UNOFFICIAL COPY

SUBCONTRACTOR'S NOTICE AND CLAIM FOR LIEN

Doc#: 0902134057 Fee: \$32.00 Eugene "Gene" Moore RHSP Fee:\$10.0 Cook County Recorder of Deeds
Date: 01/21/2009 02:07 PM Pg: 1 of 6

STATE OF ILLINOIS)
SS
COUNTY OF COOK)

The CI AIMANT, CEMENT MASONS' LOCAL UNION 502 FRINGE BENEFIT FUNDS of the City of Bellwood, County of Cook, State of Illinois (the "Funds"), hereby files Notice and Claim for Lien against MILLENNIUM CONCRETE CONSTRUCTION, LLC a domestic corporation (SUBCONTRACTOR), of the City of Chicago, County of Cook, State of Illinois, NEW WEST REALTY DEVELOPMENT CORPORATION of the City of Chicago, County of Cook, State of Illinois (CONTRACTOR) of the City of Chicago, County of Cook, and 1555 WABASH, L.L.C. (OWNER), of the City of Chicago, County of Cook, State of Illinois and states:

- Since an uncertain date prior to October 31, 2008, the OWNER owned the following described land in the County of Cook, State of Illinois: [see attached legal description], Permanent Real Estate Index Numbers: 17-22-107-024-0000 Address of Premises: 1555 South Wabash, Chicago, Illinois.
- OWNER made a contract with CONTRACTOR for improvement of the premises and CONTRACTOR thereafter made a subcontract with SUBCONTRACTOR for the Cement Masonry portion of that work; at the time of making of the subcontract, SUBCONTRACTOR was bound by collective bargaining agreements to pay wages at the prevailing rate of wages to its employees performing covered work and to contribute to the Funds fringe benefits as and for a component of the wages of those employees, all as and for labor in connection with the work for and in said improvement of the premises;

0902134057 Page: 2 of 6

UNOFFICIAL COPY

and on or about October 31, 2008 the employees and through them the **Funds**, as their assignee by operation of law and representative, completed the furnishing of such labor, and

3) There is, on information and belief, unpaid and owing to the **Funds**, from **SUBCONTRACTOR**, the sum of Twenty-five Thousand four hundred nine and 01/100 Dollars (\$25,409.01)* (consisting of the amounts due pursuant to applicable labor agreements for unpaid delinquent fringe benefit contributions) for which, with interest at the rate of 10% per annum**, the **Funds** claim a lien on said land and improvements and on the monies or other considerations due or to become due from the **OWNER** and/or **CONTRACTOR** under said contract against said **SUBCONTRACTOR**, **CONTRACTOR** and **OWNER**.

CEMENT MASO' (S' LOCAL UNION 502 FRINGE BENEFIT FUNDS. /

Land Sold

Donald D. Schwartz, Attorney and Agent

Donald D. Schwartz ARNOLD AND KADJAN 19 W. Jackson Boulevard Chicago, IL 60604 (312) 236-0415

^{*}Subject to revision on completion of audit of SUBC ON TRACTOR's books and records.

^{**}Plus attorneys' fees and costs as due under applicable agreements as a component of bargained-for employee wages.

0902134057 Page: 3 of 6

UNOFFICIAL COPY

STATE OF ILLINOIS)
SS
COUNTY OF COOK)

The affiant, Donald Schwartz, being first duly sworn, on oath deposes and says that he is the attorney and agent for the CLAIMANT; that he has read the foregoing Subcontractor's Notice and Claim for Lien and knows the contents thereof; and that all the statements therein contained are true and correct to the best of his knowledge, information and belief.

SUBSCRIBED AND SWOKN TO before me this

day of

, 2009.

Notary Public

OFFICIAL SEAL
DAWN M DE WITT
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:06/11/11

UNOFFICIAL COPY

PROOF OF SERVICE

The undersigned, duly sworn, on oath states that a copy of the attached SUBCONTRACTOR's Notice and Claim for Lien was served upon:

MILLENNIUM CONCRETE CONSTRUCTION, LLC c/o Herbert Molitsky 455 E. Illinois Street, Ste. 260 Chicago, IL 60610

NEW WEST REALTY DEVELOPMENT CORP. c/o its registered agent, Carloyn Godman 144% W. Taylor St Chicago, IL 60607

1555 WABASH, L.L.C. c/o its registere 1 agent, Carloyn Godman 1440 W. Taylor St Chicago, IL 60607

AMTRUST BANK 1801 E. Ninth Street Cleveland, OH 44114

MW HOUSING PARTNERS III, L.P. c/o its registered agent National Registered Agents, Inc. 1301 Fifth Ave, Suite 3100 Seattle, WA 98101

by placing same in an envelope, properly addressed as set out above, by untiling by U.S. Mail certified
return receipt requested, and depositing it in the mail box located at Jackson and State Streets, Chicago, IL
60604 on $1/10/0$ at or before 5:00 p.m.
Sarah Raduke
SUBSCRIBED AND SWORN TO before me this 16th day of January 2009.
Dente South
Notary Public OFFICIAL SEAL NOTARY PUBLIC OFFICIAL SEAL NOTARY PUBLIC OFFICIAL SEAL NOTARY PUBLIC OFFICIAL SEAL
NOTARY PUBLIC - STATE OF ILLINOIS

0902134057 Page: 5 of 6

UNOFFICIAL COPY

LEGAL DESCRIPTION

Permanent Real Estate Index Number: 17-22-107-024-0000

Legal Description:

Of Columbia Clark's Office Address of Premises: 1555 South Wabash, Chicago, IL

0902134057 Page: 6 of 6



TRACT INDEX SEARCH

Additional Tax Numbers:

Order No.: 1404 S9647074 SS

Legal Description:

THAT PART OF BLOCK 32 IN ASSESSOR'S DIVISION OF NORTHWEST FRACTIONAL 1/4 OF SECTION 22, TOWNSHIP 39 NOR FU, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHEAST CORNER OF WABASH AVENUE AND SIXTEENTH STREET: THENCE EAST ALONG THE NORTH LINE OF SIXTEENTH STREET 172 FEFT AND 2 INCHES MORE OR LESS TO THE WEST LINE OF THE ALLEY THENCE NORTH 163 FEET AND 9 INCHES ALONG THE WEST OF SAID ALLEY; THENCE WEST 172 FEET AND TWO INCHES MORE OR LESS TO A POINT IN THE EAST LINE OF WABASH AVENUE, 163 FEET 9 INCHES A ORTH OF THE NORTH LINE OF SIXTEENTH STREET, THENCE SOUTH 163 FFET 9 INCHES TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CRP