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ORIGINAL CONTRACTOR'S CLAIM FOR LIEN

STATE OF ILLINOIS

COUNTY OF COOK

The Lien Claimant, **FORTNEY & WEYGANDT, INC.**, an Ohio corporation, of 31269 Bradley Road, North Olmsted, Ohio, hereby files a claim for mechanic's lien against **SUMMIT DEVELOPMENT GROUP, L.L.C.**, an Illinois limited liability company ("Former Owner"); **ORLAND 5, L.L.C.**, an Illinois limited liability company ("Present Owner"); (Summit Development Group, L.L.C. and Orland 5, L.L.C. are collectively referred to herein as "Owner") and any person or entity claiming an interest in the property (as hereinafter defined), by, through or under Owner, and states:

That from December, 2003, and all relevant times thereafter, Former Owner owned and the Present Owner owns the following described land in the Village of Orland Park, County of Cook, State of Illinois, commonly known as 16111 LaGrange Road, Orland Park, Illinois and legally described as set forth in the attached *Exhibit "1"* and hereinafter referred to as the "Property".

That on or about January 20, 2004, SUMMIT DEVELOPMENT GROUP, L.L.C., as Former Owner, entered into a certain written Agreement with Claimant, FORTNEY & WEYGANDT, INC., as General Contractor, whereby Claimant agreed to provide certain labor, material and work to establish erosion control, grading, install all utilities and sanitary systems, including improvements to LaGrange Road (said work collectively referred to as "Hardscape Work") (the "Project"), all as more fully set forth in said Agreement, for the total sum of *One Million Nine Hundred Nineteen Thousand Dollars (\$1,919,000.00)* (the "Contract Price"). ORLAND 5's portion of the Contract Price for the Hardscape Work performed on the Property was *Seven Hundred Seventeen Thousand Five Hundred Dollars (\$717,500.00)*.

That pursuant to the special instance and request of the Owner, Claimant provided certain extra labor, material and work to the Project and certain agreed deductions to the Hardscape Work whereby ORLAND 5's portion of the Contract sum was reduced to *Seven Hundred Thousand Eight Hundred Forty-Two Dollars and 50/100 (\$700,842.50)*.

On November 14, 2006, Claimant completed all that was required to be done by said Agreement.

That as of the date hereof, Owner is entitled to credits in the amount of *Six Hundred Twenty-Six Thousand Three Hundred Eighty-Four Dollars and 13/100 (\$626,384.13)*, leaving due and owing to



0633944031

Doc#: 0633944031 Fee: \$18.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 12/05/2006 11:29 AM Pg: 1 of 4

Mechanics' Lien Claim
Amount: \$74,458.36

OK
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Claimant the sum of *Seventy-Four Thousand Four Hundred Fifty-Eight Dollars and 36/100* (\$74,458.36), allocated as follows:

<i>Lot 3:</i>	<i>\$31,970.64</i>
<i>Lot 4:</i>	<i>\$26,956.31</i>
<i>Lot 5:</i>	<i><u>\$15,531.42</u></i>
<i>Total:</i>	<i>\$74,458.37</i>

for which, with interest, the claims a lien on said Property, Project and improvements thereon and on the monies, bonds and/or warrants or other considerations due or to become due from the Owner as well as court costs and legal fees pursuant to Illinois Compiled Statutes, Chapter 770, Section 60/17.

Dated: December 4, 2006

FORTNEY & WEYGANDT, INC.
Mechanic's Lien Claimant,

By: _____

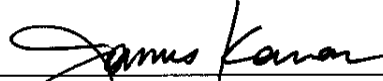
James Karras
 James J. Karras, Its Duly Authorized
 Agent and Attorney-In-Fact

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STATE OF ILLINOIS
COUNTY OF COOK

VERIFICATION

JAMES J. KARRAS, being first duly sworn on oath, deposes and states that he is the duly Authorized Agent and Attorney-In-Fact of Lien Claimant, FORTNEY & WEYGANDT, INC., an Illinois corporation; that he is authorized to sign this Verification of the foregoing Original Contractor's Claim for Lien Pursuant to Illinois Compiled Statutes, Chapter 770, Section 60/1, et seq.; that he has read the above and foregoing **ORIGINAL CONTRACTOR'S CLAIM FOR LIEN**, and that the statements set forth therein are true and correct in substance and in fact.

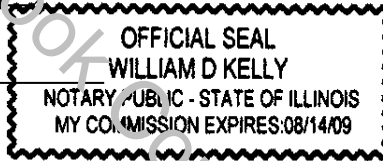


JAMES J. KARRAS, Duly Authorized
Agent and Attorney-In-Fact of
FORTNEY & WEYGANDT, INC.,
Lien Claimant

SUBSCRIBED AND SWORN to before me

this 4th day of December, 2006


NOTARY PUBLIC



*This Documents has been prepared by and
after recording should be returned to:*

James J. Karras, Esquire
KELLY & KARRAS, LTD.
619 Enterprise Drive, Suite 205
Oak Brook, IL 60523
(630) 575-0202

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EXHIBIT A

LOTS 3, 4, AND 5 IN SUMMIT PARK, A SUBDIVISION OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 36 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 22, 2004 AS DOCUMENT NO. 0429627111, IN COOK COUNTY, ILLINOIS.

Lot 3 PIN: 27-22-102-045

Lot 4 PIN: 27-22-102-046

Lot 5 PIN: 27-22-102-047

Property of Cook County Clerk's Office