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Doc#: 0711456144 Fee: \$22.50
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 04/24/2007 02:42 PM Pg: 1 of 8

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NOTICE AND CLAIM FOR MECHANICS LIEN

**IN THE OFFICE OF RECORDER
OF DEEDS OF COOK COUNTY,
ILLINOIS**

CAIN MILLWORK, INC.

("Claimant"),

v.

BEAR CONSTRUCTION COMPANY,
MERCHANDISE MART PROPERTIES, INC.,
and JANUS ET CIE OF ILLINOIS, INC.,

("Defendants").

) "NOTICE TO OWNER

)

) Do not pay the contractor for this
) work or material unless you have
) received from the contractor a waiver
) of lien or other satisfactory evidence
) of payment to the Claimant."

)

) **NOTICE & CLAIM FOR LIEN
IN THE AMOUNT OF:**

) **\$49,735.00 plus interest and
) collection costs.**

Claimant, CAIN MILLWORK, INC., ("CAIN"), an Illinois corporation, located at One Cain Parkway, Rochelle, Illinois, 61068, being a subcontractor for the provision of casework and millwork on the real estate described below, hereby files a Notice and Claim for Lien with respect to said property ("LAND") owned by MERCHANDISE MART PROPERTIES, INC., c/o CT Corporation System, 208 South LaSalle Street, Suite 814, Chicago, Illinois 60604 ("OWNER"), and JANUS ET CIE OF ILLINOIS, INC. c/o Faxon Legal Information Service,

This document was prepared by:

MAIL TO:

ANTHONY G. SUIZZO

LAW OFFICES OF ANTHONY G. SUIZZO

3201 Old Glenview Road, Suite 225

Wilmette, IL 60091-2942

Telephone No. (847) 853-0300

Atty. No. 23385

P.I.N. Nos. 17-09-112-010

17-09-112-018

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2501 Chatham Road, Suite 110, Springfield, Illinois 62701, which claims an interest in the nature of a lease in the LAND, which is commonly known as Merchandise Mart Chicago, Suite 1876, 200 World Trade Center, Chicago, Illinois, the legal description of which is attached as Exhibit "A."

Claimant also hereby files a Notice and Claim for lien against BEAR CONSTRUCTION COMPANY ("BEAR"), c/o James S. Wienold, Registered Agent, 1501 Rohlwing Road, Rolling Meadows, Illinois 60008, who on information and belief was the general contractor for said project, who was authorized and/or knowingly permitted by OWNER to provide construction work on the LAND.

On or before November 4, 2005, the OWNER of said property made a contract with BEAR whereby BEAR was to provide, or knowingly permitted BEAR to provide labor, material, tools and equipment for construction for said project; and on or about November 4, 2005 CAIN entered into an oral subcontract with BEAR whereby CAIN was to provide casework, millwork and related work for said project; CAIN thereafter completed all of its obligations pursuant to said subcontract including agreed extra work in the amount of \$19,097.00 on or about January 5, 2007.

To date, despite due demand for payment, Claimant remains unpaid for said work; and there is no reasonable basis for the failure to pay CAIN.

Therefore, after all due credits, the amount left due, unpaid and owing to CAIN is \$49,735.00, for which amount, plus interest and collection costs, including reasonable attorney's fees, CAIN claims a lien on the LAND and improvements thereon, and on any monies due or to become due to BEAR or any other party from OWNER for said project.

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CAIN MILLWORK, INC.

By: 

One of its attorneys

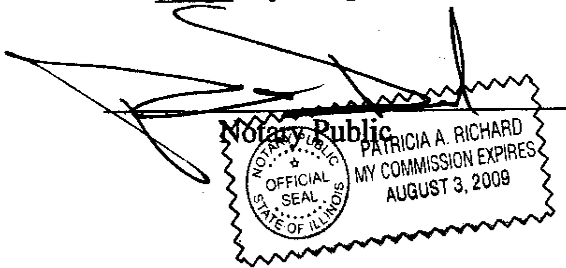
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VERIFICATION

I, Rick McGrath, on oath state that I am the Vice President and duly authorized agent of CAIN MILLWORK, INC., that I have read the foregoing Notice and Claim for Mechanics Lien against BEAR CONSTRUCTION COMPANY, et al., and that the statements therein are true to the best of my information and belief.

Richard L. McGrath, V.P.
RICK MCGRATH

Subscribed and Sworn to before me
this 5th day of April 2007.

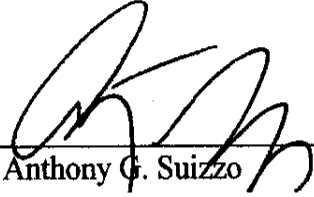


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PROOF OF SERVICE BY MAIL

I, Anthony G. Suizzo, an attorney, certify that I served the foregoing Notice and Claim for Mechanics Lien on MERCHANDISE MART PROPERTIES, INC., c/o CT Corporation System, 208 South LaSalle Street, Suite 814, Chicago, Illinois 60604 (via certified mail, return receipt requested); JANUS ET CIE OF ILLINOIS, INC., c/o Faxxon Legal Information Service, Registered Agent, 2501 Chatham Road, Springfield, Illinois 62701 (via certified mail, return receipt requested); and by mailing a copy to: BEAR CONSTRUCTION COMPANY, c/o James S. Wienhold, Registered Agent, 1501 Rohlwing Road, Rolling Meadows, Illinois 60008, (via certified mail, return receipt requested); and deposited said mailed items at the U.S. Post Office, Wilmette, Illinois, on April 5, 2007 with proper postage prepaid.



Anthony G. Suizzo

ANTHONY G. SUIZZO
LAW OFFICES OF ANTHONY G. SUIZZO
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UNOFFICIAL COPY**EXHIBIT A**

Permanent Real Estate Index Number(s): 17-09-112-010
17-09-112-018

Address(es) of Real Estate: 520 West Kinzie Street,
Northeast corner of
Kinzie and Canal Streets,
at North Branch of
Chicago River
Chicago, Illinois

Legal Description**PARCEL 1**

THAT PART OF THE SOUTH EAST 1/4 OF THE NORTH WEST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTH LINE OF WEST GRAND AVENUE AS OPENED PER ORDINANCE ASSESSMENT CONFIRMED OCTOBER 4, 1858, SAID POINT BEING 235.06 FEET (AS MEASURED ALONG SAID SOUTH LINE) EASTERLY OF THE POINT OF INTERSECTION OF SAID SOUTH LINE WITH THE EAST LINE OF BLOCK 60 IN RUSSELL, MATHER AND ROBERT'S ADDITION TO CHICAGO IN SECTION 9 AFORESAID; THENCE NORTH 84 DEGREES, 13 MINUTES, 57 SECONDS EAST ALONG SAID SOUTH LINE OF WEST GRAND AVENUE 218.415 FEET TO THE PRESENT WESTERLY DOCK LINE OF THE NORTH BRANCH OF THE CHICAGO RIVER; THENCE SOUTH 21 DEGREES, 14 MINUTES, 38 SECONDS EAST ALONG THE WESTERLY DOCK LINE 325 FEET; THENCE CONTINUING ALONG SAID WESTERLY DOCK LINE SOUTH 32 DEGREES, 34 MINUTES, 19 SECONDS EAST, 37.508 FEET; THENCE CONTINUING ALONG SAID WESTERLY DOCK LINE SOUTH 33 DEGREES, 18 MINUTES, 37 SECONDS EAST, 424.195 FEET TO THE POINT OF INTERSECTION WITH THE NORTHEASTERLY EXTENSION OF THE NORTHWESTERLY LINE OF LOT 1 AS SHOWN ON MAP OF WABANSIA, A SUBDIVISION OF PART OF SECTION 9, AFORESAID; THENCE SOUTH 62 DEGREES, 02 MINUTES, 12 SECONDS WEST ALONG THE

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NORTHEASTERLY EXTENSION OF THE AFORESAID NORTHWESTERLY
 LINE OF LOT 1, A DISTANCE OF 21.559 FEET TO THE NORTH EAST
 CORNER OF SAID LOT 1 AS SHOWN ON THE AFORESAID MAP OF
 WABANSIA; THENCE SOUTH 6 DEGREES, 10 MINUTES, 14 SECONDS
 EAST, 71.359 FEET ALONG A LINE DRAWN FROM THE AFORESAID
 NORTH EAST CORNER OF LOT 1 TO A POINT ON THE SOUTH LINE OF
 SAID LOT 1; SAID POINT BEING 140 FEET EAST OF THE SOUTH WEST
 CORNER OF SAID LOT 1 (THE LAST DESCRIBED LINE BEING ALSO
 THE WESTERLY LINE OF A TRACT OF LAND DESCRIBED IN
 AGREEMENT DATED JULY 14, 1885, BETWEEN CHICAGO AND
 NORTHWESTERN RAILWAY COMPANY AND CHICAGO AND
 EVANSTON RAILROAD COMPANY); THENCE NORTH 89 DEGREES, 42
 MINUTES, 58 SECONDS WEST 140 FEET ALONG THE AFORESAID
 SOUTH LINE OF LOT 1, BEING ALSO THE NORTH LINE OF WEST
 KINZIE STREET TO THE SOUTH WEST CORNER OF SAID LOT 1;
 THENCE CONTINUING ALONG THE AFORESAID NORTH LINE OF WEST
 KINZIE STREET NORTH 89 DEGREES, 42 MINUTES, 58 SECONDS WEST,
 168.30 FEET; THENCE NORTH 30 DEGREES, 42 MINUTES, 23 SECONDS
 WEST, 192 FEET; THENCE NORTH 62 DEGREES, 09 MINUTES, 22
 SECONDS EAST, 2.54 FEET; THENCE NORTH 27 DEGREES, 50 MINUTES
 38 SECONDS WEST, 321 FEET; THENCE NORTHWESTERLY 236.479 FEET
 ALONG THE ARC OF A CIRCLE OF 1427.49 FEET RADIUS, CONVEX TO
 THE NORTH EAST AND TANGENT TO THE LAST DESCRIBED LINE;
 THENCE NORTH 37 DEGREES, 20 MINUTES, 08 SECONDS WEST, 100.622
 FEET, ALONG A LINE TANGENT TO SAID ARC, TO THE POINT OF
 INTERSECTION WITH THE AFORESAID SOUTH LINE OF WEST GRAND
 AVENUE, SAID POINT OF INTERSECTION BEING 163.616 FEET (AS
 MEASURED ALONG SAID SOUTH LINE) WEST OF THE POINT OF
 BEGINNING; THENCE NORTH 84 DEGREES, 13 MINUTES, 57 SECONDS
 EAST, ALONG SAID SOUTH LINE 163.616 FEET, TO SAID POINT OF
 BEGINNING, EXCEPTING FROM THE ABOVE DESCRIBED PARCEL OF
 LAND THAT PART THEREOF DESCRIBED AS FOLLOWS:

THAT PART OF THE SOUTH EAST 1/4 OF THE NORTH WEST 1/4 OF
 SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD
 PRINCIPAL MERIDIAN AND DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT ON THE SOUTH LINE OF WEST GRAND
 AVENUE AS OPENED PER ORDINANCE ASSESSMENT CONFIRMED
 OCTOBER 4, 1858, SAID POINT BEING 235.06 FEET (AS MEASURED
 ALONG SAID SOUTH LINE) EASTERLY OF THE POINT OF
 INTERSECTION OF SAID SOUTH LINE WITH THE EAST LINE OF BLOCK
 60 IN RUSSELL, MATHER AND ROBERT'S ADDITION TO CHICAGO IN
 SECTION 9; THENCE NORTH 84 DEGREES, 13 MINUTES, 57 SECONDS

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EAST ALONG SAID SOUTH LINE OF WEST GRAND AVENUE 218.415 FEET TO THE PRESENT WESTERLY DOCK LINE OF THE NORTH BRANCH OF THE CHICAGO RIVER; THENCE SOUTH 21 DEGREES, 44 MINUTES, 38 SECONDS EAST ALONG SAID WESTERLY LINE 325 FEET; THENCE SOUTH 68 DEGREES, 15 MINUTES, 22 SECONDS WEST 60 FEET; THENCE NORTH 43 DEGREES, 01 MINUTES, 18 SECONDS WEST, 413.29 FEET TO THE POINT OF BEGINNING, THE ABOVE DESCRIBED PROPERTY BEING PART OF WABANSIA (AND ITS ACCRETIONS THERETO) A SUBDIVISION OF PART OF SECTION 9, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

THAT PART OF THE SOUTH EAST 1/4 OF THE NORTH WEST 1/4 OF SECTION 9, TOWNSHIP 39, NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH LINE OF WEST KINZIE STREET SAID POINT BEING 168.30 FEET NORTH 89 DEGREES, 42 MINUTES, 58 SECONDS WEST OF THE SOUTH WEST CORNER OF LOT 1 AS SHOWN ON MAP OF WABANSIA, A SUBDIVISION OF PART OF SECTION 9 AFORESAID; THENCE NORTH 30 DEGREES, 42 MINUTES, 23 SECONDS WEST 192.0 FEET; THENCE NORTH 52 DEGREES, 09 MINUTES, 22 SECONDS EAST 2.54 FEET; THENCE NORTH 27 DEGREES, 50 MINUTES, 38 SECONDS WEST 321.0 FEET TO A POINT OF CURVE; THENCE NORTHWESTERLY ALONG AN ARC OF A CIRCLE CONVEX NORTHEASTERLY HAVING A RADIUS OF 1427.49 FEET AND BEING TANGENT TO THE LAST DESCRIBED LINE FOR A DISTANCE OF 236.479 FEET TO A POINT OF TANGENCY; THENCE NORTH 37 DEGREES, 20 MINUTES, 08 SECONDS WEST ALONG A LINE TANGENT TO THE LAST DESCRIBED ARC FOR A DISTANCE OF 100.622 FEET TO A POINT IN THE SOUTH LINE OF GRAND AVENUE, SAID POINT BEING 71.444 FEET (AS MEASURED ALONG SAID SOUTH LINE) EASTERLY OF THE POINT OF INTERSECTION OF SAID SOUTH LINE WITH THE EAST LINE OF BLOCK 60 IN RUSSELL, MATHER AND ROBERT'S ADDITION TO CHICAGO IN SECTION 9 AFORESAID, SAID POINT BEING IN THE EAST LINE OF NORTH JEFFERSON STREET; THENCE SOUTH 00 DEGREES, 12 MINUTES, 36 SECONDS WEST ALONG SAID EAST LINE 88.89 FEET; THENCE SOUTH 39 DEGREES, 21 MINUTES, 56 SECONDS EAST 212.99 FEET TO A POINT ON AN ARC OF A CIRCLE CONVEX NORTHEASTERLY AND HAVING A RADIUS OF 294.53 FEET; THENCE SOUTHEASTERLY ALONG SAID ARC, BEING TANGENT TO THE LAST DESCRIBED LINE FOR A DISTANCE OF 58.74 FEET (THE CHORD OF

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SAID ARC BEARING SOUTH 33 DEGREES, 39 MINUTES, 06 SECONDS EAST 58.64 FEET); THENCE SOUTH 27 DEGREES, 56 MINUTES, 22 SECONDS EAST ALONG A LINE TANGENT TO THE LAST DESCRIBED COURSE, A DISTANCE OF 189.16 FEET; THENCE NORTH 62 DEGREES, 03 MINUTES, 38 SECONDS EAST 11.38 FEET; THENCE SOUTH 27 DEGREES, 56 MINUTES, 21 SECONDS EAST 121.02 FEET; THENCE SOUTH 30 DEGREES, 42 MINUTES, 23 SECONDS EAST 183.73 FEET TO THE NORTH LINE OF WEST KINZIE STREET; THENCE SOUTH 89 DEGREES, 42 MINUTES, 58 SECONDS EAST ALONG SAID NORTH LINE 17.50 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

Property of Cook County Clerk's Office