



0021164117

MATRIX /4459.003/TMS

NOTICE AND CLAIM FOR MECHANICS' LIEN

STATE OF ILLINOIS)
) SS.
 COUNTY OF COOK)
)
 IN THE OFFICE OF)
 THE RECORDER OF DEEDS)
 OF COOK COUNTY)
)
 MATRIX CONSTRUCTION)
 COMPANY)
)
 Claimant,)
)
)
 PARKWAY BANK & TRUST)
 COMPANY T/U/T # 11812)
 PARKWAY BANK & TRUST)
 COMPANY as MORTGAGEE)
 STATE & DIVISION, LLC)
)
 Defendants.)

FOR RECORDER'S USE ONLY

NOTICE & CLAIM FOR LIEN IN THE AMOUNT OF \$1,400,000

The claimant, MATRIX CONSTRUCTION COMPANY, doing business at One Pierce Place, Suite 125 E., Itasca, Illinois 61043 being a General Contractor for the construction project on the real estate described below, hereby files a Notice and Claim for Lien against Parkway Bank & Trust Company as Trustee under Trust # 11812, hereinafter referred to as "Owner", doing business at 4106 N. Milwaukee in Chicago IL 60641, and Parkway Bank & Trust Company, as Mortgagee, and said Owner is the Owner for the construction project being constructed on the real estate commonly known as 1163 North State Street, Chicago, County of

Return to:
Peter G. Swan
EMALFARB, SWAN & BAIN
440 Central Avenue
Highland Park, IL 60035
(847) 432-6900

P.I.N. # (s): 17-03-200-074-0000
17-03-200-075-0000
17-03-200-076-0000

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Cook, State of Illinois,

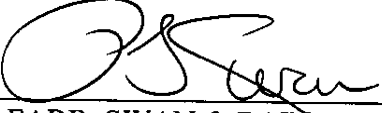
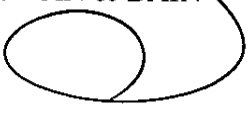
That, on or about August 21, 2002, said Owner, was the Owner of record of the following described land in the County of Cook, State of Illinois, to wit:


LOT 3 IN THE ASSESSOR'S DIVISION OF LOT 6 IN GOTTFRIED KNAUSS SUBDIVISION OF THE NORTH ½ OF BLOCK 1 AND THE WEST 100 FEET OF THE SOUTH ½ OF SAID BLOCK 1 IN THE SUBDIVISION BY THE COMMISSIONERS OF THE ILLINOIS AND MICHIGAN CANAL OF THE SOUTH FRACTIONAL ¼ OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

That on or about August 21, 2001, said Owner, through its beneficiary and agent State & Division, LLC, entered into a Contract with Claimant, MATRIX CONSTRUCTION COMPANY, who provided general contracting, labor and materials for and in said improvement, ("Contract") and that, on or about September 13, 2002, the Claimant MATRIX CONSTRUCTION COMPANY, last provided improvements to the real estate under said contract.

That said Owner is entitled to credits in the sum of \$166,000 on account leaving due, unpaid and owing the Claimant, after allowing all lawful credits, the sum of \$1,400,000 for which, with interest at 10% per annum (as provided for by Contract and by 770 ILCS 60/17), costs and reasonable attorneys fees (as provided for by 770 ILCS 60/17), the Claimant claims a mechanics' lien on said land and improvements.

MATRIX CONSTRUCTION COMPANY

By: 
EMALFARB, SWAN & BAIN
Its Attorneys 


Peter G. Swan
EMALFARB, SWAN & BAIN
440 Central Ave.
Highland Park, Illinois 60035
(847) 432-6900
Attorney # 12082

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STATE OF ILLINOIS)
)
 COUNTY OF LAKE) SS.

VERIFICATION

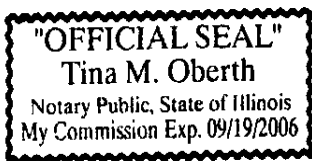
The Affiant, OSCAR GARCIA, being first duly sworn on oath, deposes and says that he is President and authorized agent of the Claimant; that he has read the foregoing Notice and Claim for Lien, knows the contents thereof, and states that all the statements therein contained are true, to the best of his information and belief.



Oscar Garcia

Subscribed and sworn to
 before me this 10th day
 of October 2002.

Tina M. Oberth
 Notary Public 10-18-02



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PROOF OF SERVICE BY MAIL

I, Peter G. Swan, an attorney on oath, state that on this 10th day of October 2002, I served this Notice and Claim for Mechanics' Lien by mailing a copy of said Notice by Certified Mail, return receipt requested, limited to addressee only, to:


Parkway Bank & Trust Company
as Trustee under Trust# 11812
and as Mortgagee
4106 N. Milwaukee
Chicago, IL 60641

Certified # 91-7108-2133-3930-0110
S805

State & Division LLC
205 N. Michigan Avenue
Suite 2315
Chicago, IL 60602

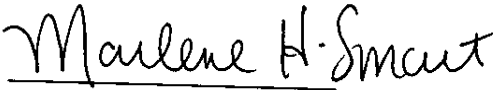
Certified # 91-7108-2133-3930-0110-5199

postage prepaid, by depositing same in the U.S. Mail Box before the hour of 5:30 p.m.



Peter G. Swan

Subscribed and Sworn to
before me this 10th day
of October, 2002.



Notary Public

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