

THIS INSTRUMENT WAS PREPARED BY AND  
AFTER RECORDING SHOULD BE RETURNED  
TO:



0020897664

Stephen E. Ray  
John-Paul Lujan  
Stein, Ray & Harris  
222 West Adams Street, Suite 1800  
Chicago, Illinois 60606  
(312) 641-3700

**SUBCONTRACTOR'S NOTICE AND CLAIM FOR MECHANICS LIEN**

STATE OF ILLINOIS            )  
  )    SS.  
COUNTY OF DUPAGE        )

The claimant, Gibson Electric Co., Inc. (referred to herein as "Gibson"), a New Jersey corporation with an address at 2100 South York Road, Suite 200, Oak Brook, Illinois, 60521-1916, hereby files its Subcontractor's Notice and Claim for Mechanics Lien and claims a mechanic's lien on the Real Estate (as hereinafter described) and on all funds held in connection with the improvements constructed on the Real Estate and against General Building & Maintenance Company with an office at 4338 West Montrose Avenue, Chicago, Illinois 60641 ("General") as General Contractor; against Aveda Salon Systems ("Aveda") as Tenant; against Century, LLC, and Dennis J. Hiffman, as Owners (collectively referred to herein as "Owners"); against LaSalle Bank NB as Lender; and against the interest(s) of any person claiming an interest in the Real Estate (as hereinafter described) by, through, or under Owners.

Gibson states as follows:

1. On or about December 31, 2001, and continuing thereafter, Owners collectively owned fee simple title to the real estate (including all land improvements thereon) (the "Real Estate") in Cook County, Illinois, commonly known as 2828 North Clark Street, Chicago, Illinois and legally described as follows:

(See Legal Description and Real Estate Tax Numbers Attached as Exhibit A)

The Permanent Real Estate Tax Identification Numbers are: 14-28-119-024-0000; 14-28-119-035, 036-042.

2. On information and belief, Aveda was Owner's agent and/or lessee under contract with Owners for the improvements to the Real Estate.

Pin Numbers: 14-28-119-024-0000; 14-28-119-035, 036-042.  
Address: 2828 North Clark Street, Chicago, Illinois

3. Aveda, as agent and/or lessee of Owners, made a contract with General, as general contractor, for general contracting services to be performed for the improvements on the Real Estate (the "Prime Contract").

4. Owners authorized Aveda to enter into contracts to improve the Real Estate. Alternatively, Owners knowingly permitted Aveda to enter into contracts to improve the Real Estate.

5. On or about December 31, 2001, General made a written subcontract with Gibson to provide all necessary labor, material, equipment, supplies, insurance, taxes, supervision, overhead, and profit, etc. to properly perform and fully complete all electrical work, as more fully described in the written contract, for construction on and improvements to the Real Estate in exchange for payment of the original amount of Three Hundred and Thirty Four Thousand Two Hundred and fifty Dollars (\$334,250.00) (the "Subcontract").

6. The Subcontract was entered into by General and the work was performed by Gibson with the knowledge and consent of Aveda and Owners. Alternatively, Aveda and Owners specifically authorized General and/or General's agents to enter into contracts for improvement of the Real Estate. Alternatively, Aveda and Owners knowingly permitted General and/or General's agents to enter into contracts for the improvement of the Real Estate, including Gibson's Subcontract.

7. At the special instance and request of General and with the full knowledge and express consent or acquiescence of Aveda and Owners, Gibson furnished extra and additional materials and extra and additional labor for the improvement of the Real Estate to the extent and value of Sixty Six Thousand Eight Hundred and Fifty Three Dollars (\$66,853.00).

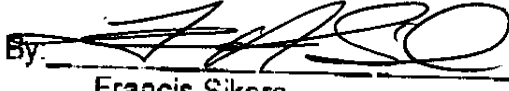
8. The last day that Gibson performed work and delivered materials under the Subcontract was May 17, 2002.

9. As of the date hereof, there is due, unpaid and owing to Claimant, after allowing all credits, One Hundred Thirty Six Thousand One Hundred and Three Dollars (\$136,103.00), for which, with interest, Gibson claims a lien on the Real Estate and on the monies or other consideration due or to become due to General under any contract between General and Aveda or Owners.

# UNOFFICIAL COPY

Dated: August 14, 2002

GIBSON ELECTRIC CO., INC.

By: 

Francis Sikora  
Title: Vice President

Property of Cook County Clerk's Office

EXHIBIT A

LEGAL DESCRIPTION

PARCEL 1:

LOTS 1 AND 2 (EXCEPT THAT PART OF THE SOUTH .71 FEET, AS MEASURED AT RIGHT ANGLES TO THE SOUTH LINE, LYING EAST OF THE WEST 163.0 FEET, AS MEASURED ALONG THE SOUTH LINE OF SAID LOT 2) IN BROMLEY'S SUBDIVISION OF THE EAST PART OF THE SOUTH ½ OF LOT 10 IN BICKERDIKE'S AND STEELE'S SUBDIVISION IN THE WEST ½ OF THE NORTH WEST ¼ OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, LYING EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

LOTS 1, 2, 3, 4, 5, 6 AND 7 IN THE SUBDIVISION OF THE NORTH ½ OF LOT 10 IN BICKERDIKE'S AND STEELE'S SUBDIVISION IN THE WEST ½ OF THE NORTH WEST ¼ OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, LYING EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

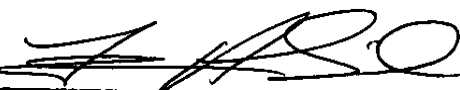
Permanent Real Estate Tax Identification Numbers: 14-28-119-024-0000, 14-28-119-035, 036-042

UNOFFICIAL COPY 020897664

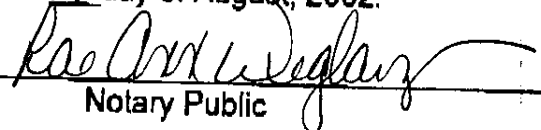
STATE OF ILLINOIS )  
 )  
COUNTY OF DUPAGE ) SS.

**AFFIDAVIT**

Francis A. Sikora, being first duly sworn, depose and state that I am authorized as Vice President of Gibson Electric Co., Inc., to execute this Notice and Claim for Mechanics Lien on behalf of Gibson Electric Co., Inc., that I have read the foregoing Subcontractor's Notice and Claim for Mechanic's Lien and know the contents thereof, and that the statements contained therein are true.

  
\_\_\_\_\_  
Francis A. Sikora  
Title: Vice President

Subscribed and sworn to before me  
this 14 day of August, 2002.

  
\_\_\_\_\_  
Notary Public



**THIS INSTRUMENT WAS PREPARED BY AND  
AFTER RECORDING SHOULD BE RETURNED TO:**

Stephen E. Ray  
John-Paul Lujan  
Stein, Ray & Harris  
222 West Adams, Suite 1800  
Chicago, Illinois 60606  
(312) 641-3700

# UNOFFICIAL COPY

0920897664

## CERTIFICATE OF SERVICE

I, John-Paul Lujan, an attorney, on oath, depose and state that on August 15, 2002, I recorded this Subcontractor's Claim for Mechanics Lien with the Cook County Recorder of Deeds and served same by sending a duplicate original thereof to the following entities at the addresses indicated by (a) regular mail; and (b) certified mail, return receipt requested, delivery limited to addressee only.

**Owner:**

Century, LLC  
180 North Wacker, Suite 500  
Chicago, Illinois 60601  
Attn: E. Thomas Collins, Jr.

**Owner:**

Dennis J. Hiffman  
One Oakbrook Terrace  
22<sup>nd</sup> Street and Butterfield Road  
Oakbrook Terrace, Illinois 60181

**Contractor:**

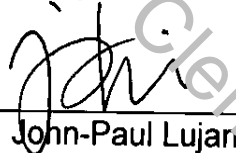
General Building & Maintenance Co.  
4338 West Montrose Avenue  
Chicago, Illinois 60641  
Attn: Joseph J. La Rocca Jr. (Pres.)

**Architect:**

Otis Koglin Wilson  
600 West Jackson Boulevard - Suite 300  
Chicago, Illinois 60661  
Attn: Robert Walker (Chairman)

**Lender:**

LaSalle Bank NB  
c/o ABN AMRO North America, Inc. - Legal Department  
135 South LaSalle Street - Suite 925  
Chicago, Illinois 60603  
Attn: Patricia Robel

  
\_\_\_\_\_  
John-Paul Lujan