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NOTICE AND CLAIM FOR MECHANICS LIEN

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

Doc#: 0806550076 Fee: \$32.50 Eugene "Gene" Moore RHSP Fee: \$10.00 Cook County Recorder of Deeds Date: 03/05/2008 03:01 PM Pg: 1 of 6

KIEFT BROTHERS, INC.,	)	"NOTICE TO OWNER
v. A & E CONTRACTING, JNC d/b/a HEALEY CONSTRUCT	-	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."
INC., , OLB, LLC., and BRIC		NOTICE & CLAIM FOR LIEN
("	'Def indents").	IN THE AMOUNT OF:
*		\$17, 337.53, plus interest and collection costs.
•	$\tau_{\rm C}$	

Claimant, KIEFT BROTHERS, INC. ("KIEFT"), an Illinois corporation, located at 837

South Riverside Drive, Elmhurst, Illinois 60126, being a subcontractor for the provision of plumbing materials and related work on the real estate described below, hereby files a Notice and Claim for Lien against said property ("LAND") and against

This document was prepared by:

MAIL TO: ANTHONY G. SUIZZO LAW OFFICES OF ANTHONY G. SUIZZO 1701 East Lake Avenue, Suite 310 Glenview, IL 60025-2065 Telephone No. (847) 510-2000 Attorney. No. 23385 PIN. NO. 10-14-421-040-0000

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OLB, LLC., a Delaware limited liability company having an office at c/o North Development, Ltd., 110 North York Road, Elmhurst, Illinois 60126 ("OWNER") the owner of record of the LAND, and BRICKYARD BANK, 6676 N. Lincoln, Lincolnwood, IL 60713, who on information and belief has an interest in the nature of a lease in the LAND which is commonly known as Brickyard Bank, 3536 W. Dempster Ave., Skokie, Illinois 60076, the legal description which is:

LC1S 297, 298, AND 299 IN SWENSON BROTHERS 3<sup>RD</sup> ADDITION TO COLLEGE HILL ADDITION TO EVANSTON, BEING A SUBDIVISION IN THE SCUTHEAST 1/4 OF SECTION 14, TOWNSHIP 41 NORTH, RANGE 13, EAST CAT THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

Claimant also hereby files a Notice and Claim for Lien against Jim Healy, doing business as HEALEY CONSTRUCTION SERVICES, INC. ("HEALEY"), 14000 South Keeler Avenue, Chestwood, IL 60445, 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.

Claimant also hereby files a Notice and Claim for Len against A & E CONTRACTING, INC. ("A & E"), an Illinois corporation, c/o Adam V. Fiala, Pegistered Agent, 1420 Middlebury Drive, Aurora, Illinois 60504, who on information and belief was a subcontractor for said project, who entered into a subcontract with HEALEY for a portion of said work on the LAND.

On or before October 16, 2007, the OWNER of said property made a contract with HEALEY whereby HEALEY was to provide, or knowingly permitted HEALEY to provide labor, materials, tools and equipment for construction for said project; on or before November 6, 2007, on information and belief, HEALEY and A & E entered into subcontract whereby A & E to provide labor, material, tools and equipment for construction for a portion of said project; and/or the general contractor and/or owner authorized and/or knowingly permitted A & E to perform construction work for said project; A & E and KIEFT thereafter entered into an written

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subcontract on or about October 16, 2007, whereby KIEFT was to provide plumbing materials and related work for said project. KIEFT thereafter completed all of its obligations pursuant to said subcontract on or about November 26, 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 KIEFT.

Therefore, after all due credits, the amount left due, unpaid and owing to KIEFT is \$17, 337.5%, for which amount, plus interest and collection costs, including reasonable attorneys fees, KIEFT claims a lien on the LAND and improvements thereon, and on any monies due or to EY, A.

OF COOP COUNTY CLOTH'S OFFICE become due to HEACEY, A & E, or any other party from OWNER for said project.

ANTHONY G. SUIZZO LAWOFFICES OF ANTHONY G. SUIZZO 1701 East Lake Avenue, Suite 310 Glenview, IL 60025-2065 Telephone No. (847) 510-2000 Attorney No. 23385

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#### **VERIFICATION**

I, JAMES ADAMS, on oath state that I am the duly authorized agent of KIEFT BROTHER, INC., that I have read the foregoing Notice and Claim for Mechanics Lien against A & E CONTRACTING, INC., et al., and that the statements therein are true to the best of my information and belief.

JAMES ADAMS

Subscribed and Sworn to before me this 20th day of February, 2008.

Notary Public

OFFICIAL SEAL

KHAMH G VILAYTHONG

NOTARY PUPLIC STATE OF ILLINOIS

MY COMMISSION EXPIRES:01/24/12

ANTHONY G. SUIZZO LAW OFFICES OF ANTHONY G. SUIZZO 1701 East Lake Avenue, Suite 310 Glenview, IL 60025-2065 Telephone No. (847) 510-2000 Attorney No. 23385

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#### **VERIFICATION**

I, Anthony G. Suizzo, on oath state that I am the attorney and duly authorized agent of KIEFT BROTHERS, INC., that I have read the foregoing Notice and Claim for Mechanics Lien against A & E CONTRACTING, INC., et al., and that the statements therein are true to the best of my information and belief.

Opens of Coop Subscribed and Sworn to before me

This 20<sup>th</sup> day of February, 2008.

Notary Public

OFFICIAL SEAL KHANH G VILAYTHONG NOTARY PUBLIC - STATE OF ILLINOIS MY COMMUSION EXPIRES:01/24/12

10/45 Office

ANTHONY G. SUIZZO LAW OFFICES OF ANTHONY G. SUIZZO 1701 East Lake Avenue, Suite 310 Glenview, IL 60025-2065 Telephone No. (847) 510-2000 Attorney No. 23385

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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 Brickyard Bank, 3536 W. Demspter Ave., Skokie, IL, with copies to: Jim Healey d/b/a HEALEY CONSTRUCTION SERVICES, INC., 14000 South Keeler Avenue, Chestwood, IL 60445 (via certified mail, return receipt requested) A & E CONTRACTING, INC., c/o Adam V. Filia, registered agent, 1420 Middlebury Drive, Aurora, Illinois 60504 (via certified mail, return receipt requested), OLB, LLC., c/o North Development, Ltd., 110 North York Road, Elmhuret, Illinois 60126 (via certified mail, return receipt requested), and BRICKYARD BANK, 6676 N Lincoln, Lincolnwood, IL 60713, and deposited said mailed items at the U.S. Post Office, Glenview, Illinois, (via certified mail, return receipt requested), on February 20, 2008 with proper postage prepaid.

Anthony G. Suizzo

ANTHONY G. SUIZZO LAW OFFICES OF ANTHONY G. SUIZZO 1701 East Lake Avenue, Suite 310 Glenview, IL 60025-2065 Telephone No. (847) 510-2000 Attorney No. 23385