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2002-09-26 14:40:33

Cook County Recorder

18.50

G-JF/Novak



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SUBCONTRACTOR'S NOTICE AND CLAIM FOR LIEN

STATE OF ILLINOIS)
COUNTY OF COOK) SS

Claimant, JF Ahern Co., 855 Morris Street, Fond du Lac, WI 54935, County of Fond du Lac, State of Wisconsin, hereby files a notice and claim for lien against Novak Construction, 3423 N. Drake, Chicago, IL 60618, contractor and Gateway Fairview Inc., 300 North Lake Avenue, Pasadena, CA 91101 and Albertson's Inc., f/k/a Jewel Food Stores Inc., 250 Park Center Blvd., Boise, ID 83706 (hereinafter referred to as "owners"), and states:

That on January 16, 2002 the owners owned the following described land in the County of Cook, State of Illinois, to wit:

See Attached Legal Description

P.I.N. # 04-04-200-014

Address of premises: Albertson's #3469, 16 S. Waukegan Road, Deerfield, IL 60115.

And Novak Construction was the owner's contractor for the improvement thereof.

That on January 16, 2002 said contractor made a subcontract with claimant to furnish fire protection work and related materials and/or labor for and in said improvement, and that on June 28, 2002 the claimant completed thereunder delivery of materials and/or furnishing

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of labor to the value of Seventy Two Thousand, Three Hundred Fifty Six and 00/100 (\$72,356.00) dollars.

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.

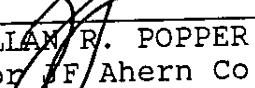
That said contractor is entitled to credits on the account thereof as follows:

\$17,276.40

leaving due, unpaid and owing to the claimant, after allowing all credits, the sum of Fifty Five Thousand, Seventy Nine and 60/100 (\$55,079.60) dollars, for which, with interest, the claimant claims a lien on said land and improvements and on the monies or other considerations due or to become due from, the owner under said contract against said contractor and owner.

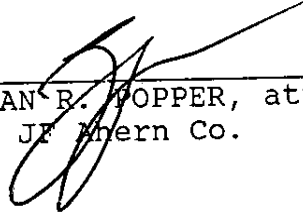
JF Ahern Co.

BY:


ALLAN R. POPPER, attorney and agent
for JF Ahern Co.

STATE OF ILLINOIS)
COUNTY OF C O O K) ss:

Affiant, ALLAN R. POPPER, being first duly sworn on oath deposes and says that he is the attorney and agent of JF Ahern Co., the claimant; that he has read the foregoing notice and claim for lien and knows the contents thereof; and that all statements therein contained are true.


ALLAN R. POPPER, attorney and agent
for JF Ahern Co.

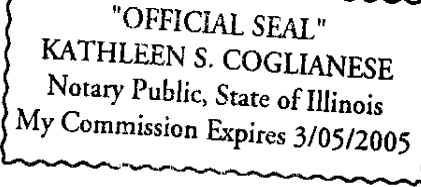
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Subscribed and sworn to before me this 26th day of September, 2002.


KATHLEEN S. COGLIANESE, Notary Public

Prepared by: ALLAN R. POPPER
POPPER & WISNIEWSKI
120 West Madison Street
Suite 300
Chicago, Illinois 60602



Mail to: POPPER & WISNIEWSKI
120 West Madison Street
Suite 300
Chicago, Illinois 60602

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JF/Novak

LEGAL DESCRIPTION

That part of the NE 1/4 of Section 4, Township 42 North, Range 12, East of the Third Principal Meridian, described as follows: Beginning at the intersection of the N line of the NE 1/4 of said Section 4, and the center line of Waukegan Road; thence W on the N line of the NE 1/4 of said Section 4, 793.80 ft., said point being on the Easterly line extended Northerly of Downey's Country Home Addition to Deerfield, a subdiv. of part of the N 1/2 of Section 4, Township 42 North, Range 12, East of the Third Principal Meridian thence Southerly on the Easterly line of said Downey's Country Home Addition to Deerfield, 1174.0 ft. to the Southeasterly corner of said subdiv., thence E parallel to the N line of the NE 1/4 of said Section 4, 830.09 ft. to the center of Waukegan Road, thence Northerly on the center of Waukegan Road 1190.04 ft. to the place of beginning (Excepting from the above tract of land the N 50.0 ft. and the Easterly 50 ft. thereof dedicated for Public Roadway) in Cook County, IL.

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