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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

Doc#: 1020831071 Fee: \$30.00 Eugene "Gene" Moore RHSP Fee:\$10.00 Cook County Recorder of Deeds Date: 07/27/2010 03:18 PM Pg: 1 of 2

SUB-CONTRACTOR'S CLAIM FOR LIEN (PRIVATE CONSTRUCTION)

IN THE OFFICE OF THE RECORDER OF DEEDS COOK COUNTY, ILLINOIS

THE UNDERSIGNED LIEN CLAIMANT, Whirlpool Corporation ("Lien Claimant") with an office at 412 N. Peters Rd., Karryville, Tennessee 37922, hereby files a claim for Mechanics Lien against River Plaines Associates, LLC ("Owner"), Epstein Construction, Inc. ("Contractor"), A. Epstein and Sons, International, Inc., Everleigh Condominiums, National City Bank (PNC Bank), Sertus Capital Partners, LLC, and all other persons naving or claiming an interest in the below described real estate, and states as follows:

1. At all times relevant, Owner owned the following described land in the County of Cook, State of Illinois, to wit:

ADDRESS:

1646 River Street. Des Plaines, Illinois 60016

TAX ID:

09-16-302-024-0000

LEGAL DESCRIPTION:

UNITS 308, 603, 607, 610 614, 704, 709, AND 817 TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS IN FVERLEIGH CONDOMINIUM AS DELINEATED AND DEFINED IN THE DECLARATION RECORDED AS DOCUMENT NO. 6925318024, IN SECTION 16, TOWNSHIP 41 NORTH, RANGE 12, EAST OF THE THIRD

PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

all as hereinafter together with all improvements referred to as the "Premises";

- 2. On information and belief, Owner, Owner's tenant 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 the construction and improvement of the Premises (the "Improvements").
- 3. On April 38 Owner made an agreement with Lien Claimant to furnish, deliver, unload, and distribute appliances and related materials, supplies, and equipment to the Premises to be incorporated into the Premises and/or Improvements.
- 4. On April 22, 2010, Lien Claimant substantially completed all of its requirements under said contract.
- 5. After taking into account all credits and payments, the sum of \$41,956.70 (plus, as allowed by contract or law, interest and attorneys fees) remains due and owing to Lien Claimant, for

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which Lien Claimant claims a Mechanics Lien on the Premises pursuant to the Illinois Mechanic Lien Act, 770 ILCS 60/1 et seq. (the "Act"), apportioned as follows:

Unit 308:	\$1476.37	Unit 603:	s 14710.38
Unit 607:	\$ 1476.37	Unit 610:	\$ 1476.38
Unit 614:	\$ 1476.37	Unit 704:	\$ 1476.38
Unit 709:	<u>\$ 1476.37</u>	Unit 817:	s 1476.38

Entire Building (Retainage):

\$30,145.70

- 6. To the extent permitted by law, all waivers of lien heretofore given by Lien Claimant, if any, to induce payment not received are hereby revoked. Acceptance of payment by Lien Claimant of part, but not all, of the amount claimed hereunder shall not act to invalidate this claim.
- 7. If so required, notice has been given to the Owner, Contractor, and persons otherwise interested in the Premices rursuant to Section 24 of the Act.

WHIRLPOOL CORPORATION

By: May Hudson
Its: Authorized Agent

STATE OF TN)

COUNTY OF KNOX)

The Affiant, Tacy Hudson, being duly sword on oath deposes and says that s/he is an Authorized Agent of Whirlpool Corporation, Lien Claimant; that s/he has read the foregoing claim for lien and knows the contents thereof; and that all statements therein contained are true.

By: Saturble Agent

Subscribed and sworn to before me this 22 day of July

2010

Notary

My Commission Expires 7/2/2012

Prepared by return to: Kevin C. Driscoll, Jr. Barnes & Thornburg LLP One North Wacker Drive, Suite 4400 Chicago, IL 60606 312/357-1313