NOTICE AND CLAIM POR MECHANIC LIEN

IN THE OFFICE OF THE RECORDER OF DEEDS OF COOK COUNTY, ILLINOIS Doc#: 0618631048 Fee: \$18.50 Eugene "Gene" Moore RHSP Fee: \$10.00 Cook County Recorder of Deeds Date: 07/05/2006 10:45 AM Pg: 1 of 3

PHOENIX BUILDERS, LTD. d/b/a Teschner & Sons Painting & Decorating	) "NOTICE TO OWNER: )
Claimant  V.  MILWAUKEE GOLF DEVFLOPMENT COMPANY, LLC, SECURE FINANCIAL CORPORATION, LASALLE BANK NA, as Trustee for Morgan Stanley Capital Inc., Commercial Mortgage Pass- Through Certificates Series 1999-WFI, OMNI CONSTRUCTION COMPANY, INC., and unknown owners and unknown lien claimants	Do not pay the Contractor for this work or material delivered unless you have received from the Contractor a waiver of lien by, or other satisfactory evidence of payment to the Contractor."
Defendants )	AMOUNT CLAIMED: \$2,520.00

The Claimant PHOENIX BUILDERS, LTD., located at 1803 Winnetka Circle, Rolling Meadows, Cook County, Illinois, being a subcontractor for the construction project on the real estate described below, hereby files a Notice and Claim for Lien against MILWAUKEE GOLF DEVELOPMENT COMPANY, LLC (hereafter OWNER); SECURE FINANCIAL CORPORATION and LASALLE BANK, NA, as Trustee for Morgan Stanley Capital, Inc., Commercial Mortgage Pass-Through Certificates Series 1999-WFI (hereafter LENDERS); OMNI CONSTRUCTION COMPANY, INC. (hereafter CONTRACTOR); VALUE CITY (hereafter TENANT); and unknown owners and unknown lien claimants, for the construction project on the real estate commonly known as 500 Golf Mill Center, Niles, County of Cook, State of Illinois, and states:

0618631048 Page: 2 of 3

## That on about February 23, 2006, MILWAUKEE GOLF DEVELOPMENT

COMPANY, LLC was the OWNER of record of the following described real property in the County of Cook, State of Illinois, to-wit:

See Legal Description Attached Hereto as Exhibit "A"

Commonly known as: 500 Golf Mill Center, Niles, II.

P.I.N.: 09-14-108-112-0000 09-14-108-013-0000 09-14-108-016-0000 09-14-108-017-0000 09-14-108-020-0000 09-14-108-021-0000 09-14-112-007-0000

09-14-108-020-0000 09-14-108-021-0000 09-14-112-007-0000 09-14-112-010-0000 09-14-112-014-0000

09 4-112-015-0000 09-14-202-006-0000 09-14-202-007-0000

That on about February 23, 2006, CLAIMANT made a written contract with CONTRACTOR, OWNER's agent acting with the OWNER's knowledge and consent, by the terms of which contract CLAIMANT agreed to provide labor and material for the preparation of surface materials and for painting of an existing structure, and to provide allied extras, and the CONTRACTOR agreed to pay CLAIMANT for said materials and labors the sum of \$2,520.00. On March 30, 2006, the CLAIMANT last delivered material to the project for the contract work.

That said CONTRACTOR is not entitled to any credits on account, leaving unpaid, due and owing to the CLAIMANT the sum of TWO THOUSAND FIVE HUNDRED

TWENTY AND NO/100THS (\$2,520.00) DOLLARS, as and for the contract work, for which, with interest, the CLAIMANT claims a lien upon said land and improvements, and on the monies or other considerations due or to become due from the OWNER.

PHOENIX BUILDERS, LTD. Claimant

o.a...a...

One of Claimant's attorneys

0618631048 Page: 3 of 3

## UNOFFICIAL CO

## VERIFICATION

I, David J. Axelrod, on oath state that I am the Claimant herein; that I have read the foregoing, know the contents thereof, and state that all the statements contained therein are true and correct, to the best of my knowledge and belief.

Subscribed and sworn to before me on

June 23, 2006

Sara Hatfield

Notary Public, State of Illinois My Commission Exp. 03/30/2010

## PROOF OF SERVICE BY MAIL

I, DAVID J. AXELROD, an attorney on oath state that on August 10, 2004, I served this Notice and Claim for Lien by mailing a copy of said Notice by Certified Mail, Return Receipt Requested, to MILWAUKEE GOLF DEVELOPMENT COMPANY, LLC. C/O John Cuneo, reg.agt., 9101 Greenwood Ave., Ste. 219, Niles, II. 60714; SECURE FINANCIAL CORPORATION, 3 Bethesda Metro Center, Ste. 700, Bethesda, Md. 20814; LASALLE BANK, NA, as Trustee for Morgan Stanley Capital, Inc., Commercial Mortgage Pass-Through Certificates Series 1999-WFI, 135 S. LaSalle St., 16<sup>th</sup> FIr, Chicago, II. 60603; OMNI CONSTRUCTION COMPANY, INC., 25901 Emery rd., Ste. 103, Cleveland, OH 44128; VALUE CITY, 500 Golf Mill Center, Niles, II. 60714; by depositing same in the U.S. Mail at Highland Park, Illinois, before 5:00 p.m.

Subscribed and sworn to before me on June 23, 2006

Sara Hatfield Notary Public, State of Illinois My Commission Exp. 03/30/2010

"OFFICIAL SEAL"

Prepared by and Return to: DAVID J. AXELROD & ASSOCIATES 1448 Old Skokie Rd. Highland Park, II. 60035

(847) 579-9700