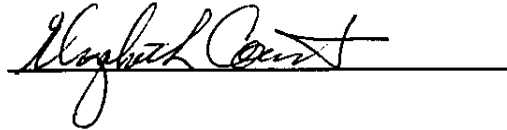
STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

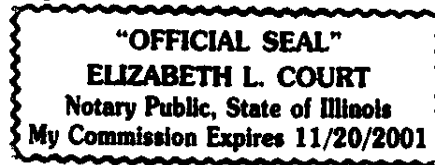
The affiant, James B. Gottlieb, being first duly sworn on oath, deposes and says that he is the attorney for Shambaugh, that he has read the Claim of Lien and knows the statements made therein to be true.



One of the Attorneys for Shambaugh

Subscribed and sworn to before me this 7th day of April, 1999.





This instrument was prepared
by and is to be returned to:

Chuhak & Tecson, P.C.
Attorneys for Shambaugh & Son, Inc.
Attention: James B. Gottlieb, Esq.
225 West Washington Street, Suite 1300
Chicago, Illinois 60606
(312) 444-9300

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Exhibit A
Sacramento and 31st Street
Chicago, Illinois

PARCEL 1: (FEE PARCEL)

That part of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of Section 36, Township 39 North, Range 13 East of the Third Principal Meridian, described as follows:

Commencing at the North East corner of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36; thence South along the East line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 584.42 feet to the point of beginning; thence continuing South along said East line, 365.13 feet to the Northerly line of a 100 foot strip of land as conveyed to Chicago and Illinois Western Railroad Company by Document Number 3982480 said 100 foot strip being North and adjoining Lot 17 of the Sanitary District Trustee's Subdivision of Right of Way from North and South center line of Section 30, Township 39 North, Range 13 East of the Third Principal Meridian, to the Will County line; thence Southwesterly along said Northerly line, 358.90 feet, to the West line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36; thence North along said West line, 448.29 feet, to a point that is 592.00 feet South of the North West corner of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36; thence East, parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 76.02 feet; thence South, parallel with the East line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 40.42 feet; thence East, parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 78.00 feet; thence North, parallel with the East line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 48.00 feet; thence East, parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 179.75 feet to the point of beginning (except therefrom that part described as follows: that part of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of Section 36, Township 39 North, Range 13 East of the Third Principal Meridian, described as follows:

Commencing at a point in the West line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36 that is 592.00 feet South of the North West corner of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36; thence East, parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 76.02 feet to the point of beginning; thence South, parallel with the East line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 40.42 feet; thence East, parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 78.00 feet; thence South parallel with the East line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 83.00 feet; thence West, parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 107.00 feet; thence North, parallel with the East line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 123.00 feet to a line 592.00 feet South of and parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36; thence East, parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 29.00 feet to the point of beginning), in Cook County, Illinois.

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Sacramento and 31st Street
Chicago, Illinois
(contd.)

PARCEL 2: (EASEMENT PARCEL)

Easement for the benefit of Parcel 1 as created by Easement Agreement from the City of Chicago, an Illinois municipal corporation, to Farley Candy Company, a Delaware corporation, dated August 1, 1991, and recorded September 18, 1996, as Document Number 96711857 for ingress and egress over and across the following land:

That part of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of Section 36, Township 39 North, Range 13 East of the Third Principal Meridian, described as follows:

Commencing at a point in the West line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36 that is 592.00 feet South of the North West corner of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36; thence East, parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 78.02 feet to the point of beginning; thence South, parallel with the East line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 40.42 feet; thence East, parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 78.00 feet; thence South, parallel with the East line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 83.00 feet; thence West, parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 107.00 feet; thence North, parallel with the East line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 123.00 feet to a line 592.00 feet South of and parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36; thence East, parallel with the North line of the East 1/2 of the East 1/2 of the North West 1/4 of the North West 1/4 of said Section 36, 29.60 feet to the point of beginning, in Cook County, Illinois.

PARCEL 3: (SUBLEASEHOLD PARCEL)

That part of Lot Nineteen (19), (except the North 592.00 feet thereof) of the Sanitary District Trustee's Sub-Division of Right of Way from North and South center line of Section Thirty (30), Township Thirty-Nine (39) North, Range Fourteen (14) East of the Third Principal Meridian to the Cook County line, lying East of the Collateral Channel and lying North of a line described as follows:

Beginning at a point in the West line of the West half (1/2) of the East (1/2) of the Northwest quarter (1/4) of the Northwest quarter (1/4) of Section Thirty-Six (36), Township Thirty-Nine (39) North, Range Thirteen (13) East of the Third Principal Meridian One Hundred Seventy-Seven and Nine-Tenths (177.93) feet North of the Southwest corner thereof thence Northeasterly to a point on the East line of said West half (1/2) of the East half (1/2) of the Northwest Quarter (1/4) of the Northwest quarter (1/4) Two Hundred Fifty-Three and Ninety-Six Hundredths (253.96) feet North of the Southeast corner of said West half (1/2) of the East half of the Northwest quarter (1/4) of said Northwest quarter (1/4) containing Four and Thirty-Five Hundredths (4.35) acres more or less situated in the County of Cook, State of Illinois.

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Sacramento and 31st Street
Chicago, Illinois
(contd.)

PARCEL 4: (FEE PARCEL)

A portion of the West half (1/2) of the Northeast quarter (1/4) of the Northwest quarter (1/4) of Section 36, Township 39 North, Range 13 East of the Third Principal Meridian, lying North of a line parallel with and 100 feet distance measured at right angles and Northerly from the Northerly right of way of the Sanitary District of Chicago more particularly described as follows:

Commencing at a point in the Southerly limit of West 31st Street distant Easterly 33 feet from the intersection of the Westerly line of the said Northeast quarter (1/4) of the Northwest quarter (1/4) of Section 36, Township 39 North, Range 13 East of the Third Principal Meridian, and the said Southerly limit of West 31st Street being the Northwest corner of the property herein described; thence Southerly along the Easterly boundary of the property owned by the Illinois Central Railroad Company and leased by the City of Chicago 903.67 feet to a point at the intersection of said Easterly boundary with the Northerly right of way limits of the Illinois Central Railroad said point being 33 feet distant Easterly from and measured at right angles to the said Westerly line of the Northeast quarter (1/4) of the Northwest quarter (1/4) of said Section 36, Township 39 North, Range 13 East of the Third Principal Meridian, and being also 100 feet Northerly from and measured at right angles to said Northerly limit of the right of way of the Sanitary District of Chicago; thence Northeasterly along the said Northerly limit of the right of way of the Illinois Central Railroad 483.84 feet more or less to a point; thence Northerly parallel to the Easterly boundary of the property owned by the Illinois Central Railroad and leased by the City of Chicago a distance of 727.29 feet more or less to the Southerly limit of West 31st Street; thence Westerly along the said Southerly limit of West 31st Street 450 feet to the point of commencement, in Cook County, Illinois.

PARCEL 5: (EASEMENT PARCEL)

Perpetual, non-exclusive easement for the benefit of Parcels 1 and 4 created by Easement Agreement from Illinois Central Railroad Company to Farley Candy Company, a Delaware corporation, dated October 3, 1996 and recorded November 6, 1996, as Document number 96849705 for use of railroad tracks; use, repair, maintenance and replacement of covered passageway, parking, use, repair, maintenance and replacement of overhead surface and underground utilities, pipes and equipment; access; and ingress and egress over and across the following land:

The West 33 feet of the West half (1/2) of the Northeast quarter (1/4) of Section 36, Township 39 North, Range 13 East of the Third Principal Meridian, lying North of a line parallel with and 100 feet distant, measured at right angles and Northerly from the Northerly right of way of the Sanitary District of Chicago, except the North 33 feet thereof, in Cook County, Illinois.

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