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STATE OF ILLINOIS)

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Doc#: 1004718024 Fee: \$30.00 Eugene "Gene" Moore RHSP Fee:\$10.00 Cook County Recorder of Deeds Date: 02/16/2010 10:41 AM Pg: 1 of 4

VERIFIED ORIGINAL SUB-CONTRACTOR'S CLAIM FOR MECHANICS LIEN

The claimant, RWC Construction, LLC, an Illinois limited liability company, of the City of McHenry, County of McHenry, State of Illinois, (the "Claimant" herein) hereby files its original sub-contractor's claim for mechanics lien on the Real Estate (hereinafter described) and against the interest of the following entiry in the Real Estate: 161 West Kinzie JV, LLC, a Delaware limited liability company registered to do business in the State of Illinois ("Owner" herein), and any person or entity claiming an interest in the Real Estate (as hereinafter described) by, through, or under Owner.

Claimant states as follows:

1. On or about December 20, 2007, and subsequently, Owner owned fee simple title to the Real Estate (including all land and improvements thereon) ("Real Estate") in Cook County, Illinois, commonly known as 161 West Kinzi. Apartments, Chicago, Illinois, located at 161 W. Kinzie, Chicago, Illinois 60654 and legally described as follows:

See "Exhibit A" attached

- Claimant made a subcontract ("Contract") dated on or about June 3, 2009 with Owner's contractor, RC Aluminum Industries, Inc., a Florida corporation registered to do business in the State of Illinois, under which Claimant agreed to furnish all labor, materials, and services required for the installation of windows, curtainwall, and related material as specified in the Contract for and in said Real Estate. Claimant commenced the performance of work on the Real Estate on or about June 3, 2009.
- 3. Owner is, upon information and belief, the sole owner of the Real Estate and, as such, authorized the Contract and all work performed thereunder.
- 4. Claimant last performed work under the Contract on November 25, 2009.

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5. As of the date hereof, there is due, unpaid, and owing to Claimant, after allowing all credits, the principal sum of three hundred thirty one thousand two hundred eighty six dollars and 88/100 (\$331,286.88), which principal amount bears interest at the statutory rate of ten (10%) percent per annum. Claimant claims a mechanics lien on the Real Estate (including all land and improvements thereon) in the amount of \$331,286.88 plus interest and fees as allowed by statute.

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VERIFICATION

STATE OF ILLINOIS)
) ss.
COUNTY OF LAKE)

Timothy Boyle, being duly sworn on oath, states that he is agent of Claimant, RWC Construction LLC, an Illinois limited liability company, that he is authorized to sign this verification to the foregoing original sub-contractor's claim for mechanics lien, that he has read the original sub-contractor's claim for mechanics lien, and that the statements contained therein are true.

Timothy Boyle

Subscribed and sworn to me ting 15¹ day of February, 2010.

Notary Public

OFFICIAL SEAL
LYNN K BOYLE
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:08/31/13

This document has been prepared by and after recording should be mailed to:

Bret A. Rappaport Hardt, Stern & Kayne, P.C. 2610 Lake Cook Road, Suite 200 Riverwoods, Illinois 60015

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EXHIBIT A

PARCEL 1: THAT PART OF LOTS 2, 3 AND 8 AND ALL OF LOTS 4, 5, 6 AND 7 IN THE RESUBDIVISION OF LOT 5 IN BLOCK 4 IN THE ORIGINAL TOWN (NOW CITY) OF CHICAGO IN SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN; AND THAT PART OF LOT 6 IN BLOCK 4 IN SAID ORIGINAL TOWN OF CHICAGO; TOGETHER WITH ALL THAT PART OF THE VACATED ALLEY BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 6 IN BLOCK 4 IN SAID ORIGINAL TOWN OF CHICAGO; THENCE SOUTH ALONG THE WEST LINE OF SAID LOT 6 TO THE EASTERLY EXTENSION OF THE NORTH LINE OF THE SOUTH 19.00 FEET OF LOT 2 IN SAID RESUBDIVISION OF LOT 5; THENCE WEST ALONG THE LAST DESCRIBED LINE TO THE EAST LINE OF SAID LOT 2; THENCE SOUTH ALONG THE EAST LINE OF SAID LOT 2 IN SAID RESUBDIVISION TO A POINT 8.00 FEET NORTH OF THE SOUTHEAST CORNER OF SAID LOT 2; THENCE SOUTHWESTERLY ALONG A STRAIGHT LINE DRAWN TO A POINT 1.00 FOOT SOUTH OF THE NORTH LINE AND 9.00 FEET WEST OF THE EAST LINE OF SAID LOT 3. THENCE WEST ALONG A LINE PARALLEL WITH THE NORTH LINE OF SAID LOT 3 TO THE WEST LINE THEREOF; THENCE SOUTH ALONG THE WEST LINE OF LOTS 3, 4, 5, 6, 7 AND 8 IN SAID RESUBDIVISION, A DISTANCE OF 108.00 FEET; THENCE SOUTHEASTERLY ALONG A STRAIGHT LINE, A DISTANCE OF 88.40 FEET TO A POINT ON THE NORTH THE NORTHERLY LINE OF SAID AVENUE, AND THE EXTENSION THEREOF ACROSS SAID VACATED ALLEY; THENCE EASTERLY ALONG THE NORTHERLY LINE OF SAID AVENUE, AND THE EXTENSION THEREOF ACROSS SAID VACATED ALLEY. TO THE WEST LINE OF THE EAST 26.00 FEET OF THE WEST ½ OF LOT 6 IN BLOCK 4 IN SAID ORIGINAL TOWN OF CHICAGO; THENCE NORTH ALONG THE LAST DESCRIBED LINE TO THE NORTH LINE OF SAID LOT 6; THENCE WEST ALONG THE NORTH LINE OF SAID LOT 6 TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL 2: THE SOUTH 19.00 FEET OF LOT 2 / NI) THE NORTH 1.00 FOOT OF LOT 3 OF THE RESUBDIVISION OF LOT 5 IN BLOCK 4 IN ORIGINAL TOWN OF CHICAGO IN SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST, OF THE THIRD PRINCIPAL MERIDIAN, EXCEPTING AND EXCLUDING HOWEVER A TRIANGULAR SHAPED PIECE OF LAND IN THE SOUTHEAST CORNER THEREOF, WHICH MEASUALS 9.00 FEET ON THE SOUTHERLY SIDE AND 9.00 FEET ON THE EASTERLY SIDE, IN COOK COUNTY, ILLINOIS.

PARCEL 3: SUBLOT 1 AND THE NORTH 2.00 FEET OF SUBLOT 2 OF LOT 5 IN BLOCK 4 IN ORIGINAL TOWN OF CHICAGO IN THE SOUTHEAST ¼ OF SECTION 9, TOWNSHIP 39 NOPTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 4: THAT PART OF LOT 8 IN THE RESUBDIVISION OF LOT 5 AND THAT PART OF LOT 6 IN BLOCK 4 IN THE ORIGINAL TOWN OF CHICAGO; TOGETHER WITH THAT PART OF THE 10-FOUT VACATED ALLEY IN SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAL LOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF SAID LOT 8, A DISTANCE OF 108.00 17 ET SOUTH OF THE INTERSECTION OF THE WEST LINE OF LOTS 3 TO 8, INCLUSIVE, IN THE RESUBDIVISION OF LOT 5 AFORESAID, WITH THE SOUTH LINE OF THE NORTH 1.00 FOOT OF LOT 3 AFORESAID; THENCE SOUTHEAS LETLY, A DISTANCE OF 88.40 FEET TO A POINT ON THE NORTHERLY LINE OF CARROLL AVENUE; THENCE WESTERLY ALONG THE NORTHERLY LINE OF CARROLL AVENUE TO THE WEST LINE OF SAID LOT 8; THENCE NORTH / LCNG THE WEST LINE OF SAID LOT 8 TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL 5: LOT 3 AND THE EAST 6 FEET OF LOT 4 (EXCEPT THAT PART OF SAID LOTS TAKEN AND USED FOR WEST CARROLL AVENUE) IN THE SUBDIVISION OF LOT 6, ALL IN BLOCK 4 IN THE CANAL TRUSTEES SUBDIVISION OF LOTS IN THE ORIGINAL TOWN OF CHICAGO IN SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 6: THAT PART OF THE FOLLOWING DESCRIBED PROPERTY LYING ABOVE A HORIZONTAL PLANE 22.6 FEET ABOVE CHICAGO CITY DATUM AND DESCRIBED AS FOLLOWS: THOSE PARTS OF LOT 3 AND THE EAST 6 FEET OF LOT 4 IN THE SUBDIVISION OF LOT 6 IN BLOCK 4 IN THE CANAL TRUSTEES SUBDIVISION OF LOTS IN THE ORIGINAL TOWN OF CHICAGO, LYING SOUTH OF THE NORTH LINE OF WEST CARROLL AVENUE IN SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Note: For informational purposes only, the land is described as: 161 W. Kinzie, Chicago, IL