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SUBCONTRACTOR'S CLAIM FOR LIEN

NOTICE & CLAIM



Doc#: 0613634113 Fee: \$20.50
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 05/16/2006 02:13 PM Pg: 1 of 6

STATE OF ILLINOIS)
)
COUNTY OF COOK)

(The Above Space for Recorder's Use Only)

WEIDNER FARMS CARTAGE, INC., an Illinois corporation ("Lien Claimant"),

vs.

MITER PEKAJ ("Owner"),

KELLY CONCRETE, INC., an Illinois corporation ("Contractor"),

AMCORE BANK, N.A., a National Association, ("Lender"),

OTHER UNKNOWN OWNERS, OTHER UNKNOWN LENDERS, and OTHER UNKNOWN LIEN CLAIMANTS, (collectively referred to as "Defendants").

The Lien Claimant, **WEIDNER FARMS CARTAGE, INC., an Illinois corporation** (hereinafter referred to as "Lien Claimant"), of P.O. Box 845, Cary, Illinois 60013, hereby files its **Subcontractor's Notice and Claim for Mechanic's Lien** on the Real Estate (as hereinafter described) and on all funds held in connection with the improvements constructed on the Real Estate and against: **MITER PEKAJ**, of 1109 Old Elm, Glencoe, Illinois 60022, the Owner, and Other Unknown Owners (hereinafter referred to collectively as "Unknown Owners"); **KELLY CONCRETE, INC.**, an Illinois corporation, c/o Corporate Registered Agent: Mr. Terrence L. Schaul, c/o McCarthy Duffy, 180 North LaSalle Street, Suite 1400, Chicago, Illinois 60601 (312) 726-0355 / (312) 726-6383 (Fax), the Contractor (hereinafter referred to as "Contractor"), and **AMCORE BANK, N.A.**, a National Association, 1011 East Touhy Avenue, Des Plaines, Illinois 60018, Other Unknown Lender(s) (hereinafter referred to collectively as "Lender(s)"); and Other Unknown Lien Claimants (hereinafter referred to collectively as "Other Lien Claimants"), and states as follows:

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- (1) On information and belief, on or about **March 13, 2006**, and at all times relevant hereto, the Owner owned the following described land in **Glencoe**, County of **Cook**, and State of **Illinois** (hereinafter referred to as the "Premises") to wit:

Property Commonly Known As/Street Address As Follows:

1109 Old Elm Lane, Glencoe, Cook County, Illinois 60022

Property Legal Description As Follows:

LOT 38 IN GREEN MEADOW SUBDIVISION OF PART OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 6, TOWNSHIP 42 NORTH, RANGE 13 EAST THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Permanent Real Estate Index Number(s) As Follows:

05-06-315-003-0000 and that:

On information and belief, **KELLY CONCRETE, INC., an Illinois corporation** (hereinafter referred to as "Contractor") was the Owner's Contractor(s) and/or Sub-Contractor(s) for the improvement to said premises.

- (2) On information and belief, subsequent thereto, Contractor, on or about **March 13, 2006**, and at all times relevant hereto, and said Lien Claimant entered into and made a subcontract with Owner, Owner's Contractor and/or Owner's Sub-Contractor to provide labor, material and services in the form of gravel and trucking / hauling services necessary to construct a structure or otherwise improve said Premises as more precisely depicted in its contract with/to **KELLY CONCRETE, INC., an Illinois corporation ("Contractor")**, dated on or about March 13, 2006, for the amount of **\$2,386.51**.
- (3) On information and belief, the Lien Claimant's work was done by and with the knowledge and consent of said Owner and Contractor and/or Sub-Contractor. Alternatively, the Owner knowingly permitted the Contractor and Subcontractor and/or their agents to enter into contracts for the improvement of said premises.
- (4) On or about **March 16, 2006**, the Lien Claimant completed substantially all of the work required by its contract with the Trust Beneficiary, Contractor(s) and/or Sub-Contractor(s).
- (5) As of this date, said Owner(s), Contractor(s) and/or Sub-Contractor(s) are entitled to credits of **\$ 0.00**, leaving due, unpaid and owing to the Lien Claimant the sum of **\$2,386.51**, plus statutory interest and/or contractual service charges, and attorneys' fees where available by law, for which the Lien Claimant claims a Lien on said premise land and improvements thereupon, and on the monies or other consideration due or to become due from the Trust Beneficiary, Developer(s), Contractor(s), and Sub-Contractor(s) under said contract and against said Trust Beneficiary, Developer(s), Contractor(s) and Sub-Contractor(s).
- (6) That this Claim for Mechanic's Lien will be Duly recorded in the Office of the Recorder of Deeds of **Cook County, Illinois**.
- (7) Notice of this claim was served upon the owner of record or his agent or architect, or the superintendent having charge of the premises, building and/or improvement.

Dated this 16th day of May, 2006.

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WEIDNER FARMS CARTAGE, INC., an Illinois corporation

BY: Warren Weidner
Warren Weidner, President

VERIFICATION

STATE OF ILLINOIS)
) ss.
COUNTY OF COOK)

The Affiant, Warren Weidner, being first duly sworn: on oath deposes and says that he is President of the Lien Claimant, **WEIDNER FARMS CARTAGE, INC., an Illinois corporation**, 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.

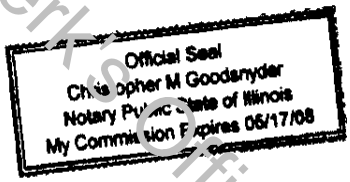
WEIDNER FARMS CARTAGE, INC., an Illinois corporation

BY: Warren Weidner
Warren Weidner, President

STATE OF ILLINOIS)
) ss.
COUNTY OF COOK)

The undersigned, a notary public in and for the above county and state, certify that **Warren Weidner**, known to me to be the same person whose name is subscribed as president, and duly authorized officer and agent of **WEIDNER FARMS CARTAGE, INC., an Illinois corporation**, appeared before me and acknowledged signing and delivering the instrument as his/her free and voluntary act, for the uses and purposes therein set forth and further certify to the correctness of the his/her signature.

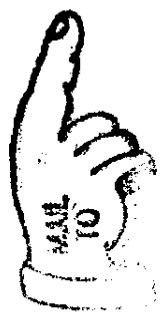
Dated: May 16, 2004
[Signature]
Notary Public



My commission expires May 17, 2008

This document was prepared by (and return after recording to):

Perl & Goodsnyder, Ltd., 14 North Peoria Street, Suite 2-C, Chicago, Illinois 60607 (312)243-4500



UNOFFICIAL COPY**NOTICE OF CLAIM
FOR LIEN**

STATE OF ILLINOIS)
) ss.
COUNTY OF COOK)

TO: (See attached service list.)

Please be advised that I represent WEIDNER FARMS CARTAGE, INC., an Illinois corporation. You are hereby notified that WEIDNER FARMS CARTAGE, INC., an Illinois corporation, the undersigned, has been employed by MITER PEKAJ, of 1109 Old Elm Lane, Glencoe, Cook County, Illinois 60022 (hereinafter referred to collectively as "Owner"), and KELLY CONCRETE, INC., an Illinois corporation, c/o Corporate Registered Agent: Mr. Terrence L. Schaul c/o McCarthy Duffy 180 North LaSalle Street, Suite 1400, Chicago, Illinois 60601 (312) 726-0355 / (312) 726-6383 (Fax) (hereinafter referred to as "Contractor"); at the following property secured by a mortgage issued by AMCORE Bank, N.A., an National Association, 1011 East Touhy Avenue, Des Plaines, Illinois 60018 (hereinafter as "Lender"); and Other Unknown Lien Claimants (hereinafter referred to collectively as "Other Lien Claimants"), to provide labor, material and equipment and related work necessary to construct improvements to said Premises commonly known as 1109 Old Elm Lane, Glencoe, Cook County, Illinois 60022.

Property Legal Description As Follows:

LOT 38 IN GREEN MEADOW SUBDIVISION OF PART OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 6, TOWNSHIP 42 NORTH, RANGE 13 EAST THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Permanent Real Estate Index Number(s) As Follows:

05-06-315-003-0000 and that:

That as of the date of this Notice, the sum of \$2,386.51 plus statutory interest and/or contractual service charges (if applicable), and attorneys' fees (if applicable) is due WEIDNER FARMS CARTAGE, INC., an Illinois corporation for said materials and labor. Wherefore the undersigned claims a lien against the above described property, against your interest therein and any money due from you to WEIDNER FARMS CARTAGE, INC., an Illinois corporation.

Dated this 16th day of May, 2006.

WEIDNER FARMS CARTAGE, INC., an Illinois corporation

BY: Warren Weidner
Warren Weidner, President

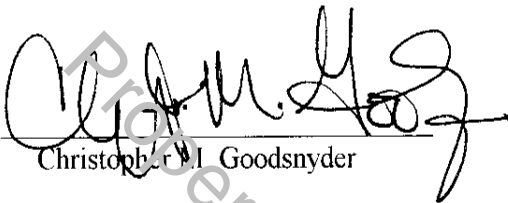
**PLEASE NOTE THIS SUIT IS AN ATTEMPT TO COLLECT A DEBT CLAIMED
AGAINST YOU, AND ACCORDINGLY, ALL INFORMATION YOU PROVIDE
WILL BE USED TO PROSECUTE THIS ACTION**

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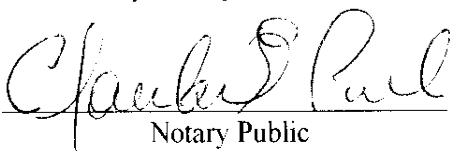
PROOF OF SERVICE

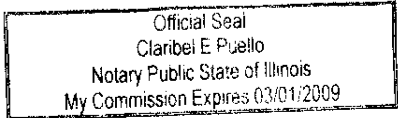
STATE OF ILLINOIS)
)
COUNTY OF COOK)

I, **CHRISTOPHER M. GOODSNYDER**, do hereby certify that I mailed a copy of this Notice and Claim of Lien to each party named, by depositing it in the U.S. Mail, by Certified Mail, postage prepaid, in a sealed and secure envelope, return receipt requested, delivery limited to addressee only, on the **16th** day of **May**, **2006**, at 14 North Peoria Street, Suite 2-C, Chicago, Illinois 60607.

BY: 
Christopher M. Goodsnyder

SUBSCRIBED and SWORN to before me
this 16th day of May, 2006.


Notary Public



My commission expires March 01, 2009

Property of Cook County Clerk's Office

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SERVICE LIST

Owner

Mr. Miter Pekaj
1109 Old Elm Lane
Glencoe, Illinois 60022

Contractor

Kelly Concrete, Inc.
c/o Corporate Registered Agent:
Mr. Terrence L. Schall
c/o McCarthy Duffy
180 North LaSalle Street
Suite 1400
Chicago, Illinois 60601
(312) 726-0355 / (312) 726-6383 (Fax)

Lender

AMCORE BANK, N.A.
1011 East Touhy Avenue
Des Plaines, Illinois 60018

Subcontractor

Weidner Farms Material, Inc.
c/o Mr. Christopher M. Goodsnyder
Perl & Goodsnyder, Ltd.
14 North Peoria Street
Suite 2-C
Chicago, Illinois 60607
(312) 243-4500 / (312) 243-0806 (Fax)

BY CERTIFIED MAIL: RETURN RECEIPT REQUESTED