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Doc#: 0813534083 Fee: \$31.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 05/14/2008 11:25 AM Pg: 1 of 5

**SUBCONTRACTOR'S 90-DAY
NOTICE AND CLAIM FOR
MECHANICS' LIEN
PURSUANT TO ILLINOIS
COMPILED STATUTES,
CHAPTER 770, SECTION 60/24**

**TO: SEE ATTACHED
SERVICE LIST**

The Claimant, **PIERINI
IRONWORKS, INC., an Illinois**

Notice and Claim for Lien
In the Amount of \$217,272.40

corporation, of Chicago, County of Cook, State of Illinois, hereby files Notice and Claim for Lien against **RAINBO HOMES II, L.L.C., an Illinois limited liability company** and **DCL DEVELOPMENT, L.L.C., an Illinois limited liability company**, (hereinafter collectively referred to as "Owner") and **ENTERPRISE CONSTRUCTION, INC., an Illinois corporation**, (hereinafter referred to as "General Contractor"); **AMTRUST f/k/a OHIO SAVINGS BANK** (hereinafter referred to as "Lender") and any person or entity claiming an interest in the property (as hereinafter defined) by, through, or under Owner, General Contractor and Lender, and states:

That in January, 2006, the Owner was the owner of record of the following described land in Chicago, County of Cook, State of Illinois and legally described on the attached **Exhibit "A"**.

Common Address: 4836-50 North Clark Street, Chicago, Cook County, Illinois

PIN: See Attached Exhibit "A"

(hereinafter referred to as the "Premises").

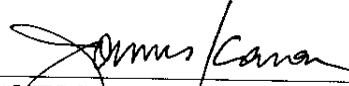
That in or before January, 2006, RAINBO HOMES II, L.L.C. and DCL DEVELOPMENT, L.L.C., as Owner, entered into a certain express contract with ENTERPRISE CONSTRUCTION, INC. as General Contractor, whereby General Contractor agreed to provide certain labor, material and work on behalf of Owner at the Premises for RAINBO Village Phase I (the "Project") (the exact terms and conditions of said contract being unknown to Claimant, the same being in the exclusive knowledge and possession of Owner and General Contractor, and General Contractor was authorized and knowingly permitted by the Owner to construct the improvement thereof.

That in January, 2006, General Contractor, being then engaged in the construction of said Project and for the purpose of carrying out and performing the terms of its contract with Owner, engaged the services of Claimant, whereby Claimant was to furnish certain labor, equipment and materials to provide all structural steel and miscellaneous metals to the Project for the base contract price of \$1,750,000.00.

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VERIFICATION

JAMES J. KARRAS, being first duly sworn on oath, states that he is the duly authorized agent and attorney-in-fact of Claimant, PIERINI IRONWORKS, INC., an Illinois corporation, that he is authorized to sign this Verification of the foregoing **Subcontractor's Notice and Claim for Lien Pursuant to Illinois Compiled Statutes, Chapter 770, Section 60/24**, that he has read the above and foregoing Subcontractor's Notice and Claim for Lien, and that the statements set forth therein are true and correct to the best of his knowledge and belief.



JAMES J. KARRAS,
Its duly authorized agent and attorney-in fact

SUBSCRIBED AND SWORN to before me
this 12 day of November, 2007


NOTARY PUBLIC



Property of Cook County Clerk's Office

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Pursuant to the special instance and request of Owner and General Contractor, Claimant furnished and delivered certain extra labor, materials, tools and equipment to Owner and General Contractor in the total amount of \$190,000.00 leaving an adjusted contract sum to date of \$1,940,000.00.

Pursuant thereto, Claimant furnished and delivered certain labor, materials, tools and equipment to Owner and General Contractor to the Project, including extras, in the total amount of *One Million Nine Hundred Forty Thousand Dollars (\$1,940,000.00)*, all of which was used in and became a permanent improvement to the above Premises.

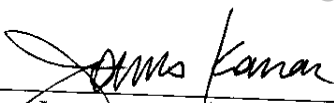
That on or about September 28, 2007, the Claimant ceased work on the Project due to Owner and General Contractor's failure to make payment pursuant to General Contractor's engagement of Claimant.

That as of the date hereof, Owner and General Contractor are entitled to credits in the amount of *One Million Seven Hundred Twenty-Two Thousand Seven Hundred Twenty-Seven Dollars and 63/100 (\$1,722,727.63)*, leaving due and owing to Claimant the sum of *Two Hundred Seventeen Thousand Two Hundred Seventy-Two Dollars and 40/100 (\$217,272.40)*, for which, with interest, the Claimant claims a lien on said Premises, Project and improvements thereon and on the monies, bonds and/or warrants or other considerations due or to become due from the Owner, under said Contract against said General Contractor and Owner, as well as court costs and legal fees pursuant to Illinois Compiled Statutes, Chapter 770, Section 60/17.

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 CLAIMANT.

DATED: November 12, 2007

PIERINI IRONWORKS, INC., Claimant,

By: 
 James J. Karras,
 Its duly authorized agent and attorney-in-fact

***This document has been prepared
 by and after recording should
 be returned to:***

*James J. Karras, Esquire
 KELLY & KARRAS, LTD.
 619 Enterprise Drive, Suite 205
 Oak Brook, Illinois 60523
 (630) 575-0202*

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CERTIFICATE OF SERVICE

I, **JAMES J. KARRAS**, an attorney, hereby certify and state that I served the attached Subcontractor's Notice and Claim for Lien on:

RAINBO HOMES II, L.L.C.
c/o Steven D. Friedland, Registered Agent
322 S. Green Street, #400
Chicago, IL 60607

RAINBO HOMES II, L.L.C.
5940 W. Touhy Avenue, Suite 300
Niles, IL 60714

DCL DEVELOPMENT, L.L.C.
c/o Steven D. Friedland, Registered Agent
322 S. Green street, Suite 400
Chicago, IL 60607

METROPOLITAN DEVELOPMENT
ENTERPRISES, INC.
c/o Steven D. Friedland, Registered Agent
322 S. Green Street, Suite 400
Chicago, IL 60607

ENTERPRISE CONSTRUCTION, INC.
c/o Paul Hardej, Registered Agent
7855 Grosspointe Road
Skokie, IL 60077

AMTRUST f/k/a OHIO SAVINGS BANK
COMMERCIAL/CONSTRUCTION LENDING
200 Ohio Savings Plaza
1801 East 9th Street
Mail Code OH99-0204
Cleveland, OH 44114

VENNEN COMPANY, INC.
c/o Dennis L. Vennen, Registered Agent
3464 Old Mill Road
Highland Park, IL 60635

NOLAN CAULKING, INC.
c/o Michael Press, Registered Agent
444 Northwest Highway, Suite 195
Park Ridge, IL 60068

MAJESTIC STEEL ERECTORS, INC.
c/o Wanda Lee Onstad, Registered Agent
308 Meadow Drive
Shorewood, IL 60404

ANDY'S HEATING & AIR CONDITIONING, INC.
c/o Rhonda Sandoval, Registered Agent
342 Torrence Avenue
Calumet City, IL 60409

by depositing a copy thereof in the U.S. mail at 619 Enterprise Drive, Suite 205, Oak Brook, Illinois 60523, to every person named above via *certified mail, return receipt requested* delivery limited to the addressee only on the 12 day of NOVEMBER, 2007, before 5:00 p.m. with proper postage prepaid.



JAMES J. KARRAS

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EXHIBIT "A"

LEGAL DESCRIPTION

PARCEL 1:

LOTS 2, 3, 4, 5, 6, 7 AND 8 IN BLOCK 1 IN KEENEY'S ADDITION TO RAVENSWOOD, A SUBDIVISION OF PART OF THE SOUTHWEST $\frac{1}{4}$ OF THE SOUTHEAST $\frac{1}{4}$ OF SECTION 7 AND PART OF THE SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SECTION 8, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

THE WEST 107 FEET OF LOT 1 IN BLOCK 1 IN KEENEY'S ADDITION TO RAVENSWOOD IN THE WEST $\frac{1}{2}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SECTION 8, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

THE WEST 107 FEET OF LOT 10 IN BLOCK 1 IN INGLEDEW'S ADDITION TO RAVENSWOOD IN THE WEST $\frac{1}{2}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SECTION 8, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

P.I.N. NUMBERS:

14-08-315-036
14-08-315-037
14-08-315-038
14-08-315-039
14-08-315-044
14-08-315-046

Commonly known as:

4836-50 North Clark Street
Chicago, Illinois