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SUBCONTRACTOR'S NOTICE AND CLAIM FOR MECHANICS LIEN PURSUANT TO 770 ILCS 60/24

STATE OF ILLINOIS )
)SS.
COUNTY OF COOK )

Doc#: 0830518035 Fee: \$31.00 Eugene "Gene" Moore RHSP Fee:\$10.00 Cook County Recorder of Deeds Date: 10/31/2008 11:44 AM Pg: 1 of 5

## To: Via Certified Mail, Return Receipt Requested, limited to addressee only

Bruce A. Sterling, Manager Sterling-Renaissance North, L.L.C. 785 Oakwood, Unit C-100 Lake Zurich, Illinois 60047

William Worn, President Worn Jerabek Architects, PC 212 W. Superior Chicago, Illinois 60610 David Zazove, Manager Jackson Center, LLC 3047 N. Lincoln Ave., Suite 400 Chicago, Illinois 60657

Lindsay Bouton New Century Bank 363 W. Ontario Chicago, Illinois 60610

The claimant, ATMI Precast, Inc. ("Claimant"), with its principal place of business at 960 Ridgeway Ave., Aurora, Illinois, hereby serves and files its Subcontractor's Notice and Claim for Mechanics Lien on the Real Estate (as hereinafter described) and on all other funds held in connection with the improvements constructed on the Real Estate and against Jackson Center, LLC of 3047 N. Lincoln Ave., Suite 400, Chicago Illinois 60657 ("Owner") and Sterling-Renaissance North L.L.C. of 785 Oakwood, Unit C-109, Lake Zurich, Illinois ("Contractor") and anyone claiming an interest in the Real Estate by through or under the Owner.

### Claimant states as follows:

1. On or about May 20, 2008, and thereafter, Owner owned the Perl Estate, including all improvements thereon, in the County of Cook, State of Illinois commonly known as 1022 W. Jackson Blvd., Chicago, Illinois 60607 and legally described as follows:

See Exhibit "A" attached.

- 2. The permanent real estate index number is: 17-17-218-018-0000.
- 3. On information and belief, on or before May 20, 2008, the Owner made a contract with Contractor for construction of an improvement on the Real Estate for the project known as Jackson Center ("prime contract").

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- 4. On or about May 20, 2008, Claimant and Contractor entered into an agreement pursuant to which Claimant agreed to engineer, manufacture, deliver and install uninsulated precast panels for the construction of a structure on the Real Estate in exchange for Payment of \$852,690.00. (collectively the "Work").
- 5. The Work was performed by Claimant with the knowledge and consent of the Owner. Alternatively, the Owner specifically authorized Contractor and its agents to contract for the Work for the improvement of the Real Estate. Alternatively, the Owner knowingly permitted Contractor to contract for the Work for improvement of the Real Estate.
- 6. As of July 5, 2008, Claimant last performed Work for the Real Estate which was incorporated into the Real Estate.
- 7. There is due and owing to Claimant \$37,620.00 after all credits and payments for which, with interest, Claimant claims a lien on said Real Estate, land and improvements and on the monies or other considerations due or to become due from the Owner under said contract between the Owner and Contractor.

Wherefore, Claimant possessing the right by Illinois Statute to a Mechanics Lien on and against the Real Estate here before described, files its Claim for a Subcontractor's Mechanics Lien in the Office of the Recorder of Deeds, Cook County.

ATMI Precast, Inc

By:

Paul Carr, Chief Operating Officer

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STATE OF ILLINOIS	)	SS.
COUNTY OF KANE	)	

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I, Paul Carr, being first duly sworn on oath, depose and state that I am Chief Operating Officer of Claimant, ATMI Precast, Inc., that I am authorized to execute this Subcontractor's Notice and Claim for Mechanics Lien on behalf of Claimant, that I have read the foregoing Subcontractor's Notice and Claim for Mechanics Lien and know the contents thereof, and that the statements contained therein are true.

ATMI Precast, Inc.

By:

Paul Carr, Chief Operating Officer

Subscribed and sworn to before me this 3<sup>rd</sup> day of October, 2008.

Melisa R Bily Notary Public

My commission expires: 11/22/09

PREPARED BY AND AFTER RECORDING RETURN TO: Timothy R. Rabel Querrey & Harrow, Ltd. 175 West Jackson Boulevard, Suite 1600 Chicago, Illinois 60604 MELISSA R. BILY
OFFICIAL SEAL
Notary Public, State of Illinois
My Commission Expires
November 22, 2009

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## <u>AFFIDAVIT</u>

STATE OF ILLINOIS )
( ) SS
( COUNTY OF COOK )

I, Sonnie Nuzzo, a non-attorney, being first duly sworn on oath, depose and state that on October 3, 2008, I served the attached Subcontractor's Notice and Claim For Mechanics Lien on behalf of Claimant by sending a duplicate original thereof to each of the persons and entities listed below by certified mail, return receipt requested, limited to addressee only:

Bruce A. Stering, Manager Sterling-Renaissance North, L.L.C. 785 Oakwood, Unit C.150 Lake Zurich, Illinois 60047

William Worn, President Worn Jerabek Architects, PC 212 W. Superior Chicago, Illinois 60610 David Zazove, Manager Jackson Center, LLC 3047 N. Lincoln Ave., Suite 400 Chicago, Illinois 60657

Lindsay Bouton New Century Bank 363 W. Ontario Chicago, Illinois 60610

Son lie Nuzzo

SUBSCRIBED AND SWORN to before me this 2 day of October, 2008.

Notary Public

"OFFICIAL SEAL"

CATHERINE A. WEINGAPT-FYAN
Notary Public, State of Illinois
Notary Public State of Illinois
Notary Public State of Illinois

Document #: 1361714

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## Legal Description:

#### PARCEL 1:

THAT PART OF THE SOUTH EAST 1/4 OF BLOCK 14 IN THE CANAL TRUSTEE SUBDIVISION OF THE WEST 1/2 AND THE WEST 1/2 OF THE NORTHEAST 1/4 OF SECTION 17, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS::

BEGINNING AT A POINT 120 FEET WEST OF THE SOUTHEAST CORNER OF LOT 2 IN BLOCK 15 IN DUNCAN'S ADDITION TO C'. (C. GO, RUNNING THENCE WEST ALONG THE NORTH LINE OF JACKSON ST (NOW WEST JACKSON BOULEVAXD) TO THE SOUTHWEST CORNER OF LOT 5 IN THE ASSESSOR'S DIVISION OF THE SOUTH EAST 1/4 OF SAID BLOCK 14 AND OF LOT 2 IN BLOCK 15 IN DUNCAN'S ADDITION TO CHICAGO, THENCE NORTH PARA'. LEL WITH THE WEST LINE OF MORGAN ST, 189 FEET TO THE SOUTH LINE OF ALLEY, THENCE EAST ALON 3 THE SOUTH LINE OF SAID ALLEY TO A POINT 120 FEET WEST OF THE WEST LINE OF MORGAN ST, THENCE SOUTH TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS

### PARCEL 2:

LOTS 6 AND 7 IN THE ASSESSOR'S DIVISION OF THE SOUTH EAST 1/4 OF BLOCK 14 IN THE CANAL TRUSTEE'S SUBDIVISION OF THE WEST 1/2 AND THE WEST 1/2 OF THE NORTHEAST 1/4 OF SECTION 17, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH LOT 2 IN BLOCK 15 IN DUNCAN'S ADDITION TO CHICAGO IN COOK COUNTY, ILLINOIS

CH