



Doc#: 0927149007 Fee: \$33.00
Eugene "Gene" Moore RHSP Fee:\$10.00
Cook County Recorder of Deeds
Date: 09/28/2009 10:28 AM Pg: 1 of 7

**SUBCONTRACTOR'S
NOTICE AND CLAIM FOR
MECHANICS LIEN**

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

The Claimant, (Subcontractor) Markham Asphalt Co., a subsidiary of K-Five Construction Corp., an Illinois corporation, doing business at 13769 Main Street, Lemont, Illinois, hereby files a Notice and Claim for Mechanics Lien on the Subject Property described herein, and against: 163rd & Dixie Highway, LLC, owner of the Subject Property hereinafter described ("Owner"); Finline BT Corp, Owner's contractor ("Contractor"); and any person or entity, including mortgagees, lenders, unknown owners, unknown necessary parties and non-record claimants and other interested parties, claiming an interest in the Subject Property, by through or under the Owner and Contractor and states:

1. That on or about May 18, 2009, and subsequently, Owner owned fee simple title to the real estate (including all land and improvements thereon) in Cook County, Illinois ("Subject Property"), legally described as follows:

LOT 3, 6, 7 AND THE SOUTH ½ OF LOT 2 IN BLOCK 8 IN ANDERSON'S DIXIE HIGHWAY SUBDIVISION OF THE SOUTH 60.65 ACRES (LYING WEST OF THE OLD VINCENNES ROAD AS NOW LOCATED) OF THE WEST ½ OF THE NORTH ½ OF SECTION 19, TOWNSHIP 36 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED MARCH 25, 1920 AS NUMBER 6772211.

P.I.N.: 29-19-131-003, 29-19-131-006, 29-19-131-007, and 29-10-131-009

Common address: 2044 W. 163rd, Markham, Illinois 60428,
previously 163rd & Dixie Highway, Markham, Illinois

UNOFFICIAL COPY

2. That on or about, May 18, 2009, the Claimant entered into oral purchase orders ("Purchase Orders") with Contractor, pursuant to which Purchase Orders the Claimant agreed to supply bituminous material in connection with the improvement of the Subject Property.

Claimant agreed to supply bituminous material for the sum of \$47,466.79. Owner authorized and/or knowingly permitted Contractor to enter into the Purchase Orders with the Claimant, in connection with the development and improvement of the Subject Property.

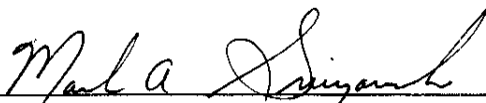
3. That on June 23, 2009, the Claimant, under the Purchase Orders, last supplied bituminous material under the Purchase Orders, which was furnished to and used in and about the improvement and development of the Subject Property to the value of \$47,466.79. Copies of Claimant's invoices for said bituminous material are attached hereto.

4. That Owner and Contractor are entitled to credits, for payments made, in the sum of \$39,081.49, leaving an amount unpaid and owing to the Claimant of \$8,385.30.

5. That the amount now due and owing to the Claimant is the said sum of \$8,385.30, plus interest and attorneys fees, for which the Claimant hereby claims a mechanics lien, under the Illinois Mechanics Lien Act, against the Owner and Contractor and on the Subject Property and any improvements thereon, and on the money or other consideration due or to become due from Owner under its contract with Contractor.

Signed this 18th day of September, 2009.


MARKHAM ASPHALT CO., a subsidiary of
K-Five Construction Corporation

By: 
Mark Sniegowski, Vice President/CFO

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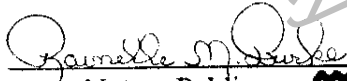
AFFIDAVIT

Mark Sniegowski, being first duly sworn, on oath deposes and says that he is Vice President/CFO of K-Five Construction Corporation, of which Markham Asphalt Company, the above mentioned Claimant, is a subsidiary, that he is duly authorized to make this affidavit on its behalf; that he has read the above and foregoing Subcontractor's Notice and Claim for Mechanics Lien, knows the contents thereof, and that the statements therein contained are true.



Mark Sniegowski, Vice President/CFO

Subscribed and sworn to before me
this 18th day of September, 2009.



Notary Public



FAPECK\K-Five\Markham-Adriana's Pizza-Fineline BT Corp\Sub-M.L.C.wpd

County Clerk's Office

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PROOF OF SERVICE

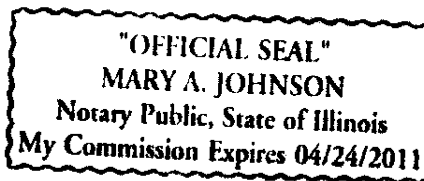
The undersigned certifies that a copy of the foregoing Subcontractor's Notice and Claim for Mechanics Lien was served upon the following Service List via Certified Mail, with return receipt requested, limited to addressee only, and Regular First Class Mail, postage prepaid, by depositing same in the U.S. Mail at the Wheaton, Illinois post office before the hour of 5:30 p.m. on September 18, 2009, addressed as follows:

Pamela DeBoise

Pamela DeBoise

SUBSCRIBED and SWORN to before me this 18th day of September, 2009.

Mary A. Johnson
Notary Public



SERVICE LIST

163rd & Dixie Highway, LLC
c/o Martin Staniszewski, Agent
11516 West 183rd St. NW
Orland Park, IL 60467

Flanagin, LLC
Attn: Garry Flanagin, President
1955 Woodridge Circle
Valparaiso, IN 46383

163rd & Dixie Highway, LLC
Attn: Sher Services, Inc., Manager
6542 North Navajo
Lincolnwood, IL 60712

Amcore Bank N.A.
Attn: Amy Wolfe, Assistant VP
1480 S. Alpine Road
Rockford, IL 61108

163rd & Dixie Highway, LLC
Attn: Alicia Finlay, Manager
13939 Huseman
Cedar Lake, IN 46303

Fineline BT Corp.
Attn: Ronald J. Finlay, President
14660 Saddlebrook
Lockport, IL 60441

Fineline BT Corp.
c/o Martin Staniszewski, Agent
11516 W 183rd St., NW
Orland Park, IL 60467

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13769 MAIN STREET
 LEMONT, ILLINOIS 60439
 TEL (630) 257-5600 FAX (630) 257-6788

MARKHAM ASPHALT COMPANY
 A Subsidiary of K-Five Construction
 Remit To
 13769 MAIN STREET
 LEMONT, IL 60439

Bill To: 3460
 FINE LINE BLACKTOP
 2044 WEST 163RD STREET
 WEST BUILDING, SUITE #1
 MARKHAM, IL 60428

Job:
 163RD DIXIE HWY
 MARKHAM
 0

Invoice: 117545MB Plant: MARKHAM ASPHALT PLANT Page 1 of 1

Project No	Invoice Date	Purchase Order	Payment Terms				
163RDDIX	06/23/09		NET 45				
Date	Ticket	Product	Quantity	U/M	Unit Price	Tax	Total
06/23	00310045	BC BC M N50	203.2800	TN	37.5000	762.30	8385.30

Material	Transp.	Misc.	Tax	Invoice Amt	Receipt Amt	Balance Due
\$7,623.00	\$0.00	\$0.00	\$762.30	\$8,385.30	\$0.00	\$8,385.30

*****Make Check Payable To: MARKHAM ASPHALT COMPANY*****

SALES COPY

UNOFFICIAL COPY



13769 MAIN STREET
 LEMONT, ILLINOIS 60439
 TEL (630) 257-5600 FAX (630) 257-6788

MARKHAM ASPHALT COMPANY
 A Subsidiary of K-Five Construction
 Remit To
 13769 MAIN STREET
 LEMONT, IL 60439

Bill To: 3460
 FINE LINE BLACKTOP
 ATTN: YOLANDA FINLEY
 2044 WEST 163RD STREET
 WEST BUILDING, SUITE #1
 MARKHAM, IL 60428

Job:
 163RD DIXIE HWY
 MARKHAM
 0

Invoice: 117111MB

Plant: MARKHAM ASPHALT PLANT

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Project No 163RDDIX	Invoice Date 05/18/09	Purchase Order	Payment Terms NET 45
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Date	Ticket	Product	Quantity	U/M	Unit Price	Tax	Total
05/18	00306961	BC BC M N50	826.0700	TN	37.5000	3097.76	34075.39

Material	Transp.	Misc.	Tax	Invoice Amt	Receipt Amt	Balance Due
\$30,977.63	\$0.00	\$0.00	\$3,097.76	\$34,075.39	\$0.00	\$34,075.39

*****Make Check Payable To: MARKHAM ASPHALT COMPANY*****



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MARKHAM ASPHALT COMPANY
A Subsidiary of K-Five Construction
Remit To
13769 MAIN STREET
LEMONT, IL 60439

Bill To: 3460
FINE LINE BLACKTOP
ATTN: YOLANDA FINLEY
2044 WEST 163RD STREET
WEST BUILDING, SUITE #1
MARKHAM, IL 60428

Job:
163RD DIXIE HWY
MARKHAM
0

Invoice: 117140MB

Plant: MARKHAM ASPHALT PLANT

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Project No		Invoice Date	Purchase Order		Payment Terms		
163RDDIX		05/19/09			NET 45		
Date	Ticket	Product	Quantity	U/M	Unit Price	Tax	Total
05/19	00306978	BC BC M N50	121.3600	TN	37.5000	455.10	5006.10

Material	Transp.	Misc.	Tax	Invoice Amt	Receipt Amt	Balance D
\$4,551.00	\$0.00	\$0.00	\$455.10	\$5,006.10	\$0.00	\$5,006.10

*****Make Check Payable To: MARKHAM ASPHALT COMPANY*****

SALES COPY