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Doc#: 0702222109 Fee: \$18.00 Eugene "Gene" Moore RHSP Fee: \$10.00 Cook County Recorder of Deeds
Date: 01/22/2007 01:25 PM Pg: 1 of 4

John S. Mrowiec Conway & Mrowiec 20 South Clark Street Suite 1000 Chicago, Illinois 60603 (312) 658-1100

#### ORIGINAL CONTRACTOR'S CLAIM FOR MECHANICS LIEN

STATE OF ILLINOIS

) 35

COUNTY OF DUPAGE

The Claimant, Paniagua Group, Inc. ("Claimant"), an Illinois corporation, with an office at 808 North Central Avenue, Unit E, Wood Dale, Illinois 60191, hereby files its Original Contractor's Claim for Mechanics Lien in the interest of Southwest Airlines Co. ("Lessee") in the Leasehold Estate (as hereinafter described), and against any person claiming an interest in the Lessee's interest in the Leasehold Estate (as hereinafter described).

#### Claimant states as follows:

1. Since prior to January 12, 2005, Lessee held interest(s) as le, see in a Leasehold Estate at Midway International Airport, North Hall, legally described as follows ("Leasehold Estate"):

That certain portion of a parcel of land in the Midway International Airport Terrainal, North

PIN Numbers:

19-16-100-002-8001, 19-16-100-002-8103, 19-16-100-002-8039, 19-16-100-

002-8040, 19-16-100-002-8042, 19-16-100-002-8044, 19-16-100-002-8045

and 19-16-100-002-8058 through 8061

Address:

Midway International Airport, North Hall, 5700 South Cicero, Chicago.

Hall, between Column Lines 53 and 59, in the East ½ of the Northeast 1/4 of Section 16, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

- 2. On August 1, 2005, Claimant entered into a written contract erroneously entitled "Subcontract Agreement" with Lessee under which Claimant agreed to provide labor, materials, superintendence and equipment to complete certain carpentry and finishes work for the Midway International Airport North Hall Security Project on the Leasehold Estate in exchange for payment of an original contract price of Seven Hundred Four Thousand One Hundred Twenty Dollars (\$704,120) subject to increase for alternates, additional or changed work, differing conditions and delays (the "Contract").
- 3. At the special instance and request of Lessee, Claimant furnished extra and additional materials, labor and unperintendence for improvement of the Leasehold Estate to the extent and value of Four Hundred Twency-Seven Thousand Two Hundred Fifty-Three Dollars (\$427,253) so that the adjusted contract price is One Million One Hundred Thirty-One Thousand Three Hundred Seventy-Three Dollars (\$1,131,373).
- 4. The Contract was enfered into and Claimant's Work was performed by Claimant with the knowledge and consent of the lessor, the City of Chicago ("City"). Alternatively, Lessee had authority to enter into contracts to improve he Leasehold Estate.
- 5. Claimant substantially completer Claimant's Work under the Contract for which this lien is claimed on September 22, 2006.
- 6. As of the date hereof, after allowing all credits, there is due, unpaid and owing to Claimant, the principal sum of Four Hundred Sixty-Three Plausand Eight Hundred Twenty-One Dollars (\$463,821) for which, with interest, Claimant claims a lieu against the Lessee's interest in the Lessehold Estate and against the interest of anyone claiming through Lessee.
  - 7. Claimant is not intending to claim a mechanics lien or only interest of the City

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#### in the Leasehold Estate but only in Lessec's and Lessee's successors' or assigns' interest.

8. Claimant revokes any waiver of rights given for which payment has not been received.

Dated: January 19, 2007

PANIAGUA GROUP, INC

By:

Al Paniagua, President

THIS INSTRUME IT WAS PREPARED BY AND AFTER RECURDING SHOULD BE RETURNED TO:

John S. Mrowiec

Conway & Mrowiec

20 South Clark

Suite 1000

Chicago, Illinois 60603

(312) 658-1100

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PAGE

STATE OF ILLINOIS ) ss. COUNTY OF COOK

I, Al Paniagua, being first duly swom on oath, depose and state that I am President of Claimant, am authorized as agent to execute this Original Contractor's Claim for Mechanics Lien on behalf of Claimant, that I have read the foregoing Original Contractor's Claim for Mechanics Lien and know the contents thereof, and that the statements contained therein are true.

Al Paniagua, President

SUBSCRIBED AND SWORN TO before me this 1 day of January, 2007.

Notary Public

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John S. Mrowiec Conway & Mrowiec 20 South Clark **Suite 1000** Chicago, Illinois 60603 (312) 658-1100

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# FROM-CONWAY & MOON

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Dated: January 19, 2007

PANIAGUA GROUP, INC

Al Paniagua, President

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0702222109 Page: 4 of 4 MONTERLY PAGE **0**6

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Al Paniagua, President

SUBSCRIBED AND SWORN TO. before methis \( \) day of January, \( \)

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