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CONTRACTOR'S NOTICE OF AND CLAIM FOR LIEN

Doc#: 0911308308 Fee: \$30.00 Eugene "Gene" Moore RHSP Fee:\$10.00 Cook County Recorder of Deeds Date: 04/23/2009 02:59 PM Pg: 1 of 4

Bridges Excavating, Inc., an Illinois corporation, (the "Claimant"),

v.

#### Clarke Construction, LLC, an

Illinois limited hability company ("Contractor"), Clarke Construction, LLC, an Illinois limited liability company, "Owner"), and Integra Bank, as Successor in Interest to Prairie Bank and Trust Company, as mortgagee pursuant to that certain mortgage recorded as document number 0619220078 with the Cook County Recorder of Deeds ("Mortgagee"), and as assignee under that certain assignment of rents recorded as document number 0619220079, with the Cook County Recorder of Deeds ("Assigne:").

# VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED AND DELIVERY LIMITED TO ADDRESSUE, TO:

### See Affidavit of Service attached hereto and incorporated herein as Exhibit B

You are hereby notified that the Claimant, **Bridges Excavating, Inc.**, an Illinois corporation, of the City of Oak Lawn, Cook County, Illinois, hereby claims a lien against Contractor, Owner, and Mortgagee as their interests may appear in the following described property, of Cook County, Illinois, and states as follows:

That on and after July 11, 2006, Owner owned or had an interest in, and Mortgagee had an interest in, the following described land (the "Property") in the County of Cook, State of Illinois, to wit:

### The legal description attached hereto and incorporated herein as Exhibit A

Common Address: 1445-49 E. 65<sup>th</sup> Place, Chicago, Illinois

PIN(s): 20-23-220-037-0000; 20-23-220-038-0000; 20-23-220-039-0000;

20-23-220-040-0000; 20-23-220-013-0000; and 20-23-220-012-0000

On or about June 25, 2008, Claimant made a contract (the "Contract") with Contractor, to provide excavating and other related labor services and material to the Property for the benefit of the Property. As of February 13, 2009, the Claimant had provided to the Property all related labor and materials required under the Contract to the value of Forty Nine Thousand Two Hundred and 00/100 Dollars (\$49,200.00). There is currently a balance due under the Contract in the amount of Forty Nine Thousand Two Hundred and 00/100 Dollars (\$49,200.00), including

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all extras and/or change orders. Claimant's last date of work at the Property was February 13, 2009.

After allowing for all just credits and setoffs to the Contractor, there is due and owing the Claimant a balance of Forty Nine Thousand Two Hundred and 00/100 Dollars (\$49,200.00) for which, together with interest at Ten Percent (10%) per annum, Claimant claims a lien upon the Property and any and all improvements thereon.

Dated this 21st day of April, 2009

BRIDGES EXCAVATING, INC.,

an Illinois corporation

By:\_\_\_

State of Illinois

SS.

County of Cook

I, John Bridges, being first duly sworn on oath, depose and state that I am the President of Bridges Excavating, Inc., an Illinois corporation, and that I have read the foregoing Notice of and Claim for Lien, and that the contents thereof are true and correct.

John Bridges

Subscribed and sworn to before me this 21st day of April, 2009.

Jotary Public

"OFFICIAL SEAL"
Geniyn R. Miller
Notary Public, State of Illinois
My Commission Expires Sep. 13, 2011

Cort's Office

Prepared by:

Kelley A. Gandurski

Sosin & Arnold, Ltd.

11800 S. 75th Avenue, Suite 300

Palos Heights, IL 60463

After recording, mail to:

Kelley A. Gandurski Sosin & Arnold, Ltd.

11800 S. 75th Avenue, Suite 300

Palos Heights, IL 60463

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### EXHIBIT A

#### **LEGAL DESCRIPTION**

Lots 41, 42 and 43 in Woodlawn Terrace, being a subdivision of the South 325 feet of the North 1815 feet of that part lying East of the Illinois Central Railroad of the Northeast ¼ of Section 23, Township 38 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.



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STATE OF ILLINOIS )

COUNTY OF COOK

### AFFIDAVIT OF SERVICE

- I, Kelley A. Gandurski, being first duly sworn on oath, depose and state as follows:
- 1. That I am one of the attorneys and/or agents of Bridges Excavating, Inc., and I am authorized to n ake this Affidavit;
- 2. That on the 23rd day of April, 2009, I served a copy of this Subcontractor's Notice of and Claim for Lien upon the following persons and/or entities at the addresses listed below by depositing same in the U.S. Mail at 11800 S. 75<sup>th</sup> Avenue, Palos Heights, IL 60463 proper postage prepaid. Testified mail, return receipt requested, delivery limited to the addressee:

#### CONTRACTOR AND OWNER:

Clarke Construction, LLC

Attn: Suellen Kelley Bergerson, Registered

Agent

3838 W. 111th Street, #107

Chicago, IL 60655

Clarke Construction, LLC Attn: Michael Clarke 1928 W. Fulton Street Chicago, IL 60612

Clarke Construction, LLC Attn: Michael Clarke, Manager 941 E. Pershing, Ste. E Chicago, IL 60653 **MORTGAGEE AND ASSIGNEE:** 

Integra Bank, as Successor in Interest to Prairie

Bank and Trust Company

7661 S. Harlem Ave.

Bridgeview, IL 60455

By: Kelley A. Gandurski

Subscribed and sworn to before me this 23rd day of April, 2009.

Notary Public

"OFFICIAL SEAL"
Gerilyn R. Miller
Notary Public, State of Illinois
My Commission Expires Sep. 13, 2011