

UNOFFICIAL COPY

NOTICE AND CLAIM FOR MECHANICS' LIEN

STATE OF ILLINOIS)
) SS.
 COUNTY OF COOK)
)
 IN THE OFFICE OF)
 THE RECORDER OF DEEDS)
 OF COOK COUNTY)
)
 PRESTRESS ENGINEERING)
 CORPORATION)
)
 Claimant,)
)
 v.)
)
 BURLING BUILDERS, INC.;)
 CHICAGO SOUTH LOOP HOTEL)
 LLC; AMERICAN METRO BANK;)
 CHICAGO TITLE LAND TRUST)
 CO., Unknown Owners and Non-)
 Record Lien Claimants;)
)
 Defendants.)



Doc#: 0809131021 Fee: \$30.00
 Eugene "Gene" Moore RHSP Fee:\$10.00
 Cook County Recorder of Deeds
 Date: 03/31/2008 10:33 AM Pg: 1 of 4

"NOTICE TO OWNER":

Do not pay the Contractor for this work or material unless you have received from the Contractor a waiver of lien by, or other satisfactory evidence of payment to, the Subcontractor or Materialman.

NOTICE & CLAIM FOR LIEN IN AMOUNT OF \$390,089.50 South Loop Hotel

The claimant, PRESTRESS ENGINEERING CORPORATION (Prestress), doing business at 2220 Route 176, Prairie Grove, Illinois, 60012, being a precast erector and precast fabricator and precast installer and subcontractor for the construction project on the real estate described below, hereby files a Notice and Claim for Lien against BURLING BUILDERS, INC., (Burling Builders), doing business at 2850 S. Wabash, Suite 202, Chicago, Illinois, 60616, being the General Contractor for said construction project, and CHICAGO SOUTH LOOP HOTEL, LLC (Loop Hotel), located at c/o Louis Dodd – Registered Agent, 6306 N. Cicero Avenue, Chicago, IL 60646-4422 and/or c/o The Amber Inn, 3901 S. Michigan Avenue, Chicago, IL 60653, and Chicago Title Land Trust Co., as Trustee Under Trust Agreement dated January 10,

Return to:
 Peter G. Swan
 Melissa A. Bell
 EMALFARB, SWAN & BAIN
 440 Central Ave.
 Highland Park, IL 60035
 847 432-6900

PINS 17-28-410-014-0000
 17-28-407-007-0000
 17-28-407-012-0000
 17-28-409-006-0000

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1974 a/k/a Trust No. 63670, located at 171 N. Clark St. Suite 575, Chicago, Illinois 60601, hereinafter referred to as "Owners", and AMERICAN METRO BANK (AMB), doing business at 4878 N. Broadway Ave., Chicago, Illinois, 60640, being lender and mortgage holder, and said Owners are the Owners for the construction project being constructed on the real estate commonly known as the South Loop Hotel, 11 West 26th Street, 60616, Chicago, County of Cook, State of Illinois and 2600 S. State Street, Chicago, 60615, County of Cook, State of Illinois.

That, on or about May, 2006, said Owners are the Owners of record of the following described land in the County of Cook, State of Illinois, to wit:

See attached Exhibit "A"

and Burling Builders was authorized and knowingly permitted by the Owners to construct the improvement thereof.

That on or about May 15, 2006, Burling Builders, made a written contract with Claimant, Prestress, who provided there under prestress and steel erection subcontracting and related labor and materials for and in said improvement.

That the claimant last performed work under its contract on December 10, 2007, and on that date completed all that was required under the terms of its contract.

That said Burling Builders is entitled to credits in the amount of \$2,565,278.50 on the account leaving due, unpaid and owing to Prestress, after allowing all lawful credits, the sum of \$390,089.50 for which, with interest at 10% per annum (as provided for by 770 ILCS 60/1), and costs and reasonable attorneys fees (as provided for by 770 ILCS 60/17), Prestress, the claimant, claims a lien on said land and improvements, and on the monies or other considerations due or to become due from the Owners under said contract between said General Contractor and Owners.

Prestress Engineering Corporation

By: _____
Its Attorney

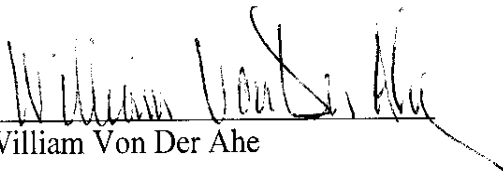
Peter G. Swan
Melissa A. Bell
EMALFARB, SWAN & BAIN
440 Central Ave.
Highland Park, Illinois 60035
(847) 432-6900

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STATE OF ILLINOIS)
)SS.
COUNTY OF COOK)

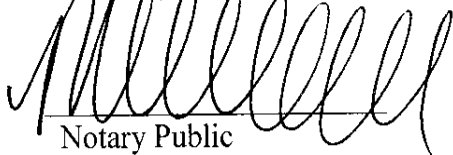
VERIFICATION

The Affiant, William Von Der Ahe, being first duly sworn on oath, deposes and says that he is the authorized agent of the Claimant; that he has read the foregoing Notice and Claim for Lien, knows the contents thereof, and states that all the statements therein contained are true, to the best of his information and belief.



William Von Der Ahe

Subscribed and Sworn to
before me this 31st day
of January, 2008.



Notary Public



Clerk's Office

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Exhibit A

LEGAL DESCRIPTION

PARCEL 1:

LOTS 2 TO 11, BOTH INCLUSIVE, (EXCEPT THE NORTH 33 FEET OF LOTS 6 TO 11 BOTH INCLUSIVE, TAKEN FOR 26TH STREET) IN COUNTY CLERK'S DIVISION OF UNSUBDIVIDED LAND IN THE NORTHEAST 1/4 OF THE SOUTH EAST 1/4 OF SECTION 28, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, ALSO THAT PART OF THE WEST 26TH PLACE SOUTH OF AND ADJOINING SAID LOTS LYING EAST OF THE SOUTHERLY EXTENSION OF THE WEST LINE OF SAID LOT 11 AND LYING WEST OF A LINE DRAWN FROM THE SOUTHEAST CORNER OF LOT 5 IN COUNTY CLERK'S DIVISION TO THE NORTHEAST CORNER OF LOT 1 IN BLOCK 1 IN THE SUBDIVISION OF LOTS 44 TO 71, BOTH INCLUSIVE, IN ADAMS'S SUBDIVISION OF PART OF THE EAST 1/2 OF THE SOUTH EAST 1/4 OF SECTION 28 IN COOK COUNTY, ILLINOIS

PARCEL 2:

LOTS 1 TO 5, BOTH INCLUSIVE, (EXCEPT THE NORTH 33 FEET TAKEN FOR 26TH STREET) IN W. H. ADAM'S SUBDIVISION OF PART OF THE EAST 1/2 OF THE SOUTH EAST 1/4 OF SECTION 28, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALSO LOTS 12 TO 15 BOTH INCLUSIVE (EXCEPT THE NORTH 33 FEET TAKEN FOR 26TH STREET) IN COUNTY CLERK'S DIVISION OF UNSUBDIVIDED LAND IN THE NORTHEAST 1/4 OF THE SOUTH EAST 1/4 OF SECTION 28; ALSO THAT PART OF WEST 26TH PLACE LYING SOUTH OF THE SOUTH LINE OF SAID LOTS 1 TO 5, BOTH INCLUSIVE, AND SAID SOUTH LINE EXTENDED EAST LYING NORTH OF A LINE DRAWN 30.0 FEET SOUTH OF AND PARALLEL WITH THE SOUTH LINE AND ITS EASTERLY EXTENSION LYING EAST OF THE SOUTHERLY EXTENSION OF THE WEST LINE OF LOT 5 AND LYING WEST OF THE SOUTHERLY EXTENSION OF THE EAST LINE OF LOT 12, ALL IN COOK COUNTY, ILLINOIS

PARCEL 3:

LOTS 1, 2, 3, 18, 19 AND 20 IN BLOCK 1 IN THE SUBDIVISION OF LOTS 44 TO 71, BOTH INCLUSIVE, EXCEPTING FROM LOTS 19 AND 20 THAT PART THEREOF LYING WEST OF THE SOUTHERLY EXTENSION OF THE WEST LINE OF LOT 11 IN COUNTY CLERK'S DIVISION AND LYING NORTH OF A LINE 39.006 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID LOT 20, ALSO THAT PART OF THE NORTH AND SOUTH 16 FOOT ALLEY IN BLOCK 1 IN THE SUBDIVISION OF LOTS 44 TO 71 INCLUSIVE, LYING NORTH OF THE WESTERLY EXTENSION OF THE SOUTH LINE OF LOT 3 IN SAID BLOCK 1, IN COOK COUNTY, ILLINOIS

PIN: 17-28-407-007-0000; 17-28-407-012-0000; 17-28-409-006-0000; 17-28-410-014-0000

Common address: 2600 South State Street, Chicago, IL 60615