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Eugene "Gene" Moore Fee: \$24.50
Cook County Recorder of Deeds
Date: 06/17/2003 02:19 PM Pg: 1 of 10

NOTICE AND CLAIM FOR MECHANICS' LIEN

STATE OF ILLINOIS)
)SS.
COUNTY OF DUPAGE)

FOR RECORDER'S USE ONLY

IN THE OFFICE OF THE)
RECORDER OF DEEDS)
OF COOK COUNTY)
)
NUCO MECHANICAL, INC.,)
)
Claimant,)
)
v.)
)
MERIT-DOVER, LLC; RAAB)
MECHANICAL, INC.; POINTE REYES,)
LLC; FARALLON DEVELOPMENT)
GROUP, LLC; MAGELLAN)
DEVELOPMENT GROUP; GMR1, INC.;)
DARDEN RESTAURANTS, INC.; RED)
LOBSTER; and UNKNOWN OWNERS,)
TRUSTEES, LEASEES & LIEN)
CLAIMANTS;)
)
Defendants.)

"NOTICE TO OWNER":
Do not pay the contractor for this work or material unless you have received from the Contractor a waiver of lien by, or other satisfactory evidence of payment to, the Subcontractor or Materialman.

NOTICE & CLAIM FOR MECHANICS LIEN IN AMOUNT OF \$8,321.60

The claimant NUCO MECHANICAL, INC., (hereinafter "Claimant") with an address of 504 Congress Circle, Roselle, Illinois, 60172, hereby files its Notice and Claim for Mechanics' Lien on the Real Estate (as hereinafter described) and against the interest of the following entities:

This document prepared by and return to:
Trott Nelson, P.C.
2506 N. Clark St., #282
Chicago, IL 60614
773 281-0181

Permanent Index Number(s):
17-09-233-023

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Owner(s)/Leasee(s): **POINTE REYES, LLC; FARALLON DEVELOPMENT GROUP, LLC; MAGELLAN DEVELOPMENT GROUP; GMR1, INC.; DARDEN RESTAURANTS, INC.; RED LOBSTER**

Lender(s): **CORUS BANK NA**

General Contractor(s): **MERIT-DOVER, LLC**

Subcontractor(s)/ **RAAB MECHANICAL, INC.**

Lien Claimants:

and any person or entity claiming an interest in the said Real Estate.

Claimant states as follows:

1. Upon information and belief, on or before October 10, 2002, and subsequently, POINTE REYES, LLC; FARALLON DEVELOPMENT GROUP, LLC; MAGELLAN DEVELOPMENT GROUP; GMR1, INC.; DARDEN RESTAURANTS, INC.; and/or RED LOBSTER (hereinafter "Owner(s)/Leasee(s)") owned/leased the Real Estate (including all land and improvements thereon) commonly known as Red Lobster, 600 North Dearborn, in the City of Chicago, County of Cook, State of Illinois and legally described as follows:

SEE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A" AND INCORPORATED HEREIN BY REFERENCE

2. Upon information and belief sometime prior to October 10, 2002, MERIT-DOVER, LLC (hereinafter "General Contractor"), entered into a contract with POINTE REYES, LLC; FARALLON DEVELOPMENT GROUP, LLC; MAGELLAN DEVELOPMENT GROUP; GMR1, INC.; DARDEN RESTAURANTS, INC.; and/or RED LOBSTER for construction and improvement of the Real Estate (hereinafter "Prime Contract").

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3. Upon information and belief sometime subsequent thereto, but prior to October 10, 2002, RAAB MECHANICAL, INC. (hereinafter "Subcontractor"), entered into a contract with General Contractor to perform certain of the work called for by the Prime Contract (hereinafter "Subcontract").

4. On October 10, 2002, the Claimant, NUCO MECHANICAL, INC. entered into a contract with Subcontractor for furnishing of certain material called for by the Prime Contract and Subcontract (hereinafter "Sub-Subcontract") a copy of which is attached hereto as Exhibit "B" and incorporated herein by reference.

5. Particularly, Claimant furnished certain labor and material related to the construction/installation of chilled and hot water piping and other plumbing related items.

6. Claimant's final date of furnishing of labor and material was February 18, 2003.

7. By reason of said furnishing, and after allowing all lawful credits, the sum of \$8,321.60 is due Claimant.

SEE EXHIBIT "C" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE

8. The Claimant therefore claims a lien in the amount of \$8,321.60 with interest at 10% per annum (as provided for by 770 ILCS 60/1) and costs and reasonable attorneys fees (as provided for by 770 ILCS 60/17) on said Real Estate and improvements, and on the monies or other considerations due or to become due from the Owner(s)/Leasee(s) to the General Contractor and/or from the General Contractor to the Subcontractor under said Prime Contract and/or Subcontract against said Subcontractor, General Contractor and Owner(s)/Leasee(s).

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NUCO MECHANICAL, INC.

By: *Bryant Dale*
Bryant Dale, President

STATE OF ILLINOIS

) SS.

COUNTY OF DUPAGE)

VERIFICATION

The Affiant, Bryant Dale, being first duly sworn on oath, deposes and says that he is President and authorized agent of Nuco Mechanical, Inc.; 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.

Bryant Dale

Subscribed and Sworn
to before me this 16
day of June, 2003.

Gina M Brettman
Notary Public



This document prepared by and return to:
Trott Nelson, P.C.
2506 N. Clark St., #282
Chicago, IL 60614
773 281-0181

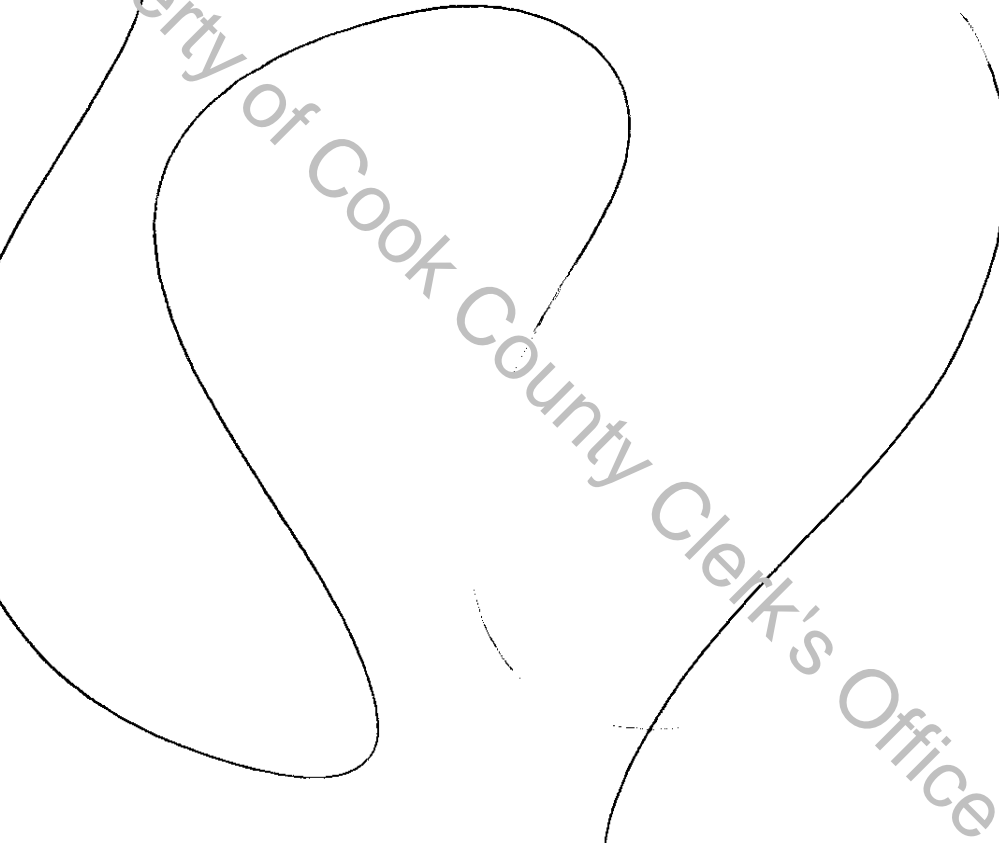
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EXHIBIT "A"

Property of Cook County Clerk's Office



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Legal Description:

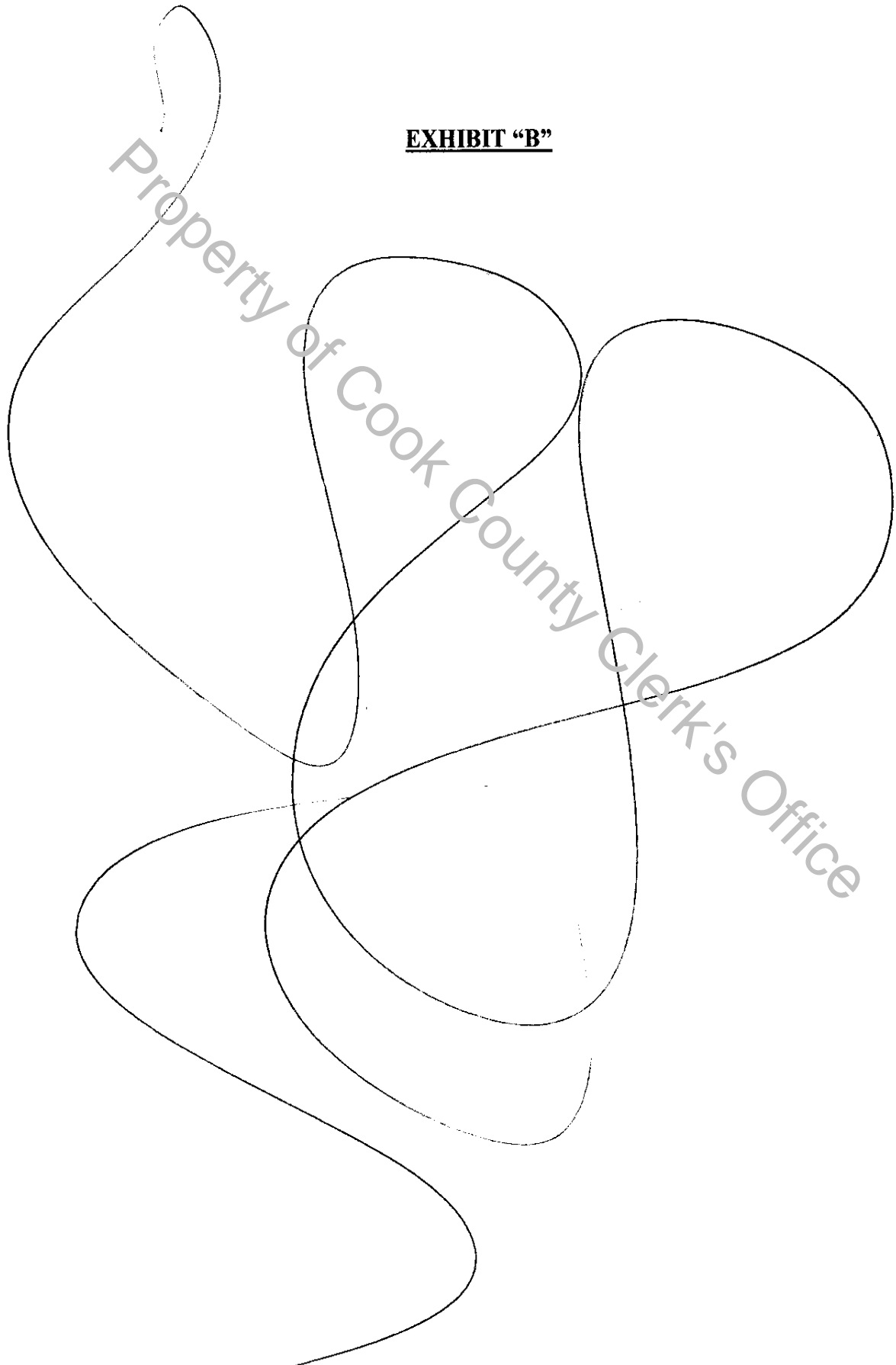
That part of the following described property (all taken as one Tract) lying East of the West 140.00 feet thereof: Lots 1 through 6, both inclusive, in Ogden's Subdivision of Block 18 in Wolcott's Addition to Chicago and Lots 1 through 5, both inclusive, in John Seba's Subdivision of Lots 7 and 8 in Ogden's Subdivision of Block 18 in Wolcott's Addition to Chicago in the East ½ of the Northeast ¼ of Section 9 Township 39 North, Range 14 East of the Third Principal Meridian, described as follows:

That part lying above a horizontal plane at the vertical elevation (Chicago City Datum) of 13.00 feet and below the horizontal plane formed by connecting the vertices formed by connecting the vertical elevation points attached to the following calls of the property bounded and described as follows: Beginning at the Southwest corner of said Tract, at a point having a vertical elevation of 29.85 feet; thence North 00°03'47" East along the West line of said Tract 80.30 feet to the Westerly extension of the centerline of an interior wall, having a vertical elevation of 29.85 feet (the following twenty-five (25) calls being along the centerline of interior walls); thence North 89°58'16" East, 28.42 feet, to a point having a vertical elevation of 28.78 feet; thence South 00°01'44" East, 10.34 feet, to a point having a vertical elevation of 29.01 feet; thence North 89°58'16" East, 6.22 feet, to a point having a vertical elevation of 28.70 feet; thence continuing North 89 degrees 58 minutes 16 seconds East, along a line plumb to the last described point having an elevation of 30.20 feet, a distance of 17.86 feet and having an elevation of 30.20 feet, thence South 00°01'44" East, 23.27 feet, to a point having a vertical elevation of 30.20 feet; thence South 89°58'16" West, 16.09 feet, to a point having a vertical elevation of 30.20 feet; thence North 00°01'44" West, 13.55 feet, to a point having a vertical elevation of 30.20 feet; thence South 89°58'16" West, 8.00 feet, to a point having a vertical elevation of 30.20 feet; thence South 00°01'44" East along a line plumb to the last described point having an elevation of 29.22 feet, a distance of 18.64 feet, to a point having a vertical elevation of 29.85 feet; thence North 89°58'16" East, 23.75 feet, to a point having a vertical elevation of 29.85 feet; thence South 00°01'44" East, 1.67 feet, to a point having a vertical elevation of 29.85 feet; thence North 89°58'16" East, 29.74 feet, to a point having a vertical elevation of 29.85 feet; thence North 00°01'44" West, 0.98 feet, to a point having a vertical elevation of 29.85 feet; thence North 89°58'16" East, 17.50 feet, to a point having a vertical elevation of 29.85 feet; thence North 00°01'44" West, 5.83 feet, to a point having a vertical elevation of 29.85 feet; thence North 89°58'16" East, 4.70 feet, to a point having a vertical elevation of 29.85 feet; thence North 00°01'44" West, 0.55 feet, to a point having a vertical elevation of 29.85 feet; thence North 89°58'16" East, 11.85 feet, to a point having a vertical elevation of 29.85 feet; thence North 00°01'44" West, 12.49 feet, to a point having a vertical elevation of 29.85 feet; thence North 89°58'16" East, 18.90 feet, to a point having a vertical elevation of 29.85 feet; thence South 00°01'44" East, 5.26 feet, to a point having a vertical elevation of 29.85 feet; thence North 89°58'16" East, 17.24 feet, to a point having a vertical elevation of 29.85 feet; thence South 00°01'44" East, 8.62 feet, to a point having a vertical elevation of 29.85 feet; thence North 89°58'16" East, 28.95 feet, to a point having a vertical elevation of 29.85 feet; to the East line of said Tract; thence South 00°02'06" East along the East line of said Tract, 45.87 feet, to a point having a vertical elevation of 29.85 feet, to the South line of said Tract; thence South 89°57'37" West along the South line of said Tract, 181.30 feet to the point of beginning, in Cook County, Illinois

Pin Number: 17-09-233-023

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EXHIBIT "B"



Property of Cook County Clerk's Office



NUCO MECHANICAL, INC.
1516 South West Avenue
WAUKESHA, WISCONSIN 53186

UNOFFICIAL COPY Purchase Order

(414) 547-0801 FAX (414) 547-3853

TO: **Nuco Mechanical**

Attn: Bryant Dale

Show this Purchase Order Number on all correspondence, invoices, shipping papers and packages. **5781**

DATE: **October 10, 2002**

ACQUISITION NO.:

SHIP TO:

Raab Mechanical Inc
1516 S. West Ave
Waukesha, WI 53189

REQUISITIONED BY RUDY RAAB	WHEN SHIP	SHIP VIA	F.O.B. POINT	TERMS
			Tag: Red Lobster	

QTY. ORDERED	QTY. RECEIVED	STOCK NO.	DESCRIPTION	UNIT PRICE	TOTAL
<p>Furnish all the following HVAC Equipment as per project plans and specifications. All equipment to have all specified accessories and finishes. (See attached quotation)</p> <p>Chilled water piping and hot water heating piping Connect to existing valves at the mains Piping to 5 fan coil units Piping to 1 Make up air unit Furnish and install 5 Condensate pumps Test and Balance</p> <p>Please exclude pipe covering from your quote.</p> <p>Comments:</p> <ol style="list-style-type: none"> All Equipment to be released immediately. Please provide 1 set of Submittals Please forward 4 sets of O & M's to this office as soon as possible. <p style="text-align: right;">Total Cost.... \$40,000.00</p>					

Please send _____ copies of your invoice.
Order is to be entered in accordance with prices, delivery and specifications shown above.
Notify us immediately if you are unable to ship as specified.

ORIGINAL _____

Thank You!

Rudy Raab
AUTHORIZED BY

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EXHIBIT "C"

Property of Cook County Clerk's Office

