

UNOFFICIAL COPY
IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION
MECHANICS LIEN SECTION

YURVOL CORPORATION,)

Plaintiff,)

vs.)

POLK STREET ASSOCIATES, LLC,)
OXFORD BANK & TRUST and)
SPIDER CONSTRUCTION,)

Defendants.)

No. 05 CH 09065



Doc#: 0531333205 Fee: \$28.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 11/09/2005 01:08 PM Pg: 1 of 3

ORDER

This matter coming before the court on the motion to dismiss Count I of the Complaint pursuant to 735 ILCS 5/2-619(a) filed by Defendants Polk Street Associates, LLC, Oxford Bank & Trust, and Taras D. Popowycz d/b/a Spider Construction (incorrectly sued as "Spider Construction"), notice having been provided, the Court having considered Plaintiff's "Response to Defendants' Motion to Dismiss Count I of the Complaint" filed on November 1, 2005, the parties having presented argument and the Court being advised in the premises;

IT IS HEREBY ORDERED:

1. The motion to dismiss is GRANTED and Count I of the complaint is dismissed with prejudice; and
2. The Notice and Claim for Lien recorded by Plaintiff YURVOL CORPORATION on December 30, 2004, as Cook County Recorder of Deeds document 0436532099 is void and unenforceable; and
3. Pursuant to Supreme Court Rule 304(a), this Court make an express finding that this dismissal order is a final and appealable order and that there is no just reason for delaying either enforcement of or appeal from the order, or both.

ENTER:

Judge Robert J. Quinn

NOV 02 2005

Judge Robert J. Quinn Judge's No.

Dated: November 2, 2005

Mail to:

Order Prepared By:

Counsel for Defendants

P. Matthew Glavin

Glavin & Associates, Ltd.

222 North LaSalle Street - Suite 2160

Chicago, IL 60601

(312) 201-1310

Firm I.D. No. 37237

823 0040 71 '05
CITIC No. Abstract Not

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I hereby certify that the document to which this certification is affixed is a true copy.

Date **NOV 08 2005**

Dorothy Brown
Clerk of the Circuit Court
of Cook County, IL



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Parcel 1: Lots 6, 8, 10, 11, 12, 13, 14, 16 and 17 in Homan Square Phase 3, being a re-subdivision Lots 1 to 48, both inclusive in block 9 and all the east and west vacated alley lying south of adjoining aforesaid, Lots 1 to 24, both inclusive in block 9 lying both and adjoining aforesaid lots 25 to 48, both inclusive in Block 9 in E. A. Cummings & Co.'s Central Park Avenue. Addition, a subdivision of part of the southeast quarter of Section 14, Township 39 North, Range 13 East of the Third Principal Meridian in Cook County, Illinois.

Parcel 2: Perpetual non-exclusive easement to and for the benefit of parcel 1 for ingress and egress in, over and across lot 57 as created and set out in the plat of subdivision recorded July 12, 1996, as document number 96534799 and the declaration of covenants, conditions, restrictions and easements for Homan Square Homeowner's Association recorded June 27, 1994 as document number 94558398 and amended as document number 94930840, 95190932, 95552590, 96476893, 96605103 and 96971447.

16-14-412-008
16-14-412-010
16-14-412-012

3515-19 W. POLK
CHICAGO, ILLINOIS

PROPERTY OF COOK COUNTY CLERK'S OFFICE