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Doc#: 1107534096 Fee: \$34.00
Eugene "Gene" Moore RHSP Fee:\$10.00
Cook County Recorder of Deeds
Date: 03/16/2011 02:41 PM Pg: 1 of 8

SUBCONTRACTOR'S/LABORER'S NOTICE OF CLAIM TO THE OWNER
NOTICE OF CLAIM ON THE PAYMENT AND PERFORMANCE BOND

TO:

Wal-Mart Real Estate Business Trust,
A Delaware Business Trust
c/o The Corporation Trust Company,
Reg. Agent for Service
Corporaton Trust Center
1209 Orange Street
Wilmington, DE 19801

Great Lakes Bank, Trustee
u/t/a dated July 18, 1995 and known
as Trust No. 90075
13057 South Western Ave.
Blue Island, IL 60406

Great Lakes Bank, Trustee
u/t/a dated July 18, 1995 and known
as Trust No. 90075
11346 S. Cicero Ave.
Alsip, IL 60803

Great Lakes Bank, Trustee
u/t/a dated July 18, 1995 and known
as Trust No. 90075
c/o Raymond Lazzara
2500 W. 95th St.
Evergreen Park, IL 60805

Jenkins Construction, Inc.
c/o James B. Jenkins, Registered
Agent for Service
985 E. Jefferson
Detroit, MI 48207

Cedar Creek Carpentry, Inc.
William J. Martin, Registered Agent
51537 Industrial Drive
New Baltimore, MI 48047

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You are hereby notified by the undersigned, Agent of the Chicago Regional Council of Carpenters Union (hereinafter "Union"), and the Union fringe benefits listed below, all at 12 E. Erie Street, Chicago, Illinois 60611, claim a lien on behalf of the Union members/participants listed below who have been employed by Cedar Creek Carpentry Inc., (hereinafter "Cedar"), located at 51537 Industrial Drive, New Baltimore, MI 48047 to provide labor for Cedar relating to installation of metal studding, drywall, framing and trimming, and other related work pursuant to the terms of an Agreement to which Cedar and the Union were parties under which the below mentioned Union members would be employed by Cedar to enable Cedar to perform its contract with you on and against your property at:

Wal-Mart Store
2500 W. 95th Street
Evergreen Park, IL 60805

(See Attached Exhibit A for Description)

for the installation of metal studding, drywall, framing and trimming, and other related work that there is due and unpaid on account of the below mentioned members' labor for contributions to the following fringe benefit funds at the required certain hourly rates by the below mentioned members during the months of October and November 2010 and assessments and interest for late payment of the aforesaid contributions for the above listed month.

The set commercial rates in effect for Carpenter members Hugo V. Alvarado-Currol, Klenton B. Amos, Christopher J. Cwiertak, Ryan J. Clark, Raul Esparza Jr., Mark B. Fitzhenry, Eric Frausto, Michael Melson, Joseph O'Rourke, Charles D. Pawlowski, Christopher Peters, Edward J. Peters, John Pudinoff, Rivera Quinn, Victor Quinonez, Jose Sanchez Jr., John Stanton, Jason M. Jones, Durrell E. Marquardt, Dan F. Omiecinski and Trent J. Scholes working on this property for the time period specified above are:

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- a) Chicago Regional Council of Carpenters Pension Fund at \$9.29/hr
- b) Chicago Regional Council of Carpenters Health & Welfare Fund at \$11.34/hr
- c) Chicago Regional Council of Carpenters Annuity Fund at \$1/hr
- d) Chicago Regional Council of Carpenters Apprentice Fund at \$0.49/hr
- e) Chicago Regional Council of Carpenters International Apprentice, Safety & Labor/Management Fund at \$0.10/hr
- f) Chicago Regional Council of Carpenters Labor/Management Promotion Fund at \$0.02/hr
- g) Chicago Regional Council of Carpenters Industry Advancement Fund at \$0.06/hr
- h) Chicago Regional Council of Carpenters Safety Fund at \$0.01/hr
- i) Carpenters CISCO Fund at \$0.01/hr

The total number of hours worked by members/participants on this property is 2,489 hours at a certain hourly contribution rate for October and November 2010 of \$22.32/hr totaling \$55,554.48 plus \$11,110.89 assessments and \$2,999.94 interest for a total of \$69,665.31 due and unpaid to the above referenced Funds, plus continuing interest.

The total fringe benefits, assessment and interest owed on this project are \$69,665.31.

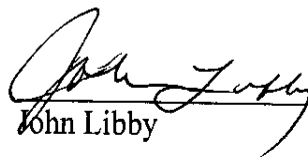
The total amount demanded and due by a mechanics' lien and claim on the payment and performance bond for fringe benefit contributions and assessments on this property is \$69,665.31 plus ongoing interest. The last day of work on the property was November 18, 2010.

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Therefore:

DO NOT PAY THE CONTRACTOR FOR THIS WORK UNLESS YOU HAVE RECEIVED FROM THE CONTRACTOR A WAIVER OF LIEN BY, OR OTHER SATISFACTORY EVIDENCE OF PAYMENT TO, THE SUBCONTRACTOR OR MATERIALMAN.

Dated at Chicago, Illinois, this 15th day of February, 2011.


John Libby

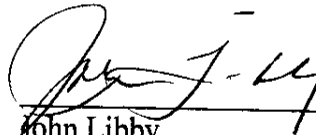
Title: Manager, Audits & Collections

Property of Cook County Clerk's Office

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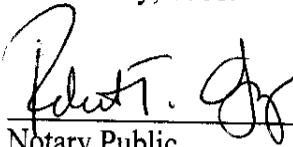
STATE OF ILLINOIS)
) SS
 COUNTY OF COOK)

I, the undersigned, being duly sworn, state that I have read the foregoing instrument and know that the contents are true, in substance and in fact.

 2/15/11

 John Libby
 Manager, Audits & Collections

Subscribed and sworn to before me this 15th day of February, 2011.



 Notary Public



Prepared By:
 Robert T. Oleszkiewicz
 Whitfield, McGann & Ketterman
 111 E. Wacker Drive
 Suite #2600
 Chicago, IL 60601
 (312) 251-9700

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EXHIBIT A

Legal Description of the Land

Parcel 1:

All of Lots 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, and 33 (except the South 10 feet thereof), and lot 34 (except the South 10 feet thereof), in block 8 in Brett and Power's Boulevard Subdivision of block 7 and 8 of Barrell Chambers and Thayer's Subdivision of the East half of the Southeast quarter of Section 1, Township 37 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 2:

The West 2 1/2 acres of the North 5 acres of the South 15 acres of the East half of the Southeast quarter of Section 1, Township 37 North, Range 13, East of the Third Principal Meridian, (excepting from said tract the West 33 feet thereof and excepting from said tract the East 242 feet thereof) in Cook County, Illinois.

Parcel 3:

lots 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 35, 36, 37, 38, 39, and 40 (except the south 10 feet thereof of all of the aforesaid lots) and all of lots 1, 2, 3, 4, 11, 12, 13, and 14 in block 8 in Brett and Powers' Boulevard Subdivision of block 7 and 8 of Barrell, Chambers and Thayer's Subdivision of the east 1/2 of the southeast 1/4 of section 1, township 37 north, range 13, east of the third principal meridian, in Cook County, Illinois

parcel 4:

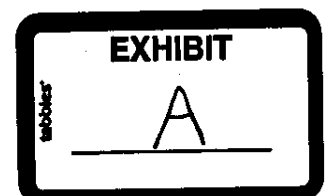
the east 242 feet of the west 2 1/2 acres of the north 5 acres of the south 15 acres of the east 1/2 of the southeast 1/4 of section 1, township 37 north, range 13, east of the third principal meridian, in Cook County, Illinois

parcel 5:

that portion of vacated 94th Street lying north of and immediately adjacent to lots 1 through 4 in block 8 in Brett and Powers' Boulevard Subdivision of blocks 7 and 8 of Barrell, Chambers and Thayer's Subdivision of the east 1/2 of the southeast 1/4 of section 1, township 37 north, range 13, east of the third principal meridian, in Cook County, Illinois

parcel 6:

easement for the benefit of parcel 4 over property north and adjoining for encroachment of improvements on parcel 4 over and onto said adjoining property as created by easement agreement filed March 18, 1982 as document number LR3253316.



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Permanent Tax / Assessor Parcel Number(s)

24-01-404-009-0000
24-01-406-046-0000
24-01-406-051-0000
24-01-406-064-0000
24-01-406-052-0000 (affects lot 21 of parcel 3)
24-01-406-053-0000 (affects lot 22 of parcel 3)
24-01-406-054-0000 (affects lot 23 of parcel 3)
24-01-406-055-0000 (affects lot 24 of parcel 3)
24-01-406-056-0000 (affects lot 25 of parcel 3)
24-01-406-057-0000 (affects lot 26 of parcel 3)
24-01-406-058-0000 (affects lot 27 of parcel 3)
24-01-406-059-0000 (affects lot 28 of parcel 3)
24-01-406-060-0000 (affects lot 29 of parcel 3)
24-01-406-061-0000 (affects lot 30 of parcel 3)
24-01-406-062-0000 (affects lot 31 of parcel 3)
24-01-406-063-0000 (affects lot 32 of parcel 3)
24-01-406-065-0000 (affects lots 35, 36, 37, and 38 of parcel 3)
24-01-406-066-0000 (affects lot 39 of parcel 3)
24-01-406-067-0000 (affects lot 40 of parcel 3)
24-01-406-042-0000 (affects lot 1 of parcel 3 and part of parcel 5)
24-01-406-043-0000 (affects lot 2 of parcel 3 and part of parcel 5)
24-01-406-044-0000 (affects lot 3 of parcel 3 and part of parcel 5)

24-01-406-045-0000 (affects lot 4 of parcel 3 and part of parcel 5)
24-01-406-047-0000 (affects lot 11 of parcel 3)
24-01-406-048-0000 (affects lot 12 of parcel 3)
24-01-406-049-0000 (affects lot 13 of parcel 3)
24-01-406-050-0000 (affects lot 14 of parcel 3)
24-01-404-010-0000 (affects parcel 4)

Address: 2500 W. 95TH ST. EVERGREEN PARK

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STATE OF ILLINOIS)
) SS
 COUNTY OF COOK)

The undersigned, Rosalie Swanson, upon oath deposes and states that on February 15, 2011 she caused a copy of the foregoing Subcontractor's/Laborer's Notice of Claim to the Owner to be sent by certified mail, with return receipt requested, and delivery limited to addressee only, with proper postage prepaid deposited at the United States Postal Box, 111 East Wacker Drive, Chicago, Illinois before five p.m. to the following entities at the following addresses:

Wal-Mart Real Estate Business Trust,
 A Delaware Business Trust
 c/o The Corporation Trust Company, Reg. Agent for Service
 Corporation Trust Center
 1209 Orange Street
 Wilmington, DE 19801
 Cert. Mail No. 7004-0750-0002-0372-0289

Great Lakes Bank, Trustee
 u/t/a dated July 18, 1995 and known
 as Trust No. 90075
 13057 South Western Ave.
 Blue Island, IL 60406
 Cert. Mail No. 7004-0750-0002-0372-0296

Great Lakes Bank, Trustee
 u/t/a dated July 18, 1995 and known
 as Trust No. 90075
 11346 S. Cicero Ave.
 Alsip, IL 60803
 Cert. Mail No. 7004-0750-0002-0372-0302

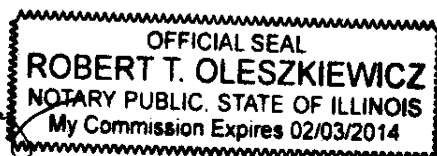
Great Lakes Bank, Trustee
 u/t/a dated July 18, 1995 and known
 as Trust No. 90075
 c/o Raymond Lazzara
 2500 W. 95th St.
 Evergreen Park, IL 60805
 Cert. Mail No. 7004-0750-0002-0372-0319

Jenkins Construction, Inc.
 c/o James B. Jenkins, Registered
 Agent for Service
 985 E. Jefferson
 Detroit MI 48207
 Cert. Mail No. 7004-0750-0002-0372-0326

Cedar Creek Carpentry Inc.
 William J. Martin, Registered Agent
 51537 Industrial Drive
 New Baltimore, MI 48047
 Cert. Mail No. 7004-0750-0002-0371-9849

Subscribed and sworn to
 before me this 15th day
 of February, 2011

[Signature]
 Notary Public



[Signature]
 Rosalie Swanson