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SUBCONTRACTOR'S NOTICE AND CLAIM FOR LIEN

Doc#: 1004722048 Fee: \$30.00
Eugene "Gene" Moore RHSP Fee:\$10.00
Cook County Recorder of Deeds
Date: 02/16/2010 11:12 AM Pg: 1 of 3

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

The claimant, T. MANNING CONCRETE, INC., an Illinois corporation (hereinafter "Claimant"), with an address at 11804 S. Route 47, Huntley, Illinois, 60142, hereby files its Subcontractor's Notice and Claim for Mechanics Lien against Central Park Development, LLC, c/o Hyun Uk Kang, Manager, 2215 Sanders Rd., #107N, Northbrook, IL, 60067; Catfish Glenview, LLC, a subsidiary of CF Capital, LLC, c/o Illinois Service Corporation, Registered Agent, 801 Adlai Stevenson Dr., Springfield, IL, 62703; Catfish Glenview, LLC, c/o Incorporating Services, Ltd., Registered Agent, 3500 S. DuPont Hwy., Dover, DE 19901; Fifth Third Bank, c/o Paul L. Reynolds, Registered Agent, 38 Fountain Square Plaza, Cincinnati, OH, 45263; J.P. Larsen, Inc., c/o Mike Larsen, President, 2942 Kensington, Westchester, IL, 60154; Lance Construction Supplies, Inc., c/o Daniel Chodora, President, 8801 W. Dewey Lane, Hickory Hills, IL, 60457; ATMI Precast, Inc., c/o James R. Armbruster, President, 1306 W. Downer Place, Aurora, IL, 60506 (hereinafter "Owners"); FCL Builders, LLC, c/o Michael J. Boro, Manager, 1150 Spring Lake Dr., Itasca, IL, 60143 (hereinafter "General") and against the interest of any person claiming an interest in the Real Estate (as hereinafter described) by, through or under Owner:

600 Milwaukee Central Plaza, Glenview, IL, 60025

On January 28, 2010, Claimant states as follows:

1. That on or about January 12, 2009 and at all relevant times thereafter, Owner CETNRAL PARK DEVELOPMENT, LLC owned fee simple title to the real estate (including all land and improvements thereon) (hereinafter "the Premises") in Cook County, Illinois, as legally described as follows:

THAT PART OF THE SOUTH ½ OF THE SOUTHEAST ¼ OF SECTION 32, TOWNSHIP 42 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH LINE OF CENTRAL ROAD AND THE EAST LINE OF THE WEST 30 ACRES OF THE SOUTH ½ OF THE SOUTHEAST ¼ OF SAID SECTION 32; THENCE EAST ALONG THE NORTH LINE OF CENTRAL ROAD, 968.38 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES 58 MINUTES 20 SECONDS EAST ALONG THE NORTH LINE OF CENTRAL ROAD, 671.48 FEET; THENCE NORTH 28.53 FEET TO A POINT ON THE WESTERLY LINE OF MILWAUKEE AVENUE; THENCE NORTH 34 DEGREES 56 MINUTES 59 SECONDS WEST ALONG THE WESTERLY LINE OF MILWAUKEE AVENUE, 649.06 FEET; THENCE SOUTH 55 DEGREES 20 MINUTES 58 SECONDS WEST, 363.46 FEET; THENCE SOUTH 0

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DEGREES 03 MINUTES 16 SECONDS WEST TO A POINT OF BEGINNING IN COOK COUNTY, ILLINOIS.

The permanent real estate tax number(s): 04-32-402-017 and 04-32-402-024

2. That Owner and Lender FIFTH THIRD BANK gained an interest in the Premises by way of a Construction Mortgage, Assignment of Leases and Rents, and Financing Statement that were signed and subsequently recorded on March 6, 2008 as Document Nos. 0807205090, 0807205091, and 0807205092, respectively for the Premises as legally described herein.
3. That Owner and Lender CATFISH GLENVIEW, LLC gained an interest in the Premises by way of an Intercreditor and Subordination Agreement and a Second Mortgage, Security Agreement, Assignment of Leases and Rents, and a Fixture Filing that were recorded on March 12, 2008 and March 6, 2008, respectively, as Document Nos. 0807205094 and 0807205095 for the Premises as legally described herein.
4. That Owner FCL BUILDERS, LLC gained an interest in the Premises by way of a Mechanics Lien that were recorded on December 9, 2009 as Document No. 0934331000 for the Premises as legally described herein.
5. That Owner J.P. LARSEN, INC. gained an interest in the Premises by way of a Mechanics Lien that was recorded on January 6, 2010 as Document No. 1000608244 for the Premises as legally described herein.
6. That Owner LANCE CONSTRUCTION SUPPLIES, INC. gained an interest in the Premises by way of Mechanics Liens that were recorded on January 6, 2010 as Document No. 1000608246 for the Premises as legally described herein.
7. That Owner ATMI PRECAST, INC. gained an interest in the Premises by way of a Mechanics Lien that was recorded on January 7, 2010 as Document No. 1000718006 for the Premises as legally described herein.
8. That General was Owner's General Contractor for the improvements on the Premises.
9. That on January 12, 2009, Claimant made a written contract (hereinafter "the Contract") with FCL BUILDERS, LLC, an Illinois Limited Liability Corporation, under which Claimant agreed to provide all necessary labor, material, and apparatus to provide all necessary concrete services for the project.
10. The Subcontract was entered into by General and the work was performed by Claimant with the knowledge and consent of Owners. Alternatively, the Owner specifically authorized General and/or General's agents to enter into contracts for improvement of the Premises. Alternatively, the Owner knowingly permitted General and/or General's agents to enter into contracts for the improvement of the Real Estate.
11. That on December 16, 2009, Claimant completed all work to be done by the contract.
12. As of the date hereof, there is due, unpaid, and owing to Claimant, after allowing credits, if any, the principal sum of \$363,793.80, for which amount Claimant claims a Mechanics Lien on the premises, land, and any improvements thereon, and against all parties having any interest in the premises, and against any money or consideration due, owing, and payable or to become due owing and payable, plus interest at the statutory

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rate of 10% per annum, plus attorney's fees to the extent permitted by Section 17 of the Mechanics Lien Act, 770 ILCS 60/17.

Dated: January 28, 2010.

T. MANNING CONCRETE, INC., an Illinois Corporation,

By: Tom Manning
Tom Manning, President

Property of Clerk's Office

VERIFICATION

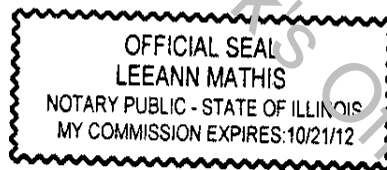
STATE OF ILLINOIS)
) SS
COUNTY OF McHENRY)

Tom Manning, being first duly sworn on oath, states that he is the President of T. Manning Concrete, Inc., an Illinois Corporation, the lien claimant herein, that he is authorized to sign this verification to the foregoing Original Subcontractor's Notice and Claim for Mechanics Lien, that he has read the foregoing notice and claim for lien and knows the contents thereof, and that all of the statements contained therein are true.

Tom Manning
Tom Manning, President

Subscribed and sworn to before me
this 28 day of January, 2010.

Leeann Mathis
Notary Public



My commission expires 10/21, 2012

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

Jennifer L. Johnson
ZANCK, COEN & WRIGHT, P.C.
40 Brink Street
Crystal Lake, IL 60014
815/459-8800

JD