



Doc#: 0811222035 Fee: \$31.00  
Eugene "Gene" Moore RHSP Fee:\$10.00  
Cook County Recorder of Deeds  
Date: 04/21/2008 10:52 AM Pg: 1 of 5

STATE OF ILLINOIS )  
 ) ss.  
COUNTY OF KANE )

**SUBCONTRACTOR'S CLAIM FOR LIEN**  
**BEACON POINTE SUBDIVISION**

The undersigned, NERI CONTRACTORS & EXCAVATORS, INC., an Illinois corporation, with offices at 1326 Industrial Drive, Lake in the Hills, IL 60156 (hereinafter called "Claimant") hereby files a claim for lien against Shoe Factory Road, L.L.C. (hereinafter called the "**Shoe Factory Road**"), Beacon Point West, L.L.C. ("**Beacon LLC**"), Chicago Regional Council of Carpenters ("**CRCC**"), North Illinois University Foundation ("**Foundation**") and Oak Brook Bank Trust 3449 ("**Trust 3449**" (with Shoe Factory Road, Beacon LLC, CRCC, The Foundation and Trust 3449 being hereinafter collectively called "**Owner**") pursuant to 770 ILCS 60/7, and in connection therewith hereby states:

1. On information and belief, on and as of February 7, 2007, the Owner owned the land that was subdivided into lots two (2) through eight (8) of Laufenburger Subdivision pursuant to the plat thereof (the "**Subdivision Plat**") dated August 22, 2006 and recorded on December 18, 2006 as document number 0635216073 (the "**Laufenburger Subdivision**").

2. Shoe Factory Road (which was then, on information and belief, acting as the agent for the other parties described herein as "Owner"), and Claimant entered into a contract dated February 7, 2007 (the "Excavation Contract") pursuant to which Claimant was engaged to do certain earthwork, grading and excavation on common or public areas of the Laufenburger Subdivision or the road know as Beacon Point Drive being created as part of the Subdivision Plat.

3. In the alternative, Shoe Factory (which was then a party knowingly permitted by all other parties described herein as "Owner" to contract for the improvement of the Laufenburger Subdivision), and Claimant entered into a contract dated February 7, 2007 (the "Excavation Contract") pursuant to which Claimant was engaged to do certain earthwork, grading and excavation on common or public areas of the Laufenburger Subdivision or the road know as Beacon Point Drive being created as part of the Subdivision Plat.

4. Pursuant to the Excavation Contract, Claimant agreed to perform earthwork, grading and excavation on common or public areas of the Laufenburger Subdivision or the road know as Beacon Point Drive being created as part of the Subdivision Plat at the total contract price of \$262,473.00

# UNOFFICIAL COPY

5. That the Owner has, without just cause, failed and refused to pay the Claimant all sums due, and there remains due and owing to the Claimant the sum of \$26,985.19 ( the "Unpaid Amount Due").

6. That there is presently due and owing to the Claimant under its said contract with Owner, including all extras, and after allowing all credits justly due, the above-stated Unpaid Amount Due, for which, with interest at statutory rates (as provided in Section 1 of the Act), the Claimant claims a lien on each of the Lots legally described on Exhibit 1 attached hereto.

DATED: This 23<sup>rd</sup> day of March, 2008

NERI CONTRACTORS & EXCAVATORS, INC  
an Illinois corporation

By:   
Gail Kimmey, Secretary / Treasurer

**CLAIMANT IS ALSO SENDING OUT NOTICE OF ITS CLAIM, IN THE ALTERNATIVE, AS A GENERAL CONTRACTOR.**

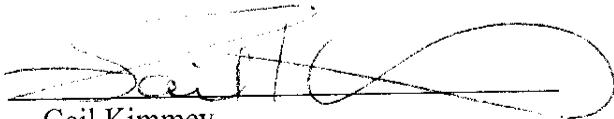
Property of Cook County Clerk's Office

# UNOFFICIAL COPY

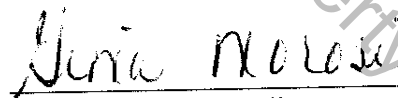
STATE OF ILLINOIS ) ss.  
COUNTY OF KANE )

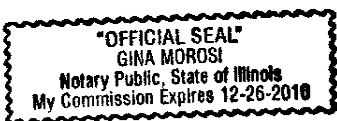
### VERIFICATION

The undersigned, Gail Kimmey, being first duly sworn on oath, states that she is the Secretary / Treasurer of Claimant; that she has read the foregoing claim for lien and knows the contents thereof; and that all of the statements therein are true and correct.

BY:   
Gail Kimmey

Subscribed and sworn to before me  
this 3rd day of March, 2008

  
Notary Public



This Document Prepared By:  
Peter C. Bazos, Esq.  
1250 Larkin Avenue, Suite 100  
Elgin, IL 60123 phone (708) 742-8800

*Return this document, after recording, to the preparer*

Property of Cook County Clerk's Office

# UNOFFICIAL COPY

## Exhibit 1

Lots 2, 3, 4, 6, 7 and 8 of Laufenburger Subdivision, being a Subdivision of part of Fractional Section 5 and the Northeast Quarter of Section 8, all in Township 41 North, Range 9 East of the Third Principal Meridian, and lying in Cook County, Illinois.

PIN #06-05-100-021, 06-05-100-022, 06-05-200-021, 06-05-200-002  
and 06-08-200-002

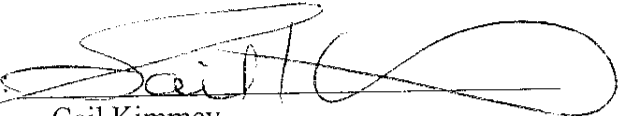
Property of Cook County Clerk's Office

# UNOFFICIAL COPY

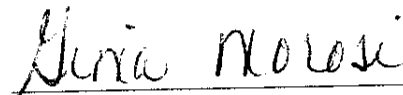
STATE OF ILLINOIS ) ss.  
COUNTY OF KANE )

## VERIFICATION

The undersigned, Gail Kimmey, being first duly sworn on oath, states that she is the Secretary / Treasurer of Claimant; that she has read the foregoing claim for lien and knows the contents thereof; and that all of the statements therein are true and correct.

BY:   
Gail Kimmey

Subscribed and sworn to before me  
this 3rd day of March, 2008

  
Notary Public



This Document Prepared By:  
Peter C. Bazos, Esq.  
1250 Larkin Avenue, Suite 100  
Elgin, IL 60123 phone (708) 742-8800

**Return this document, after recording, to the preparer.**

Property of Cook County Clerk's Office