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STATE OF ILLINOIS )  
  ) SS  
COUNTY OF COOK )

**SUBCONTRACTOR'S 770**  
**ILCS 60/1-60/22 and 60/24 et**  
**seq. CLAIM FOR**  
**MECHANIC'S LIEN**



Doc#: 1007131112 Fee: \$32.00  
Eugene "Gene" Moore RHSP Fee:\$10.00  
Cook County Recorder of Deeds  
Date: 03/12/2010 12:03 PM Pg: 1 of 6

**TO: See Service List - Exhibit  
"A"**

Elston Window & Wall, LLC  
d/b/a Elston Window & Wall, an Illinois limited liability a subcontractor (hereinafter  
"Claimant") (hereinafter "Claimant"), an Illinois limited liability company located at 2525 North  
Elston Avenue, Chicago, Illinois 60647, hereby files its 770 ILCS 60/1-60/22 and 60/24 et seq.  
Subcontractor's Claim for Mechanic's Lien on/against the Real Estate (as hereinafter described)  
and against the interest(s) of Silver Tower Chicago, LLC (hereinafter "Owner") of 2000 Spring  
Road, Suite 500, Oak Brook, IL 60523; Stonegate Development, Inc., d/b/a Stonegate  
Development of Illinois, Inc. (hereinafter "Lender"), c/o: MS Registered Agent Serv. Inc., 191  
N. Wacker Drive, Suite 1800, Chicago, IL 60606; Silver Tower Chicago Condominium  
Association (hereinafter "Condo Association"), c/o: MS Registered Agent Serv. Inc., 191 N.  
Wacker Drive, Suite 1800, Chicago, IL 60606; LaSalle Bank, N.A. (hereinafter "Lender"), c/o:  
Michael Kurtzon, Esq., Dykema Gossett, PLLC, 10 South Wacker Drive, Suite 2300, Chicago,  
IL 60606; Bank of America, as Successor to LaSalle Bank National Association (hereinafter  
"Lender"), c/o: Legal Department, 101 South Tryon Street, Charlotte, NC 28255; LaSalle Bank  
National Association (hereinafter "Lender"), c/o Legal Department, 77 South Dearborn,  
Chicago, IL 60603; Connaught Mezzanine Fund, LP (hereinafter "Lender"), 222 N. LaSalle  
Street, Lobby Level, Chicago, IL 60601; Connaught Mezzanine Fund, LP (hereinafter "Lender"),  
c/o: The Corporation Trust Company, Corporation Trust Center, 1209 Orange Street,  
Wilmington, Delaware 19801; Cole Taylor Bank (hereinafter "Lender"), c/o: Legal Department,  
111 West Washington Street, Chicago, IL 60602; Evans Construction Services (303 West Ohio  
Project), LLC (hereinafter "Contractor"), c/o: Michael Bonn, Registered Agent, 300 S. Wacker  
Dr., Suite 1000, Chicago, Illinois 60606; Evans Construction/Consulting, LLC (hereinafter  
"Party in Interest"), c/o: Michael Bonn, Registered Agent, 300 S. Wacker Dr., Suite 1000,  
Chicago, Illinois 60606; Midwest Operating Engineers Pension Trust Fund, Operating Engineers  
Local 150 Apprenticeship Fun, Local 150 I.U.O.E. Vacation Savings Plan and Midwest  
Operating Engineers Retirement Enhancement Fund ("Lien Claimant"), c/o: Baum, Sigman  
Auerbach & Neuman, Ltd., 200 West Adams Street, Suite 2200, Chicago, Illinois 60606;  
Woodlawn Development, LLC ("Lien Claimant"), c/o: MS Registered Agent Services,  
Registered Agent, 191 North Wacker Drive, Suite 1800, Chicago, Illinois 60606; Hartshorne  
Plunkard Ltd. (hereinafter "Party in Interest"), c/o: James M. Plunkard, Registered Agent, 232  
North Carpenter Street, Chicago, Illinois 60607; CKII Contracting, Inc. (hereinafter "Lien  
Claimant"), c/o: Cheryl Latsonas, Registered Agent, 1082 Santa Fe, Bartlett, Illinois 60103;  
Nadolna Brothers (hereinafter "Lien Claimant"), Clifford David Nadolna, Registered Agent,  
4835 West Main Street, Skokie, Illinois 60007, of and any person claiming an interest in the Real

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Estate (as hereinafter described) by, through, or under said Owner and, any and all Unknown Claimants and/or Owners.

In furtherance of its Lien, Claimant states as follows:

1. That prior to and including the date of Owner's contract with Contractor, the Owner owned an interest(s) as fee simple owner and, possibly otherwise, in the Real Estate which is commonly known as commonly known as Silver Tower located at 303 W. Ohio Street, and legally described as one of the following:

LOTS 1 TO 6 INCLUSIVE, AND LOT 7 (EXCEPT THE WEST 1.14 FEET OF SAID LOT 7) IN BLOCK 8 IN BUTLER, WRIGHT AND WEBSTER'S ADDITION TO CHICAGO IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 9, TOWNSHIP 29 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

PIN: part of 17-09-236-002-0000  
(hereinafter referred to as the "Real Estate").

2. On a date unknown to Claimant, Owner, or one knowingly permitted by the Owner to do so, entered into a contract with Contractor wherein Contractor was to provide labor, materials and equipment for construction on the Real Estate, including alterations and improvements to and for the benefit of the Real Estate; and

3. That Claimant entered into a subcontract with Contractor to furnish and install window-wall, channel glass, curtainwall, precast glass inserts, caulking, plexiglass lightboxes and all aluminum heads and sills for the project under its contract with Contractor. in furtherance of Contractor's contract with the Owner. Work of improvement was performed with the knowledge, authorization, and consent of the Owner, the Contractor, Condo Association, Unit Owners, or the Owner, the Contractor, Condo Association, and Unit Owners knowingly permitted said work to be performed; and

4. That Claimant substantially completed all of the work upon which this Lien Claim is based on December 12, 2009 in accordance with all contracts, plans and specifications; and

5. That the balance due and owing to the Claimant as of December 12, 2009 is the sum of Three Hundred Fifty-Seven Thousand, Five Hundred dollars and Fifty-Eight cents (\$357,500.58), for which amount the Claimant hereby claims a Mechanic's Lien on the Property, land, and improvements, and on the moneys or other consideration due or to become due from the Owner under the Owner's contract with the Contractor; and

6. Notice has been duly given to the Owner, the Lenders and the Contractor as required by the Illinois Mechanic's Lien Act, 770 ILCS 60/24 (West 2009). On information and belief, notice has also been given to the Owner and others pursuant to 770 ILCS 60/5 (West 2009). Notice of this lien is being provided by Claimant to Owner, Contractor, Condo Association, all known lenders and certain other parties interested in the Real Estate in accordance with Section 24 of the Illinois Mechanics Lien Act; and

7. Claimant states that no apportionment or allocation of this claim for lien is required by law. In the event that allocation or apportionment is held to be required, and only in that event, claimant claims a lien on each residential, commercial, parking and/or other proposed

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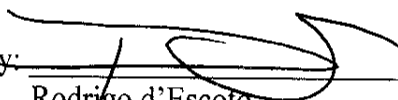
units by allocating a percentage of the total amount owed to claimant on each unit and/or by the number of units shown in the legal description.

8. You are hereby further notified that to the extent permitted by law, all waivers of lien heretofore given, if any, by the undersigned, Claimant, in order to induce payment not received, are hereby revoked. Acceptance of payment by Claimant of part, but not all, of the amount claimed due hereunder shall not operate to invalidate this Claim.

Dated: February 28, 2010

Elston Window & Wall, LLC d/b/a Elston  
Window & Wall

This instrument was prepared by:  
Clark Hill P.C.  
150 North Michigan  
Suite 2400  
Chicago, Illinois 60601

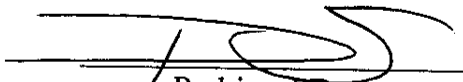
By:   
Rodrigo d'Escoto

Property of Cook County Clerk's Office

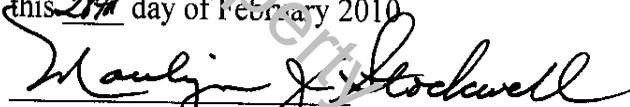
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STATE OF ILLINOIS     )  
  ) SS  
COUNTY OF COOK     )

I, Rodrigo d'Escoto, being first duly sworn on oath, hereby attest that I am an Executive of Elston Window & Wall, LLC ("Claimant"), that I am authorized as agent to execute this Subcontractor's Claim for Mechanic's Lien on behalf of Claimant, that I have read the foregoing Subcontractor's Claim for Mechanic's Lien and know the contents thereof, and that the statements contained therein are true and correct to the best of my knowledge, information and belief.

  
Rodrigo d'Escoto

Subscribed and sworn to before me  
this 28<sup>th</sup> day of February 2010

  
Notary Public

My commission expires Mar. 3, 2012.



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**UNOFFICIAL COPY****EXHIBIT A**

Silver Tower Chicago, LLC c/o: MS Registered Agent Serv. Inc. 191 N. Wacker Drive Suite 1800 Chicago, IL 60606	Silver Tower Chicago, LLC 2000 Spring Road Suite 500 Oak Brook, IL 60523
Stonegate Development, Inc., d/b/a Stonegate Development of Illinois, Inc. c/o: MS Registered Agent Serv. Inc. 191 N. Wacker Drive Suite 1800 Chicago, IL 60606	Silver Tower Chicago Condominium Association c/o: MS Registered Agent Serv. Inc. 191 N. Wacker Drive Suite 1800 Chicago, IL 60606
Silver Tower Chicago Condominium Association 2000 Spring Road Suite 500 Oak Brook, IL 60523	LaSalle Bank, N.A. c/o: Michael Kurtzon, Esq. Dykema Gossett, PLLC 10 South Wacker Drive Suite 2300 Chicago, IL 60606
Bank of America, as Successor to LaSalle Bank National Association c/o: Legal Department 101 South Tryon Street Charlotte, NC 28255	LaSalle Bank National Association c/o Legal Department 77 South Dearborn Chicago, IL 60603
Connaught Mezzanine Fund, LP 222 N. LaSalle Street Lobby Level Chicago, IL 60601	Connaught Mezzanine Fund, LP c/o: The Corporation Trust Company Corporation Trust Center 1209 Orange Street Wilmington, Delaware 19801
Cole Taylor Bank c/o: Legal Department 111 West Washington Street Chicago, IL 60602	Midwest Operating Engineers Welfare Fund, Midwest Operating Engineers Pension Trust Fund, Operating Engineers Local 150 Apprenticeship Fun, Local 150 I.U.O.E. Vacation Savings Plan and Midwest Operating Engineers Retirement Enhancement Fund c/o: Baum, Sigman Auerbach & Neuman, Ltd. 200 West Adams Street Suite 2200 Chicago, Illinois 60606
Evans Construction Services (303 West Ohio Project), LLC c/o: Michael Bonn, Registered Agent 300 S. Wacker Dr. Suite 1000 Chicago, Illinois 60606	Evans Construction/Consulting, LLC c/o: Michael Bonn, Registered Agent 300 S. Wacker Dr. Suite 1000 Chicago, Illinois 60606

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Woodlawn Development, LLC c/o: MS Registered Agent Services, Registered Agent 191 North Wacker Drive Suite 1800 Chicago, Illinois 60606	Hartshorne Plunkard Ltd. c/o: James M. Plunkard, Registered Agent 232 North Carpenter Street Chicago, Illinois 60607
CKII Contracting, Inc. c/o: Cheryl Latsonas, Registered Agent 1082 Santa Fe Bartlett, Illinois 60103	Nadolna Brothers Clifford David Nadolna, Registered Agent 4835 West Main Street Skokie, Illinois 60007

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