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SUBCONTRACTOR'S NOTICE AND CLAIM FOR MECHANICS LIEN



Doc#: 0923146083 Fee: \$35.00
Eugene "Gene" Moore RHSP Fee:\$10.00
Cook County Recorder of Deeds
Date: 08/19/2009 11:46 AM Pg: 1 of 9

STATE of ILLINOIS COUNTY of COOK

STATE OF ILLINOIS)
COUNTY OF COOK) SS

Monda Window & Door Corp.,
Claimant

VS

Powers and Sons Construction Company, Incorporated
&

Chicago Title Land Trust Company,

As Trustee, under the provision of a certain trust agreement dated the 14th day of April, 2006 and knows as trust No. 8002346342

and all other(s) owning or claiming an interest in the hereinafter-described real property,
Defendants

NOTICE AND CLAIM FOR LIEN IN THE AMOUNT OF \$13,574.92

THE CLAIMANT, Monda Window & Door Corp., 4101 West 42nd Place, Chicago, Illinois, hereby files a notice and claim for mechanics lien, as hereinafter more particularly stated, against Powers and Sons Construction Company Incorporated, Chicago, Illinois, contractor, and against Chicago Title Land Trust Company, as Trustee, Under the Provisions of a Certain Trust Agreement Dated the 14th Day of April, 2006 and Known as Trust No. 8002346342, Trinity United Church of Christ, 400 W. 95th St Chicago, IL and against all other(s) owning or claiming an interest in the hereinafter-described real property and states:

THAT, at all relevant times, Trinity United Church of Christ and all other(s) owning or claiming an interest in the hereinafter-described real property, or any of them, was (were) the owner(s) of the following-described real property, to wit:

Street Address: The KNA Center
9501 S. Cottage Grove Avenue
Chicago, IL 60628

Permanent Index Number: 25-11-100-035-0000

Legal Description: (ATTACHED) \$122,003.08

THAT, on August 13, 2007, Claimant entered into a subcontract with the said Powers and Sons Construction Company Incorporated, to provide windows for the afore-described real property for the sum of \$137,578.00

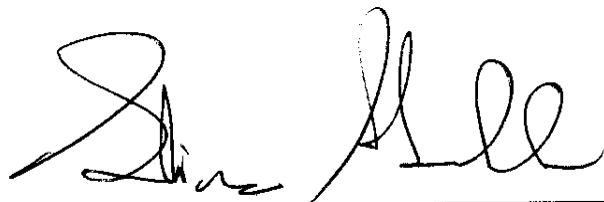
THAT Claimant has received \$122,003.08 pursuant to the said subcontract.

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SUBCONTRACTOR'S NOTICE AND CLAIM FOR MECHANICS LIEN Page Two

THAT the said Powers and Sons Construction Company Incorporated, was authorized or knowingly permitted by the owner(s) of the afore-described real property to enter into its subcontract with Claimant pursuant to the said Powers and Sons Construction Company Incorporated's contract with the said owner(s), or one(s) authorized or knowingly permitted by the said owner(s) to enter into such a contract, to alter the afore-described real property.

THAT neither Powers and Sons Construction Company Incorporated, the said owner(s) nor any other party has made any further payment or is entitled to any credit, leaving due, unpaid and owing to Claimant the balance of **\$13,574.92**, for which, with interest at the statutory rate of 10% per annum, as specified in the Illinois Mechanics Lien Act, and all other applicable statutory and equitable remedies, Claimant claims a lien on the afore-described real property and improvements and, as against the creditors and assignees, and personal and legal representatives of the contractor, on the material, fixtures, apparatus or machinery furnished, and on the moneys or other considerations due or to become due from the said owner(s), or its (their) agent(s), under the original contract.



Elias Abubeker, Agent of Claimant

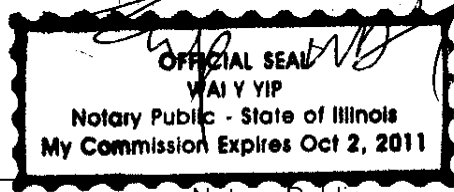
STATE OF ILLINOIS) SS
COUNTY OF COOK)

THE AFFIANT, Elias Abubeker, being first duly sworn, on oath deposes and says that he is an agent of Claimant, that he has read the foregoing Subcontractor's Notice and Claim for Mechanics Lien, knows the contents thereof, and that all statements therein contained are true.



Elias Abubeker, Agent of Claimant

Subscribed and sworn to before me this 4 day of August, 2009.



Notary Public

Mail To:

Elias Abubeker
Monda Window & Door Corp.
4101 West 42nd Place
Chicago, Illinois 60632

Prepared By:

Stephen M. Goba
Illinois Document Preparation Co.
600 S. Ahrens Ave.
Lombard, Illinois 60148

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EXHIBIT A

PARCEL 1: COMMENCING AT A POINT ON THE SOUTH LINE OF 95th STREET, 700 FEET EAST OF THE EASTERLY LINE OF COTTAGE GROVE AVENUE; THENCE SOUTHWESTERLY ON A LINE PARALLEL WITH COTTAGE GROVE AVENUE A DISTANCE OF 590.55 FEET TO A POINT WHICH IS 530 FEET SOUTH OF THE SOUTH LINE OF 95th STREET; THENCE EAST ON A LINE 580 FEET SOUTH OF AND PARALLEL WITH THE SOUTH LINE OF 95th STREET A DISTANCE OF 128.62 FEET TO THE POINT OF BEGINNING AND THE CENTER LINE OF AN EXISTING RAILROAD SPUR TRACK; THENCE SOUTHEASTERLY ON A STRAIGHT LINE FORMING AN ANGLE OF 89 DEGREES 48 MINUTES (IN THE SECOND QUADRANT) WITH THE LAST DESCRIBED LINE A DISTANCE OF 44 FEET TO A POINT OF CURVE; THENCE CONTINUING SOUTHEASTERLY ON A CURVED LINE CONVEX TO THE SOUTHWEST AND HAVING A RADIUS OF 4452.51 FEET AND AN ARC DISTANCE OF 259 FEET TO A POINT OF COMPOUND CURVE; THENCE CONTINUING SOUTHEASTERLY ON A CURVED LINE CONVEX TO THE SOUTHWEST AND HAVING A RADIUS OF 347.13 FEET AN ARC DISTANCE OF 382.09 FEET TO A POINT; SAID POINT INTERSECTING A LINE 1178.55 FEET SOUTH OF AND PARALLEL WITH THE SOUTH LINE OF EAST 95th STREET, BEING 169.40 FEET WEST OF THE SOUTHWEST CORNER OF COTTAGE GROVE HEIGHTS ADDITION, BEING A SUBDIVISION OF PART OF THE NORTH 1/2 OF SECTION 11, TOWNSHIP 37 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED AS DOCUMENT 9059581 ON OCTOBER 8, 1925, IN COOK COUNTY, ILLINOIS.

THENCE CONTINUING WEST ON A LINE PARALLEL WITH 95th STREET A DISTANCE OF 630 FEET, MORE OR LESS, TO A POINT OF INTERSECTION WITH A CURVED LINE CONVEX TO THE SOUTHWEST; THENCE CONTINUING NORTHWESTERLY ALONG SAID CURVED LINE WITH A RADIUS OF 278.94 FEET, A DISTANCE OF 238.43 FEET TO AN INTERSECTION WITH A LINE PARALLEL WITH THE EAST LINE OF COTTAGE GROVE AVENUE; THENCE NORTHERLY ALONG A LINE PARALLEL WITH THE EAST LINE OF COTTAGE GROVE AVENUE A DISTANCE OF 131 FEET MORE OR LESS TO A POINT; THENCE EASTERLY A DISTANCE OF 176.77 FEET TO A POINT; THENCE CONTINUING EASTERLY ALONG A LINE PARALLEL WITH THE SOUTHERLY LINE OF 95th STREET A DISTANCE OF 200.00 FEET TO A POINT; THENCE ALONG A LINE PARALLEL WITH THE EAST LINE OF COTTAGE GROVE AVENUE A DISTANCE OF 209.14 FEET TO A POINT; THENCE EASTERLY ALONG A LINE PARALLEL WITH THE SOUTH LINE OF EAST 95th STREET A DISTANCE OF 128.62 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY ILLINOIS.

PARCEL 2: THAT PART OF THE NORTHWEST 1/4 OF SECTION 11, TOWNSHIP 37 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT A POINT IN THE SOUTH LINE OF EAST 95th STREET 1050 FEET EAST OF THE EASTERLY LINE OF SOUTH COTTAGE GROVE AVENUE; THENCE SOUTH ALONG A LINE PARALLEL WITH THE WEST LINE OF SAID SECTION 11, A DISTANCE OF 530 FEET MORE OR LESS TO A POINT ON A LINE PARALLEL WITH 95th STREET; THENCE WEST ON SAID PARALLEL LINE A DISTANCE OF 334.91 FEET MORE OR LESS TO A POINT, SAID POINT BEING 10 FEET EAST OF THE CENTER LINE OF AN EXISTING RAILROAD SPUR TRACT; THENCE SOUTHEASTERLY ON A STRAIGHT LINE FORMING AN ANGLE OF 89 DEGREES 48 MINUTES WITH THE EAST DESCRIBED LINE, A DISTANCE OF 44.00 FEET TO A POINT OF CURVE; THENCE CONTINUING SOUTHEASTERLY ON A CURVED LINE, CONVEX TO THE SOUTHWEST, AND HAVING A RADIUS OF 4442.51 FEET, AN ARC DISTANCE OF 259.00 FEET TO A POINT OF COMPOUND CURVE; THENCE CONTINUING SOUTHEASTERLY ON A CURVED LINE, CONVEX TO THE SOUTHWEST, AND HAVING A RADIUS OF 347.13 FEET, AN ARC DISTANCE OF 382.07 FEET TO A POINT, SAID POINT OF INTERSECTION A LINE 1178.55 FEET SOUTH OF AND PARALLEL WITH THE SOUTH

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LINE OF EAST 95th STREET; THENCE EAST ALONG SAID PARALLEL LINE, A DISTANCE OF 169.40 FEET MORE OR LESS TO A POINT ON A LINE PARALLEL WITH THE WEST LINE OF SAID SECTION 11, THENCE NORTH ON SAID PARALLEL LINE A DISTANCE OF 1178.55 FEET MORE OR LESS TO A POINT IN THE SOUTH LINE OF EAST 95th STREET; THENCE WEST ON SAID SOUTH LINE OF EAST 95th STREET, A DISTANCE OF 50 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 3: THAT PART OF THE NORTHWEST 1/4 OF SECTION 11, TOWNSHIP 37 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT THE POINT OF INTERSECTION OF A LINE PARALLEL WITH AND 1100 FEET SOUTH (MEASURED ALONG THE EAST LINE OF COTTAGE GROVE AVENUE AS SAID AVENUE IS SHOWN ON THE PLAT OF DEDICATION RECORDED MAY 29, 1907 IN BOOK 95 OF PLATS, PAGE 3 OF THE SOUTH LINE OF EAST 95th STREET WITH THE SAID EAST LINE OF COTTAGE GROVE AVENUE; RUNNING THENCE EAST ON A LINE PARALLEL WITH THE SOUTH LINE OF EAST 95th STREET, A DISTANCE OF 380.38 FEET TO AN INTERSECTION WITH THE CURVED LINE CONVEX TO THE SOUTHWEST WITH A RADIUS OF 296.94 FEET, WHICH IS DESCRIBED IN THE WARRANTY DEED FROM CLEARING INDUSTRIAL DISTRICT, INC., TO GUARDITE CORPORATION, DATED OCTOBER 20, 1949 AND RECORDED OCTOBER 20, 1949 AND RECORDED IN THE RECORDERS OFFICE OF COOK COUNTY, ILLINOIS, AS DOCUMENT No. 14658448, THENCE SOUTHEASTERLY ALONG SAID CURVED LINE A DISTANCE OF 23.80 FEET TO AN INTERSECTION WITH A LINE 1120 FEET SOUTH OF AND PARALLEL WITH THE SOUTH LINE OF EAST 95th STREET; THENCE WEST ALONG A LINE PARALLEL WITH THE SOUTH LINE OF EAST 95th STREET 397.58 FEET TO A POINT, THENCE NORTHERLY ALONG THE EAST LINE OF SOUTH COTTAGE GROVE AVENUE A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL 4: THAT PART OF THE NORTHWEST 1/4 OF SECTION 11, TOWNSHIP 37 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT ON A LINE 1200 FEET SOUTH OF AND PARALLEL WITH THE SOUTH LINE OF EAST 95th STREET; AND 500.18 FEET EAST OF THE EAST LINE OF COTTAGE GROVE AVENUE (SAID 1200 FEET BEING MEASURED ALONG A LINE PARALLEL WITH THE LINE OF COTTAGE GROVE AVENUE AND FROM THE POINT OF INTERSECTION OF THE SOUTH LINE OF EAST 95th STREET WITH THE EAST LINE OF COTTAGE GROVE AVENUE AS SHOWN ON THE PLAT OF DEDICATION RECORDED MAY 29, 1907 IN BOOK 95 OF PLATS, PAGE 39); THENCE NORTHWESTERLY ALONG A CURVED LINE CONVEX TO THE SOUTHWEST AND HAVING A RADIUS 296.94 A DISTANCE 52.97 FEET TO THE POINT OF BEGINNING OF THE TRACT OF LAND HEREWITH DESCRIBED; THENCE CONTINUING ALONG SAID CURVE A DISTANCE OF 65.47 FEET TO THE POINT OF INTERSECTION WITH A LINE OF 1120 FEET SOUTH OF AND PARALLEL WITH THE SOUTH LINE OF EAST 95th STREET AS MEASURED ALONG THE EAST LINE OF COTTAGE GROVE AVENUE; THENCE WEST ALONG SAID PARALLEL LINE A DISTANCE OF 122.58 TO A POINT 275 FEET EAST OF THE EAST LINE OF COTTAGE GROVE AVENUE; THENCE SOUTHEASTERLY 173.795 FEET TO SAID DESCRIBED POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

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EXHIBIT B

1. TAXES FOR THE YEAR(S) 2005 AND 2006, NOT YET DUE OR PAYABLE.
2. COVENANTS AND RESTRICTIONS (BUT OMITTING ANY SUCH COVENANT OR RESTRICTION BASED ON RACE, COLOR, RELIGION, SEX, HANDICAP, FAMILIAL STATUS OR NATIONAL ORIGIN UNLESS AND ONLY TO THE EXTENT THAT SAID COVENANT (A) IS EXEMPT UNDER CHAPTER 42, SECTION 3607 OF THE UNITED STATES CODE OR (B) RELATES TO HANDICAP BUT DOES NOT DISCRIMINATE AGAINST HANDICAPPED PERSONS), CONTAINED IN THE DEED FROM HARRY T. KESSLER AS TRUSTEE UNDER TRUST AGREEMENT DATED MAY 18, 1949 TO GUARDITE CORPORATION, A DELAWARE CORPORATION, DATED APRIL 2, 1951 AND RECORDED APRIL 16, 1951 AS DOCUMENT 1505412, RELATING TO THE USE OF PARCEL 1.

NOTE: SAID INSTRUMENT CONTAINS NO PROVISION FOR A FORFEITURE OF OR REVERSION OF TITLE IN CASE OF BREACH OF CONDITION.

3. RIGHTS OF OLNEY J. DEAN STEEL CO., ITS SUCCESSORS AND ASSIGNS, TO CONSTRUCT, MAINTAIN AND OPERATE A SPUR TRACK UPON, OVER AND ACROSS THE LAND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE WESTERLY PROPERTY LINE OF THE TUTHILL PUMP CO., SAID POINT BEING 874.5 FEET MORE OR LESS DISTANT SOUTHERLY MEASURED ALONG SAID TUTHILL PUMP CO.'S WESTERLY PROPERTY LINE, FROM THE SOUTH LINE OF 95TH STREET AND 10 FEET DISTANT WESTERLY, AT RIGHT ANGLES, FROM THE CENTER LINE OF THE PROPOSED OLNEY J. DEAN STEEL CO. SPUR TRACK AS SHOWN ON THE "ATTACHED PRINT" THENCE NORTHERLY ALONG SAID TUTHILL PUMP CO.'S WESTERLY PROPERTY LINE WITH 76 FEET MORE OR LESS TO THE INTERSECTION OF SAID TUTHILL PUMP CO.'S WESTERLY PROPERTY LINE WITH THE SOUTHERLY PROPERTY LINE OF THE OLNEY J. DEAN STEEL CO.; THENCE WESTERLY ALONG SAID OLNEY J. DEAN STEEL CO.'S PROPERTY LINE 19.5 FEET MORE OR LESS TO A POINT 10 FEET DISTANT WESTERLY, AT RIGHT ANGLES, FROM THE CENTER LINE OF SAID OLNEY J. DEAN STEEL CO.'S SPUR TRACK; THENCE SOUTHERLY ALONG A CURVE TO THE LEFT AND PARALLEL WITH THE CENTER LINE OF SAID OLNEY J. DEAN STEEL CO.'S SPUR TRACK 76 FEET MORE OR LESS TO SAID POINT OF BEGINNING.

ALSO

RIGHT AND PRIVILEGE OF OLNEY J. DEAN STEEL CO. AND TUTHILL PUMP CO. TO ENTER UPON ANY PART OF SAID STRIP OF LAND DESCRIBED ABOVE AND THE LAND SITUATED ALONG BOTH SIDES OF SAID STRIP, FOR THE PURPOSES OF ONSTRUCTING, MAINTAINING, AND OPERATING A SPUR TRACK ON SAID STRIP OF LAND, OPERATING OR CAUSING TO BE OPERATED, LOCOMOTIVES, CARS AND OTHER PROPERTY AND EQUIPMENT UPON SAID SPUR TRACK, AND MAKING ALL OTHER USES OF SAID OF SAID STRIP OF LAND NECESSARY TO OR DESIRABLE FOR THE CONSTRUCTION, MAINTENANCE AND OPERATION OF SAID SPUR TRACK, AS CONTAINED IN GRANT MADE BY AND BETWEEN TUTHILL PUMP CO., A CORPORATION OF DELAWARE, ET AL., DATED APRIL 2, 1951 AND RECORDED APRIL 16, 1951 AS DOCUMENT 15054256.

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NOTE: PROVISIONS FOR THE PAYMENT OF COST OF MAINTAINING THE ABOVE SPUR TRACKS AS CONTAINED IN AGREEMENT BETWEEN ABOVE NAMED PARTIES DATED APRIL 17, 1951 AND RECORDED AUGUST 23, 1956 AS DOCUMENT 16679129, AS MODIFIED BY AGREEMENT DATED JANUARY 16, 1956 RECORDED AUGUST 31, 1956 AS DOCUMENT 16686579.

(AFFECTS PARCEL 1)

4. PERPETUAL EASEMENT FOR RAILROAD PURPOSES RESERVED IN DEED FROM CLEARING INDUSTRIAL DISTRICT, INC., A CORPORATION OF DELAWARE, TO GUARDITE CORP., A CORPORATION OF DELAWARE, DATED OCTOBER 20, 1949 AND RECORDED OCTOBER 21, 1949 AS DOCUMENT 14658448, OVER THAT PART OF PARCEL 2 OF THE CAPTION HEREIN WHICH LIES NORTH OF A LINE DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE CURVED EASTERLY LINE OF PARCEL C OF THE PREMISES CONVEYED BY SAID DEED DOCUMENT NUMBER 14658448, SAID POINT BEING 52.97 FEET ARC MEASUREMENT NORTHWESTERLY FROM THE SOUTHEAST CORNER OF SAID PARCEL C AFORESAID AND BEING ALSO THE POINT OF REVERSE CURVE OF A CURVED LINE CONVEX TO THE NORTHEAST; THENCE NORTHWESTERLY ALONG SAID CURVED LINE WITH A RADIUS OF 278.94 FEET A DISTANCE OF 161.10 FEET; THENCE CONTINUING WESTERLY TANGENT TO SAID CURVED LINE 18.52 FEET TO THE NORTHWEST CORNER OF SAID PARCEL C AFORESAID

(AFFECTS PARCEL 1)

5. RESERVATION OF A PERPETUAL EASEMENT BY THE GRANTOR, ITS LESSEES, GRANTEEES, SUCCESSORS AND ASSIGNS FOR RAILROAD PURPOSES OVER AND ACROSS THAT PART OF THE LAND LYING NORTH OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE CURVED EASTERLY LINE OF SAID TRACT WHICH IS 52.97 FEET ARC MEASUREMENT NORTHWESTERLY FROM THE SOUTHEAST CORNER THEREOF, SAID POINT BEING THE POINT OF REVERSE CURVE OF A CURVED LINE CONVEX TO THE NORTHEAST, THENCE NORTHWESTERLY ALONG SAID CURVED LINE WITH A RADIUS OF 278.94 FEET TO ITS INTERSECTION WITH A LINE 1120 FEET SOUTH OF THE SOUTH LINE OF EAST 95TH STREET AS MEASURED ALONG THE EAST LINE OF COTTAGE GROVE AVENUE, AS CONTAINED IN THE DEED FROM CLEARING INDUSTRIAL DISTRICT, INC., A CORPORATION OF DELAWARE, TO GUARDITE CORP., A CORPORATION OF DELAWARE, DATED OCTOBER 20, 1949 AND RECORDED OCTOBER 21, 1949 AS DOCUMENT 14658448.

(AFFECTS PARCEL 4)

6. EASEMENT OF TRACKAGE RIGHTS FOR INGRESS AND EGRESS OF RAILROAD ENGINES AND CARS FOR BENEFIT OF PROPERTY NORTHEAST OF AND ADJOINING AND ALSO THE PROPERTY WEST OF AND ADJOINING OVER, ALONG AND UPON TWO STRIPS OF LAND, EACH 20 FEET IN WIDTH OVER AND ACROSS PREMISES RESERVED IN THE DEED RECORDED DECEMBER 31, 1943 AS DOCUMENT 13200620 AND AS INDICATED ON THE PLAT ATTACHED TO SAID DEED. ALSO PROVISIONS CONTAINED IN SAID DEED RELATING TO THE CHANGE OF THE LOCATION OF BOTH OR EITHER STRIPS OF LAND AND TO THE COST RELATING TO THE CHANGE OF LOCATION.

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(AFFECTS THAT PART OF PARCEL 4 LYING EAST OF THE WEST 450 FEET OF THE NORTH 1200 FEET OF THAT PART OF THE NORTHEAST 1/4 OF SECTION 11 WHICH LIES EAST OF AND ADJOINING THE EAST LINE OF COTTAGE GROVE AVENUE AND SOUTH OF AND ADJOINING THE SOUTH LINE OF 95TH STREET)

7. EASEMENT CREATED BY GRANT DATED APRIL 1, 1951 AND RECORDED APRIL 16, 1951 AS DOCUMENT 15054256 MADE BY AND BETWEEN TUTHILL PUMP COMPANY, A CORPORATION ILLINOIS, HARRY T. KESSLER AS TRUSTEE UNDER TRUST AGREEMENT DATED MAY 18, 1949, OLNEY J. DEAN STEEL COMPANY, A CORPORATION ILLINOIS, AND GUARDITE CORPORATION, A CORPORATION OF DELAWARE, UPON, OVER AND ACROSS THE LAND AND OTHER PROPERTY OF THE CONSTRUCTION, MAINTENANCE AND OPERATION OF A SPUR TRACK, OPERATING OR CAUSING TO BE OPERATED LOCOMOTIVES, CARS AND OTHER EQUIPMENT UPON SAID SPUR TRACK AND MAKING ALL OTHER USES THEREOF NECESSARY TO OR DESIRABLE FOR THE CONSTRUCTION, MAINTENANCE OR OPERATION OF SAID SPUR TRACK INCLUDING THE FULL AND FREE RIGHT AND PRIVILEGE AT ALL TIMES HEREAFTER TO ENTER UPON AND CROSS AND RECROSS THE SAID LAND OF TUTHILL PUMP CO. FOR THE PURPOSE OF LOADING AND UNLOADING CARS.

(AFFECTS PARCELS 1 AND 2)

8. RESERVATION IN THE WARRANTY DEED RECORDED AS DOCUMENT 16475833 FROM TUTHILL PUMP COMPANY, A CORPORATION ILLINOIS, TO CHICAGO BRIDGE AND IRON CO., CORPORATION ILLINOIS, IN FAVOR OF GRANTOR AND ITS SUCCESSORS OF THE RIGHT AND PRIVILEGE TO ENTER ON PART OF THE LAND LYING 10 FEET ON EACH SIDE OF THE SPUR TRACKS LOCATED ON THE LAND. SAID GRANTOR FURTHER AGREES TO INDEMNIFY THE GRANTEE AND ITS SUCCESSORS AGAINST ALL DAMAGE ARISING FROM THE OPERATION OF SAID SPUR TRACKS.

(AFFECTS PARCELS 1 AND 2)

9. MATTERS DISCLOSED BY THE PLAT OF SURVEY BY SARKO ENGINEERING INC. DATED APRIL 29, 2002, LAST REVISION MAY 29, 2002, NUMBER 20020199-001 AND NOTE THE FOLLOWING:

1. ENCROACHMENT OF BUILDING LOCATED MAINLY ON THE PROPERTY EAST AND ADJOINING ONTO PARCEL 3 BY .06 FEET.
2. ENCROACHMENT OF CONCRETE SLAB ONTO PROPERTY SOUTH AND ADJOINING BY .07 FEET.
3. ENCROACHMENT OF CONCRETE FOUNDATION AND CONCRETE FLOOR SLAB ONTO PROPERTY SOUTH AND ADJOINING BY .5 TO 1.6 FEET.
4. ENCROACHMENT OF CONCRETE CURB AND ASPHALT PARKING LOT ONTO PROPERTY SOUTH AND ADJOINING BY 1.5 TO 2.9 FEET.
5. ENCROACHMENT OF WOOD FENCE ONTO PROPERTY SOUTH AND ADJOINING BY .6 TO 4.3 FEET.

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6. ENCROACHMENT OF FENCE LOCATED MAINLY ON THE PROPERTY WEST AND ADJOINING ONTO LAND BY 1.2 AND 1.5 TO 1.9 FEET.
7. ENCROACHMENT OF HOUSE OF KICKS SIGN 3 FEET NORTH OF THE NORTH PROPERTY LINE INTO THE EAST 95TH STREET RIGHT OF WAY.
8. ENCROACHMENT OF IRON FENCE FROM 2.1 TO 2.5 FEET NORTH OF THE NORTH PROPERTY LINE INTO THE EAST 95TH STREET RIGHT OF WAY.
9. ENCROACHMENT OF FENCE LOCATED MAINLY ON THE PROPERTY NORTH AND ADJOINING ONTO PARCEL 5 BY 1 FOOT TO 4.9 FEET.
10. RIGHT AND PRIVILEGE RESERVED IN THE WARRANTY DEED FROM TUTHILL PUMP COMPANY, A CORPORATION OF ILLINOIS, TO CHICAGO BRIDGE AND IRON COMPANY, A CORPORATION OF ILLINOIS, RECORDED AS DOCUMENT 16475833, TO ENTER ON THAT PART OF THE LAND LYING 10 FEET ON EACH SIDE OF THE SPUR TRACKS LOCATED ON THE LAND. GRANTOR AGREES TO INDEMNIFY GRANTEEES AND SUCCESSORS AGAINST ALL DAMAGES ARISING FROM THE OPERATION OF SAID SPUR TRACKS.

(AFFECTS PARCEL 2)
11. EXISTING UNRECORDED LEASES AND ALL RIGHTS THEREUNDER OF THE LESSEES AND OF ANY PERSON OR PARTY CLAIMING BY, THROUGH OR UNDER THE LESSEES.
12. ACTS OF THE GRANTEE, AND THOSE CLAIMING BY, THROUGH OR UNDER GRANTEE.
13. EXISTING ZONING, BUILDING AND OTHER GOVERNMENTAL AND QUASI-GOVERNMENTAL LAWS, CODES AND REGULATIONS.

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CONTRACTOR'S AFFIDAVIT PURSUANT TO SECTION 5 OF THE ILLINOIS MECHANICS LIEN ACT *Notice of Intent to File Mechanics Lien*

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

To the owner(s):

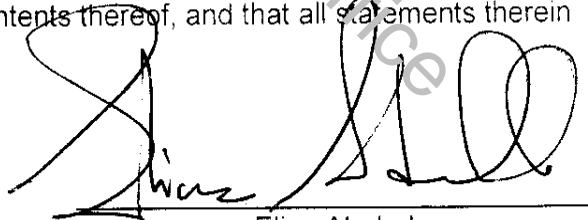
The undersigned, Elias Abubeker, duly-authorized agent of the contractor, Monda Window & Door Corp., on oath deposes and says that the following is a true and complete list of names and addresses of sub-contractors and material suppliers for the project commonly known as **9501 South Cottage Grove Avenue, Chicago, Illinois**, and the amounts due or to become due to each as of the date of execution of this affidavit.

THE LAW REQUIRES THAT THE CONTRACTOR SHALL SUBMIT A SWORN STATEMENT OF PERSONS FURNISHING LABOR, SERVICES, MATERIAL, FIXTURES, APPARATUS OR MACHINERY, FORMS OR FORM WORK BEFORE ANY PAYMENTS ARE REQUIRED TO BE MADE TO THE CONTRACTOR.

Name and address of sub-contractor or supplier	Nature of goods or services supplied	Amount due or to become due

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

THE AFFIANT, Elias Abubeker, being first duly sworn, on oath deposes and says that he is an authorized agent of the contractor, Monda Window & Door Corp., that he has read the foregoing Contractor's Affidavit and knows the contents thereof, and that all statements therein contained are true and complete.



Elias Abubeker

Subscribed and sworn to before me this 14 day of August, 2009.

