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SUBCONTRACTOR'S CLAIM FOR LIEN

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

AMERICAN BUILDING SERVICES, LLC }
D/B/A M-D BUILDING MATERIAL }
 }
 }

In the Office of the Recorder
of Deeds of Cook County

Claimant
WALSH CONSTRUCTION COMPANY, f/k/a
Walsh Construction Company of Illinois,
an Illinois corporation
MDA CITY APARTMENTS, LLC, a
Delaware limited liability company
NASI XIII, LLC, a Delaware limited
liability company,

Notice and Claim for Lien
In the Amount of \$34,167.36



Doc#: 0610810101 Fee: \$18.50
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 04/18/2006 03:33 PM Pg: 1 of 4

Defendants }

The Claimant, AMERICAN BUILDING SERVICES, LLC D/B/A M-D BUILDING MATERIAL, of 953 Seton Court, Wheeling 60090, County of Cook, State of Illinois, hereby files notice and Claim for Lien against WALSH CONSTRUCTION COMPANY, f/k/a Walsh Construction Company of Illinois, an Illinois corporation, (hereinafter referred to as "Contractor") of 929 West Adams Street, Chicago, County of Cook, State of Illinois 60607, and MDA CITY APARTMENTS, LLC, a Delaware limited liability company, 30833 Northwest Highway, Suite 300, Farmington Hills, Michigan 48334, BANK OF AMERICA, 231 S. LaSalle Street, Chicago, Illinois 60604 and NASI XIII, LLC, a Delaware limited liability company, 2711 Centerville Road, Wilmington, Delaware 19808 (individually and collectively referred to as "Owners"), and states as follows:

Owner is the owner of record of the following described real estate (hereinafter referred to as "Real Estate") in the County of, State of Illinois to wit:

SEE EXHIBIT A ATTACHED

1. On October 16, 2003, Contractor had a contract (herein called "Contractor's Contract") for the improvement of said Real Estate with **MDA CITY APARTMENTS, LLC.**

2. On or about December 23-26, 2003, and subsequently, Owners acquired fee simple title to the Real Estate from **LASALLE BANK NATIONAL ASSOCIATION**, as Successor Trustee to American National Bank and Trust Company of Chicago, under Trust Agreement dated July

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30, 1987 and known as Trust No. 103175-01, and **STANDARD BANK AND TRUST COMPANY**, as Trustee under Trust Agreement dated January 27, 1977 and known as Trust No. 5186 pursuant to Assignment of lessee's interest in ground lease to **MDA MASTER TENANT, LLC**, an Illinois limited liability company, by instrument recorded January 30, 2004 in Cook County, Illinois as Document 0403019097; and **CHICAGO TITLE LAND TRUST COMPANY**, as Trustee under Trust No. 1110916 (individually and collectively, "Prior Owners").

3. On information and belief, as of October 16, 2003, one or more of the Owners had an interest in or a right to acquire the Real Estate and **MDA CITY APARTMENTS, LLC** was authorized and or knowingly permitted by Owners and Prior Owners to contract for the improvement of the Real Estate.

4. Pursuant to said Contractor's Contract and for the purpose of furnishing hollow metal frames, lites, transoms, doors and hardware for the MDA Apartments project required under said Contractor's Contract, Contractor initially made a verbal subcontract with Claimant on February 13, 2004 for Claimant to furnish hollow metal frames, lites, transoms, doors and hardware for the MDA Apartments project for use in carrying out the improvement of said Real Estate, pursuant to said Contractor's Contract which agreement included an agreement on prices and a description of the materials to be sold and delivered. Subsequently, on June 3, 2004, an agreed written subcontract in the nature of a purchase order was fully executed by Claimant and Contractor for Claimant to furnish hollow metal frames, lites, transoms, doors and hardware for the MDA Apartments project for use in carrying out the improvement of said Real Estate, pursuant to said Contractor's Contract.

5. Pursuant to said subcontract and extra orders for hollow metal frames, lites, transoms, doors and hardware for the MDA Apartments project placed by Contractor with Claimant after the date of said subcontract, Claimant has furnished hollow metal frames, lites, transoms, doors and hardware for the MDA Apartments project to Contractor for the improvement of said Real Estate for which there is due in owing from Contractor to Claimant a balance of THIRTY FOUR THOUSAND ONE HUNDRED SIXTY SEVEN DOLLARS THIRTY SIX CENTS (\$34,167.36) after allowing for all just credits and setoffs for which with interest, Claimant claims a lien upon said Real Estate and all improvements thereof, and upon all moneys due or to become due to Contractor pursuant to said Contractor's Contract and for extra work, labor and material furnished by said Contractor for said improvements.

6. The last day on which Claimant furnished work, labor or material to the Real Estate was March 10, 2006.

AMERICAN BUILDING SERVICES, LLC
D/B/A M-D BUILDING MATERIAL

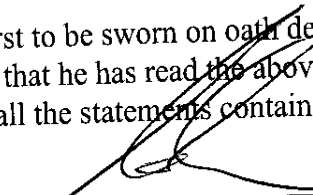
BY: 
ITS DULY AUTHORIZED AGENT

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AFFIDAVIT

THE STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

The Affiant Mark Echales being first to be sworn on oath deposes and states that he is the Executive Vice President of the Claimant; that he has read the above and foregoing Claim for Lien and knows the contents thereof; that all the statements contained therein are true.



MARK ECHALES

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 5TH DAY OF APRIL, 2006



NOTARY PUBLIC



THIS INSTRUMENT WAS PREPARED BY:

Howard M. Turner
Gould & Ratner
222 North LaSalle Street,
Room 800
Chicago, IL 60601
(312) 236-3003

Property
Cook County Clerk's Office

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EXHIBIT "A" LEGAL DESCRIPTION

P.I.N. Nos.: 17-10-306-001 and 17-10-306-002

PARCEL 1:

LOTS 3 TO 6, BOTH INCLUSIVE IN RICHARD T. HAINES' SUBDIVISION OF LOTS 1 TO 5 IN BLOCK 10 OF FORT DEARBORN ADDITION TO CHICAGO IN SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

LOTS 1 AND 2 IN RICHARD T. HAINES' SUBDIVISION OF LOTS 1 TO 5 IN BLOCK 10 OF FORT DEARBORN ADDITION TO CHICAGO IN SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 3:

THE NORTH $\frac{1}{2}$ OF A STRIP OF LAND 9.5 FEET IN WIDTH: (i) LYING SOUTH OF AND ADJOINING LOTS 1 TO 6, BOTH INCLUSIVE IN RICHARD T. HAINES' SUBDIVISION OF LOTS 1 TO 5 IN BLOCK 10 OF FORT DEARBORN ADDITION TO CHICAGO; (ii) LYING NORTH OF AND ADJOINING LOT 7 IN RICHARD T. HAINES' SUBDIVISION AFORESAID AND (iii) LYING NORTH OF THE NORTH LINE EXTENDED EAST OF LOT 7 IN RICHARD T. HAINES' SUBDIVISION ALL IN BLOCK 10 OF FORT DEARBORN ADDITION TO CHICAGO IN SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 4:

RIGHT TO USE FOR VEHICULAR AND PEDESTRIAN INGRESS AND EGRESS THE FOLLOWING TRACT OF LAND:

THE SOUTH $\frac{1}{2}$ OF A STRIP OF LAND 9.5 FEET IN WIDTH: (i) LYING SOUTH OF AND ADJOINING LOTS 1 TO 6, BOTH INCLUSIVE IN RICHARD T. HAINES' SUBDIVISION OF LOTS 1 TO 5 IN BLOCK 10 OF FORT DEARBORN ADDITION TO CHICAGO; (ii) LYING NORTH OF AND ADJOINING LOT 7 IN RICHARD T. HAINES' SUBDIVISION AFORESAID AND (iii) LYING NORTH OF THE NORTH LINE EXTENDED EAST OF LOT 7 IN RICHARD T. HAINES' SUBDIVISION ALL IN BLOCK 10 OF FORT DEARBORN ADDITION TO CHICAGO IN SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.