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LEGAL FORMS

No. 370 REC  
March 1996



Doc#: 0402631150  
Eugene "Gene" Moore Fee: \$19.50  
Cook County Recorder of Deeds  
Date: 01/26/2004 01:14 PM Pg: 1 of 5

## SUBCONTRACTOR'S NOTICE AND CLAIM FOR LIEN

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STATE OF ILLINOIS

COUNTY OF \_\_\_\_\_ COOK \_\_\_\_\_ } SS.

The claimant, H. F. VEGTER EXCAVATING CO., an Illinois Corporation

of Addison, County of DuPage,

State of Illinois, hereby files notice and claim for lien against

VACALA CONSTRUCTION, INC.,

contractor, of Lake Forest, County of Lake,

State of Illinois, and FIFTH THIRD BANK, a Michigan Banking Corporation

(hereinafter referred to as "owner"), of Rolling Meadows,

County of Cook, State of Illinois,

and states:

That on 15 August, 2003, the owner owned the following described land in the County of Cook, State of Illinois, to wit:

See Exhibit "A" attached and which, by reference, is made a part of this instrument

Permanent Real Estate Index Number(s): 02-12-100-031, 02-12-100-073 and 02-12-100-113

Address(es) of premises: 1582 North Rand Road, Palatine, Illinois

and Vacala Construction, Inc.

was owner's contractor for the improvement thereof.

That on 15 August, 2003, said contractor made a subcontract with the claimant

to (1) furnish labor, materials, equipment and services consisting of site demolition, rough subgrading, foundation excavation, backfill of buildings, provide stone base for

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concrete slab work, finish grading and topsoil respreading

for and in said improvement, and that on 14 November, 2003, ~~19~~, the claimant completed thereunder(2) all required by said contract to be done to the value of \$66,998.00

That at the special instance and request of said contractor the claimant furnished extra and additional materials at and extra and additional labor on said premises of the value of \$19,240.00 and completed same on 14 November, 2003, ~~19~~(3)

That said owner, or the agent, architect or superintendent of owner (a) ~~cannot, upon reasonable diligence, be found in said County, or (b) do not reside in said County.~~ (4) was heretofore found and served with 90 day notice of claim in said county of Cook, State of Illinois.

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

payments on account

leaving due, unpaid and owing to the claimant, after allowing all credits, the sum of thirty eight thousand five hundred thirty eight (\$38,538.00) and No/100ths..... Dollars, for which, with interest, the claimant claims a lien on said land and improvements and on the moneys or other considerations due or to become due from the owner under said contract against said contractor and owner.

H. F. VEGTER EXCAVATING CO., a Ill. Corp'n.  
(Name of sole ownership, corporation, or partnership)

By Ronald Vegter  
Ronald Vegter, Secretary

This document was prepared by H. F. VEGTER EXCAV. Co., 800 S. Addison, Rd. Addison, IL. 60101  
(Name and Address)

Mail to: BARBARA L. VEGTER, President H. F. Vegter Excav. Co.,, 800 S. Addison Rd.  
(Name and Address)  
Addison, Illinois 60101

(City)

(State)

(Zip Code)

Or Recorder's Office Box No. \_\_\_\_\_

- (1) State what the claimant was to do.
- (2) "All required by said contract to be done;" or, "delivery of materials to the value of \$ \_\_\_\_\_," or "labor to the value of \$ \_\_\_\_\_," etc.
- (3) If extras fill out, if no extras strike out.
- (4) Strike out clause(a) or (b).

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State of Illinois, County of DuPage } SS.

RONALD VEGTER

The affiant, \_\_\_\_\_

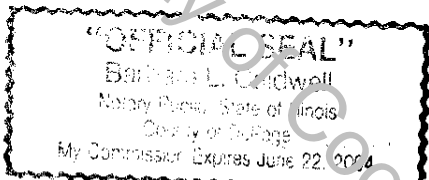
being first duly sworn, on oath deposes and says that he is SECRETARY of  
H. F. VEGTER EXCAVATING CO.,

the claimant; that he has read the foregoing notice and claim for lien and knows the contents thereof, and that all the statements therein contained are true.

*Ronald Vegter*

Ronald Vegter

Subscribed and sworn to before me this 19th day of January, 2004 ~~x19x~~



*Barbara Caldwell*  
Notary Public

H. F. VEGTER EXCAVATING CO.  
800 S. Addison Rd.  
Addison, Illinois 60101

19 Jan. 2004

Vacala Construction, Inc.  
13900 West Polo Trail Drive  
Lake Forest, Illinois 60045

### STATEMENT OF ACCOUNT

Balance due and payable for the improvements made on your order to the premises of FIFTH THIRD BANK at 1582 N. Rand Road, Palatine, Il.,  
.....\$38,532.00

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## EXHIBIT "A"

## LEGAL DESCRIPTION:

## PARCEL 1:

THE NORTHEASTERLY 150.00 FEET (AS MEASURED ON THE SOUTHEASTERLY LINE THEREOF) OF THE SOUTHEASTERLY 100.00 FEET (AS MEASURED ON THE NORTHEASTERLY LINE THEREOF) OF THAT PART OF THE NORTHWEST 1/4 OF SECTION 12, TOWNSHIP 42 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT IN THE CENTER LINE OF RAND ROAD DISTANT 550.00 FEET SOUTHEASTERLY ALONG SAID CENTER LINE FROM IT'S INTERSECTION WITH THE NORTH LINE OF SAID NORTHWEST 1/4 AND RUNNING THENCE SOUTHEASTERLY ALONG SAID CENTER LINE 60.2 FEET; THENCE SOUTHWESTERLY AT 90 DEGREES 35 MINUTES FROM NORTHWEST TO SOUTHWEST WITH SAID CENTER LINE 165 FEET; THENCE SOUTHEASTERLY ON A LINE PARALLEL WITH SAID CENTER LINE 132 FEET; THENCE SOUTHWESTERLY AT AN ANGLE OF 90 DEGREES 35 MINUTES FROM THE NORTHWEST TO WEST WITH SAID LAST DESCRIBED PARALLEL LINE TO A LINE 968 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF THE NORTHWEST 1/4; THENCE WEST ALONG SAID PARALLEL LINE 275.22 FEET TO A LINE THROUGH THE PLACE OF BEGINNING AT AN ANGLE OF 90 DEGREES 35 MINUTES FROM NORTHWEST TO WEST WITH SAID CENTER LINE OF SAID ROAD; THENCE NORTHEASTERLY ALONG SAID LAST DESCRIBED LINE 813.17 FEET TO THE PLACE OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

## PARCEL 2:

THAT PART OF THE NORTHWEST 1/4 OF SECTION 12, TOWNSHIP 42 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE CENTER LINE OF RAND ROAD, 610.2 FEET SOUTHEASTERLY OF THE INTERSECTION OF SAID CENTER LINE OF RAND ROAD AND THE NORTH LINE OF SAID NORTHWEST 1/4; THENCE SOUTHWEST 10 RODS (165 FEET) ON A LINE FORMING AN ANGLE OF 90 DEGREES, 35 MINUTES TO THE WEST WITH THE CENTER LINE OF RAND ROAD; THENCE SOUTHEASTERLY ALONG A LINE PARALLEL WITH THE CENTER LINE OF SAID RAND ROAD, 8.0 RODS (132 FEET); THENCE NORTHEASTERLY, ON A PARALLEL WITH SAID LINE FORMING AN ANGLE OF 90 DEGREES, 35 MINUTES TO THE WEST WITH THE CENTER LINE OF SAID RAND ROAD, 10 RODS (165 FEET), TO THE CENTER OF SAID ROAD; THENCE NORTHWESTERLY ALONG THE CENTER LINE OF SAID ROAD TO THE PLACE OF BEGINNING (EXCEPTING THEREFROM THAT PART FALLING WITHIN PARCEL 5 DESCRIBED BELOW) IN CCI.

## PARCEL 3:

THAT PART OF THE NORTHWEST 1/4 OF SECTION 12, TOWNSHIP 42 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN LYING SOUTHWESTERLY OF THE CENTER LINE OF RAND

(CONTINUED)

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ROAD BOUNDED BY A LINE DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT OF THE CENTER LINE OF RAND ROAD 742.20 FEET SOUTHEASTERLY OF THE INTERSECTION OF SAID CENTER LINE WITH THE NORTH LINE OF SAID NORTHWEST 1/4, THENCE SOUTHWESTERLY ALONG A LINE FORMING AN ANGLE OF 89 DEGREES 25 MINUTES, AS MEASURED FROM SOUTHEAST TO SOUTHWEST WITH THE CENTER LINE OF SAID RAND ROAD, 358.05 FEET; THENCE SOUTHEASTERLY PARALLEL WITH THE CENTER LINE OF SAID RAND ROAD, 190.00 FEET; THENCE NORTHEASTERLY PARALLEL WITH SAID LINE FORMING AN ANGLE OF 89 DEGREES 25 MINUTES WITH THE CENTER LINE OF SAID RAND ROAD, AFORESAID, 108.0 FEET; THENCE NORTHWESTERLY PARALLEL WITH THE CENTER LINE OF RAND ROAD, 130.0 FEET; THENCE NORTHEASTERLY ALONG A LINE PARALLEL WITH SAID LINE FORMING AN ANGLE OF 89 DEGREES 25 MINUTES WITH THE CENTER LINE OF SAID RAND ROAD, 250.05 FEET TO A POINT ON THE CENTER LINE OF RAND ROAD WHICH IS 802.20 FEET SOUTHEASTERLY OF THE INTERSECTION OF SAID CENTER LINE WITH THE NORTH LINE OF SAID NORTHWEST 1/4; THENCE NORTHWESTERLY ALONG THE CENTER LINE OF SAID CENTER LINE OF SAID ROAD 60.0 FEET TO THE PLACE OF BEGINNING, (EXCEPTING THEREFROM THAT PART THEREOF TAKEN OR USED FOR PUBLIC ROADS,) IN COOK COUNTY, ILLINOIS.

PARCEL 4:

THE SOUTHWESTERLY 43.05 FEET OF THE NORTHEASTERLY 193.05 FEET (AS MEASURED ON THE SOUTHEASTERLY LINE THEREOF) OF THE SOUTHEASTERLY 100.0 FEET (AS MEASURED ON THE NORTHEASTERLY LINE THEREOF) OF THAT PART OF THE NORTHWEST 1/4 OF SECTION 12, TOWNSHIP 42 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT IN THE CENTER LINE OF RAND ROAD DISTANT 550.0 FEET SOUTHEASTERLY ALONG SAID CENTER LINE FROM ITS INTERSECTION WITH THE NORTH LINE OF SAID NORTHWEST 1/4 AND RUNNING THENCE SOUTHEASTERLY ALONG SAID CENTER LINE 60.2 FEET; THENCE SOUTHEASTERLY AT 90 DEGREES 35 MINUTES FROM NORTHWEST TO WEST WITH SAID CENTER LINE, 165 FEET; THENCE SOUTHEASTERLY ON A LINE PARALLEL WITH SAID CENTER LINE, 132 FEET; THENCE SOUTHWESTERLY AT AN ANGLE OF 90 DEGREES 35 MINUTES FROM THE NORTHWEST TO WEST WITH SAID DESCRIBED PARALLEL LINE TO A LINE 968 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF THE NORTHWEST 1/4; THENCE WEST ALONG SAID PARALLEL LINE 275.22 FEET TO A LINE THROUGH THE PLACE OF BEGINNING AT AN ANGLE OF 90 DEGREES 35 MINUTES FROM NORTHWEST TO WEST WITH SAID CENTER LINE OF SAID ROAD; THENCE NORTHEASTERLY ALONG SAID LAST DESCRIBED LINE 813.17 FEET TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS.

THE SOUTHEASTERLY 40 FEET OF THE NORTHWESTERLY 190 FEET OF THE SOUTHEASTERLY 290 FEET AS MEASURED ON THE NORTHEASTERLY LINE THEREOF OF THE NORTHWESTERLY 357 FEET AS MEASURED ON THE SOUTHEASTERLY LINE THEREOF OF THE FOLLOWING DESCRIBED TRACT OF LAND: THAT PART OF THE NORTHWEST 1/4 OF SECTION 12, TOWNSHIP 42 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT IN THE CENTER LINE OF RAND ROAD 450.0 FEET SOUTHEASTERLY FROM ITS INTERSECTION WITH THE NORTH LINE OF SAID NORTHWEST 1/4; THENCE CONTINUING SOUTHEASTERLY ALONG SAID CENTER LINE OF RAND ROAD 292.20 FEET; THENCE SOUTHWESTERLY AT AN ANGLE OF 90 DEGREES 35 MINUTES FROM NORTHWEST TO WEST WITH SAID CENTER LINE TO A LINE 968 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID NORTHWEST 1/4; THENCE WEST ALONG SAID PARALLEL LINE 414.00 FEET TO A POINT 298.13 FEET EAST OF THE WEST LINE OF SAID NORTHWEST 1/4; THENCE NORTHEASTERLY 909.46 FEET IN A STRAIGHT LINE TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS.