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STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

CONTRACTOR'S CLAIM FOR LIEN

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



Doc#: 1111016037 Fee: \$30.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 04/20/2011 11:15 AM Pg: 1 of 4

THE UNDERSIGNED LIEN CLAIMANT, **D & M Welding, Inc.**, of 8314 S. 77th Ave., Bridgeview, Illinois 60455 (hereinafter "Lien Claimant"), hereby records a claim for Mechanics Lien against **Praxis Construction, Inc.**, of 900 W. Van Buren, Chicago, Illinois (hereinafter referred to as "Construction Manager"); **ASAT, Inc.**, of 2150 W. Devon Ave., Chicago, Illinois (hereinafter referred to as "Owner"); **MB Financial Bank, NA**, of 800 W. Madison Ave., Chicago, Illinois, as successor to Broadway Bank; **FDIC**, with offices located at 300 Riverside Plaza, Chicago, Illinois 60606, as receiver for Broadway Bank; and **Hermes Capital, LLC**, a Delaware limited liability company having an agent located at 5960 N Broadway, Chicago, Illinois (with such entities being hereinafter referred to jointly as "Lender") and all other persons or entities having or claiming and interest in the below described real estate, and in support thereof states as follows:

1. On or about October 28, 2009, Owner owned the following described real estate in the County of Cook, State of Illinois, to wit:

See legal description,
attached hereto as Exhibit "A"

Commonly known as 6401-6425 North Rockwell, Chicago, Illinois, which real estate has the following permanent index numbers: **10-36-428-009-0000** and **10-36-428-035-0000**, and which is hereinafter together with all improvements referred to as the "premises."

2. By written document dated October 28, 2009, Lien Claimant submitted a written proposal to Construction Manager to furnish, fabricate, supply, and install certain steel to the premises in the amount of two-hundred-ninety-five-thousand Dollars (\$295,000.00) for said improvement ("Proposal").

3. Upon information and belief, the Proposal was accepted by the Owner, or one knowingly authorized to accept the Proposal on behalf of the Owner, or in the alternative the Construction Manager.

4. Owner, or one knowingly authorized to act on behalf of the Owner, entered into a written contract with Lien Claimant dated October 29, 2009 that purported to incorporate the terms and conditions of the Proposal. The written contract identified in this paragraph and the Proposal

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are collectively referred to as the Contract.

5. At the special instance and request of Construction Manager and/or the Owner, Lien Claimant furnished extra and additional materials to and extra and additional labor for said premises in the amount of eight-eight-thousand-six-hundred Dollars (\$88,600.00), with all of the referenced additional materials being performed under the oral direction of the Construction Manager and/or the Owner, without being reduced to writing.

6. On January 18, 2011, Lien Claimant substantially completed all required by said Contract and extras to be done.

7. Contractor is entitled to credits on account thereof as follows: \$301,000.00, leaving due, unpaid and owing to Lien Claimant, after allowing all credits, the sum of \$82,600.00, for which, with interest, Lien Claimant claims a lien on the premises and improvements.

8. In addition, to the extent Lien Claimant is determined to be a subcontractor, such determination being a conclusion of law, then Lien Claimant also asserts a lien against all monies or other considerations due or to become due from Owner under its contract with the Construction Manager.

9. In addition, notice has been duly given to Owner, the Lender and the Construction Manager as required by the Illinois Mechanics Lien Act, 770 ILCS 60/24. On information and belief notice has also been given to the Owner and others pursuant to 770 ILCS 60/5.

D & M WELDING, Inc.,

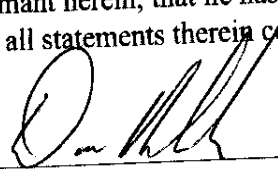
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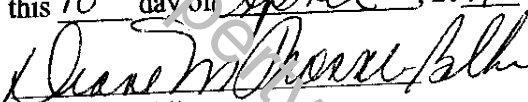
David R. Bakker, President

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The Affiant, David P. Bakker, being first duly sworn, on oath deposes and says that he is President of D & M Welding, Inc., Lien Claimant herein; that he has read the foregoing claim for lien and knows the contents thereof; and that all statements therein contained are true.



Subscribed and sworn to before me
this 10th day of April, 2011

Notary Public

This document prepared by and mail to:
Jennifer A. Nielsen
Lyman & Nielsen, LLC
1301 West 22nd Street, Suite 914
Oak Brook, IL 60523
Tel: 630/575-0020
Fax: 630/575-0999



UNOFFICIAL COPY**Legal Description:****PARCEL 1:**

LOTS 10 AND 11 IN BLOCK 5 IN WILLIAM L. WALLEN EDGEWATER'S GOLF CLUB ADDITION TO ROGERS PARK, A SUBDIVISION IN THE SOUTHEAST 1/4 OF SECTION 36, TOWNSHIP 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

THE SOUTH 1/2 OF LOT 12 IN BLOCK 5 IN WILLIAM L. WALLEN EDGEWATER'S GOLF CLUB ADDITION TO ROGERS PARK, A SUBDIVISION IN THE SOUTHEAST 1/4 OF SECTION 36, TOWNSHIP 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, (EXCEPT THEREFROM ANY PORTION OF SAID SOUTH 1/2 OF LOT 12 FALLING WITHIN THE NORTH 37.5 FEET OF SAID LOT 12), IN COOK COUNTY, ILLINOIS.

PARCEL 3:

THE VACATED 16 FOOT EAST-WEST ALLEY LYING NORTH OF THE NORTHERLY LINE OF LOTS 9 AND 10 AND SOUTH OF THE SOUTHERLY LINE OF LOT 11, EAST OF THE WESTERLY LINE OF LOT 11 EXTENDED TO THE SOUTH, AND WEST OF THE OF THE SOUTHERLY EXTENTION OF THE EAST LINE OF LOT 11 IN BLOCK 5 IN WILLIAM L. WALLEN EDGEWATER'S GOLF CLUB ADDITION TO ROGERS PARK, A SUBDIVISION IN THE SOUTHEAST 1/4 OF SECTION 36, TOWNSHIP 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

TR/LGL

JW1

