

# UNOFFICIAL COPY



STATE OF IL )  
 ) SS:  
COUNTY OF Cook )

Doc#: 0935139039 Fee: \$31.00  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 12/17/2009 01:28 PM Pg: 1 of 5

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

**TO: See attached Service List**

The lien claimant, Speedy Gonzalez Landscaping, Inc., an Illinois corporation registered to do business in Illinois ("CLAIMANT"), with offices at 10624 South Torrence Avenue, Chicago, Illinois 60617, hereby files this *Subcontractor's Notice of and Claim for Mechanics Lien* against Hales Franciscan High School, Inc., an Illinois not-for-profit corporation with its principal place of business identified in the attached Service List ("OWNER"); Powers and Sons Construction Company, Inc., with offices identified in the attached Service List ("CONTRACTOR"); Hartford & Sons, LLC, with offices identified in the attached Service List ("SUBCONTRACTOR"); Gumby, Inc.; Cole Taylor Bank; Pullman Bank and Trust f/k/a Park National Bank n/k/a U.S. Bank; and all other persons or entities having or claiming an interest in the below described real estate; and, in support of such lien, states as follows:

1. Since prior to June 26, 2009, and at all times relevant hereto, OWNER held fee simple title to, or had an interest in, the following described real property situated in the County of Cook, State of Illinois, to wit:

**Legal Description:** See Exhibit 1 attached hereto and incorporated herein by reference.  
**P.I.N.s:** 20-10-221-001; 20-10-221-002; 20-10-221-003  
**Common Address:** 4939 South Cottage Grove Avenue  
Chicago, Illinois 60615

such real property referred to hereinafter as the "SUBJECT PROPERTY."

2. On or about June 26, 2009, and at all other times relevant hereto, CONTRACTOR was OWNER's general contractor or had authority to enter into contracts on OWNER's behalf for the improvement of the SUBJECT PROPERTY.

**DOCUMENT PREPARED BY:**  
Michael T. O'Connor, Esq.  
FUCHS & ROSELLI, LTD.  
440 West Randolph Street, Suite 500  
Chicago, Illinois 60606  
(312) 651-2400

**AFTER RECORDING, RETURN TO:**  
Michael T. O'Connor, Esq.  
FUCHS & ROSELLI, LTD.  
440 West Randolph Street, Suite 500  
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3. Prior to June 26, 2009, CONTRACTOR entered into a contract with SUBCONTRACTOR, whereby SUBCONTRACTOR was to provide labor, materials, and services consisting of or related to sewer work for the improvement of the SUBJECT PROPERTY for the benefit of OWNER.

4. On or about June 26, 2009, SUBCONTRACTOR entered into a contract with CLAIMANT, whereby CLAIMANT was to provide labor, materials, and services consisting of or related to trucking, hauling, and removal relative to the improvement of the SUBJECT PROPERTY for the benefit of OWNER in the original contract amount of Thirty-Four Thousand Six Hundred Forty-Five and 95/100 Dollars (\$34,645.95); and, pursuant to which, CLAIMANT has arranged for and has provided such labor, materials, and services for the improvement of the SUBJECT PROPERTY.

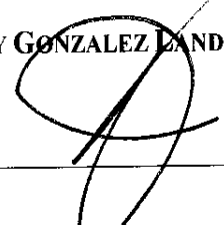
5. CONTRACTOR, SUBCONTRACTOR, and OWNER authorized CLAIMANT to perform or provide the aforesaid labor, materials, and services as well as the extra labor, materials, and services for the improvement of the SUBJECT PROPERTY for the benefit of OWNER.

6. The aforesaid contract between SUBCONTRACTOR and CLAIMANT was entered into by SUBCONTRACTOR and the labor, materials, and services were furnished by CLAIMANT with the full knowledge and consent of OWNER and/or CONTRACTOR. Alternatively, OWNER and/or CONTRACTOR authorized or knowingly permitted SUBCONTRACTOR to enter into such contract to improve the SUBJECT PROPERTY. Alternatively, OWNER and/or CONTRACTOR knowingly permitted CLAIMANT to provide labor, materials, and services to improve the SUBJECT PROPERTY.

7. As to the labor, materials, and services furnished by CLAIMANT, CLAIMANT'S last date of work on the project for the improvement of the SUBJECT PROPERTY was August 25, 2009. The value of all of CLAIMANT'S labor, material, and services furnished for the improvement of the SUBJECT PROPERTY to date is Thirty-Four Thousand Six Hundred Forty-Five and 95/100 Dollars (\$34,645.95).

8. After allowing all credits due OWNER, there remains due, unpaid, and owing to CLAIMANT for its labor, materials, and services provided for the improvement of the SUBJECT PROPERTY, including any extras, the sum of Thirty-Four Thousand Six Hundred Forty-Five and 95/100 Dollars (\$34,645.95), for which, together with attorneys' fees and interest at the statutory rate provided under the Illinois Mechanics Lien Act, 770 ILCS 60/1 et seq., CLAIMANT claims a lien upon the SUBJECT PROPERTY and improvements thereon and on the monies or other consideration due or to become due under the contract between CLAIMANT and CONTRACTOR for the benefit of OWNER.

SPEEDY GONZALEZ LANDSCAPING, INC.

By:  \_\_\_\_\_

Print Name: Jose Gonzalez

Its: President

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STATE OF Illinois )  
 ) SS:  
COUNTY OF Kane )

## SUBCONTRACTOR'S AFFIDAVIT AND VERIFICATION

The undersigned affiant, being first duly sworn on oath, deposes and says that he is an officer or duly authorized representative of Speedy Gonzalez Landscaping, Inc., authorized to sign this *Subcontractor's Affidavit and Verification*, and that he has read the foregoing *Subcontractor's Notice of and Claim for Mechanics Lien*, and knows the contents thereof, and that all statements therein contained are true and accurate.

By: \_\_\_\_\_

Print Name: Jose Gonzalez

Title: President

SUBSCRIBED and SWORN to  
before me this 15th day  
of December, 2009.



Kathy S Amrhein  
Notary Public

### DOCUMENT PREPARED BY:

Michael T. O'Connor, Esq.  
FUCHS & ROSELLI, LTD.  
440 West Randolph Street, Suite 500  
Chicago, Illinois 60606  
(312) 651-2400

### AFTER RECORDING, RETURN TO:

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440 West Randolph Street, Suite 500  
Chicago, Illinois 60606  
(312) 651-2400

**UNOFFICIAL COPY****SERVICE LIST****Owner:**

Hales Franciscan High School, Inc.  
 Attn: Kenneth I. Johnson, Jr.,  
 Registered Agent  
 4939 South Cottage Grove Avenue  
 Chicago, IL 60615

**General Contractor:**

Powers and Sons Construction Company, Inc.  
 Attn: Bruce B. Jackson, Registered Agent  
 150 North Wacker Drive  
 Suite 2600  
 Chicago, IL 60606

Powers and Sons Construction Company, Inc.  
 Attn: Mamon Powers, Jr., President  
 2636 West 15th Avenue  
 Gary, IN 46404

**Subcontractor:**

Hartford & Sons, LLC  
 Attn: Michael A. Pedicone, Registered Agent  
 2907 S. Wabash Ave., Suite 200  
 Chicago, IL 60616

**Lender(s) / Other Recorded Interests:**

Cole Taylor Bank  
 Attn: Mark A. Hoppe, President and  
 Chief Executive Officer  
 225 West Washington Street  
 Chicago, IL 60602

**Lender(s) / Other Recorded Interests  
(continued):**

Cole Taylor Bank  
 Attn: Mark A. Hoppe, President and  
 Chief Executive Officer  
 9550 West Higgins Road  
 Rosemont, IL 60018

Gumby, Inc.  
 Attn: Michael C. Gumbel, President and  
 Registered Agent  
 604 North Franklin Avenue  
 River Forest, IL 60305

Pullman Bank & Trust  
 n/k/a U.S. Bank NA  
 U.S. Bancorp  
 Attn: Richard K. Davis, President and  
 Chief Executive Officer  
 U.S. Bancorp Center  
 800 Nicollet Mall  
 Minneapolis, MN 55402

Pullman Bank & Trust  
 f/k/a Park National Bank  
 Park National Corporation  
 Attn: David L. Trautman, President  
 50 North 3rd Street  
 Newark, OH 43058

Federal Deposit Insurance Corporation  
 Receiver: Park National Bank  
 Attn: Claims Agent  
 1601 Bryan Street  
 Dallas, TX 75201

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## EXHIBIT 1

Legal Description:

LOT 6 (EXCEPT THE EAST 50.00 FEET AND EXCEPT THE NORTH 33.00 FEET THEREOF) LOT 7 (EXCEPT THE EAST 50.00 FEET THEREOF); LOT 8 (EXCEPT THE EAST 50.00 FEET THEREOF); LOT 9 (EXCEPT THE EAST 50.00 FEET THEREOF) AND LOT 10 (EXCEPT THE EAST 50.00 FEET AND EXCEPT THE SOUTH 30.00 FEET THEREOF) IN BAYLEY'S SUBDIVISION OF THE EAST 1/2 OF SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 AND THE EAST 1/2 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 10, TOWNSHIP 38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, (EXCEPT THOSE PARTS THEREOF TAKEN FOR 49TH AND 50TH STREETS AND COTTAGE GROVE AVENUE), IN COOK COUNTY, ILLINOIS.

ALSO:

THE WEST 1/2 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 10, TOWNSHIP 38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, (EXCEPT THE WEST 27.00 FEET; THE NORTH 33.00 FEET AND THE SOUTH 30.00 FEET THEREOF), IN COOK COUNTY, ILLINOIS.