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Doc#: 0920339011 Fee: \$32.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 07/22/2009 09:58 AM Pg: 1 of 6

AMENDED
NOTICE AND CLAIM FOR
MECHANICS' LIEN
AMENDS DOCUMENT #0730347098

STATE OF ILLINOIS)
) SS.

COUNTY OF COOK)
IN THE OFFICE OF)
THE RECORDER OF DEEDS)
OF COOK COUNTY)

ANDY'S HEATING AND AIR,)
CONDITIONING, INC.)
Claimant,)

v.)

ENTERPRISE CONSTRUCTION)
INC, RAINBO HOMES II, LLC,)
AMTRUST BANK, KINETIC)
LOFTS AT RAINBO VILLAGE)
CONDOMINIUM ASSOCIATION)
Unknown Owners and Non-Record)
Lien Claimants,)
Defendants.)

"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 Subcontractor or Materialman.

**NOTICE & CLAIM FOR LIEN
IN AMOUNT OF \$189,257.32**

The claimant, ANDY'S HEATING AND AIR CONDITIONING, INC., doing business at 932 South Grant, Hinsdale, IL 60521, being a heating and ventilating subcontractor for the construction project on the real estate described below, hereby files a Notice and Claim for Lien against Enterprise Construction Inc, being the General Contractor for said construction project

Return to:
EMALFARB, SWAN & BAIN
440 Central Ave.
Highland Park, IL 60035
847 432-6900

P.I.N.'s: 14-08-315-036
14-08-315-037
14-08-315-038
14-08-315-039
14-08-315-044
14-08-315-046

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doing business at 7855 Gross Point Road, Suite A1, Skokie, Illinois 60016, and Rainbo Homes II, LLC, doing business at 5940 W. Touhy Avenue, Suite 300, Niles, Illinois 60714 (hereinafter "Owner") and Amtrust Bank, being a lender, located at 1801 E. Ninth Street, Cleveland, Ohio 44114 and said Owner is the Owner for the construction project being constructed on the real estate commonly known as 4836-50 N. Clark Street, Chicago, County of Cook, State of Illinois.

That, on or about November 13, 2006 said Owner, was the Owner of record of the following described land in the County of Cook, State of Illinois, to wit:

See attached Exhibit "A"

and Enterprise Construction Inc. was authorized and knowingly permitted by the Owner to construct the improvement thereof.

That on or about November 13, 2006, said Enterprise Construction Inc., entered into a written contract with Claimant, ANDY'S HEATING AND AIR CONDITIONING, INC., who provided thereunder heating and ventilating related labor and materials for and in said improvement.

That the Claimant last performed work covered by this Mechanic's Lien Claim through December 19, 2008 and on that date completed construction work totaling \$1,547,017.30.

That said Enterprise Construction Inc. is entitled to credits on account leaving due, unpaid and owing to the Claimant, after allowing all lawful credits, the sum of \$189,257.32 for which, with interest at 10% per annum (as provided for by 770 ILCS 60/1), and costs and reasonable attorneys fees (as provided for by 770 ILCS 60/17), the Claimant claims a lien on said land and improvements, and on the monies or other considerations due or to become due from the Owner under said contract between said General Contractor and Owner. Said mechanics' lien claim is apportioned against each unit and parking space in the Kinetic Lofts at Rainbo Village as per the percentage ownership of each such loft and parking space in the common elements as depicted on the attached Exhibit "B" hereto and as defined in the Declaration of Condominium recorded as document #0725415119, except as to those units for which said Claimant has issued a partial Release, which are Units 210S, 507S, 404S, 304S, 203S, 510S, 304S, 404S, 210S, 411S, 204S, 311S, 303S, 307S, 407S, 211S, 201N, 206N, 210N, 303N, 401N, 311N, 208N and parking spaces 87, 88, 89, 90, 91, 2, 40, 12, 38 36, 23.

ANDY'S HEATING AND AIR CONDITIONING, INC.

By: 

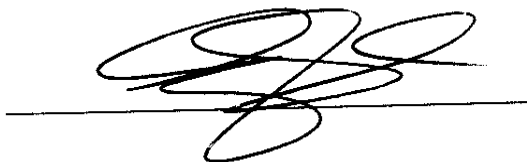
Its Attorney

Peter G. Swan
EMALFARB, SWAN & BAIN
440 Central Ave.
Highland Park, Illinois 60035
(847) 432-6900

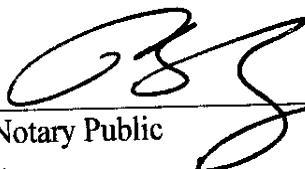
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VERIFICATION

I, Andy Sandoval, being first duly sworn, states that he has read the foregoing Complaint for Foreclosure of Mechanics' Lien and that the statements contained therein are true and correct to the best of his information and belief.



Subscribed and sworn to before me this 1 day of April, 2009.


Notary Public



Property of Cook County Clerk's Office

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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 ¼ OF THE SOUTHEAST ¼ OF SECTION 7 AND PART OF THE SOUTHWEST ¼ OF THE SOUTHWEST ¼ 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 ½ OF THE SOUTHWEST ¼ 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 ½ OF THE SOUTHWEST ¼ 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
14-08-315-040
14-08-315-041

Commonly known as:

4836-50 North Clark Street
Chicago, Illinois

Exhibit "A"

Page 3 of 3

Kinetic Lofts South

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Kinetic Lofts South

PERCENTAGE OWNERSHIP INTEREST IN COMMON ELEMENTS

(FOR PROPOSED FIRST PHASE -44 DWELLING UNITS AND 80 PARKING UNITS)

Exhibit - C

Unit Number		Percentage Interest %
201S		2.18%
301S		2.26%
401S		2.33%
501S		2.38%
202S		1.38%
302S		1.28%
402S		1.29%
502S		1.44%
203S		1.53%
303S		1.44%
403S		1.50%
503S		1.58%
204S		1.86%
304S		1.57%
404S		1.83%
504S		1.72%
205S		1.88%
305S		1.57%
405S		1.83%
505S		1.77%
206S		2.22%
306S		2.16%
406S		2.17%
506S		2.28%
207S	CPAN	2.22%
307S	CPAN	2.11%
407S		2.15%
507S		2.23%
208S		2.54%
308S		2.88%
408S		2.88%
508S		2.79%
209S		2.24%
309S		2.33%
409S		2.37%
509S		2.48%
210S	CPAN	1.99%
310S	CPAN	2.07%
410S		2.11%
510S		2.20%
211S	CPAN	1.81%
311S	CPAN	1.89%
411S	CPAN	1.92%
511S	CPAN	1.99%

CPAN - Means that Units labeled CPAN are available only through Chicago Partnership for Affordable Neighborhoods program (CPAN), by City of Chicago. Please contact City of Chicago or our sales representatives for more

1. Purchase Prices are subject to change at any time without notice.
2. Maintenance Assessments (Monthly) are based on the budget attached to the Property Report as Appendix G and projected percentages for a condominium of 88 units plus commercial space. See Paragraph J of the Property Report.
3. Unit percentage interest for both buildings A and B is based on the value as if all units were marketed for sale at the same time.

Exhibit "B"

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Kinetic Lofts Parking

7/27/2007

Parking
Unit Number (P)

1	0.16%
2	0.16%
3	0.16%
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Property of Cook County Clerk's Office